STATE OF NEW YORK

3967--A

2019-2020 Regular Sessions

IN SENATE

February 22, 2019

Introduced by Sens. BROOKS, THOMAS -- read twice and ordered printed, and when printed to be committed to the Committee on Budget and Revenue -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the tax law, in relation to exempting from sales and use tax school buses; establishes a green ribbon panel to research greener school buses

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 1115 of the tax law is amended by adding a new subdivision (ll) to read as follows:

(ll) Notwithstanding any other provision of law to the contrary, receipts from the sale of school buses, as such term is defined in section one hundred forty-two of the vehicle and traffic law and parts, equipment, lubricants and fuel purchased and used in their operation, shall be exempt from taxes imposed by this article.

§ 2. (a) The commissioner of education, in consultation with the commissioner of motor vehicles and the New York state energy research and development authority, shall establish a "Green Ribbon Panel" which shall research and develop recommendations for upgrading school buses to be greener and cleaner.

(b) The Green Ribbon Panel shall be composed of 12 members appointed by the commissioner of education provided that of such 12 members: three members shall be appointed upon the recommendation of the governor, three members shall be appointed upon the recommendation of the temporary president of the senate, three members shall be appointed upon the recommendation of the speaker of the assembly, and the remaining members shall be appointed in the sole discretion of the commissioner of education. The members of the Green Ribbon Panel shall include representatives from each of the following groups: the school bus industry,

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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environmental protection groups, researchers on green vehicles, school personnel, and parents of school-aged children.

(c) The recommendations of the Green Ribbon Panel shall include, but not be limited to, electric power, retrofitting current school buses with green technology, and any other option which will have an immediate and long term impact on reducing harmful emissions from school buses in New York State.

(d) The members of the Green Ribbon Panel shall receive no compensation for their services, but shall be allowed their actual and necessary expenses incurred in the performance of their duties pursuant to this act.

(e) The Green Ribbon Panel shall convene on or before August 1, 2020 to develop its recommendations. On or before January 1, 2021, the committee shall submit a preliminary report of its recommendations for consideration in the executive budget for the 2021-22 state fiscal year, and, on or before October 1, 2021, shall submit a final report of its recommendations to the governor, the temporary president of the senate, and the speaker of the assembly.

§ 3. This act shall take effect on the first day of a quarterly sales tax period, as set forth in subdivision (b) of section 1136 of the tax law, next succeeding April 1, 2020. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.