

STATE OF NEW YORK

7137

IN SENATE

January 8, 2020

Introduced by Sen. HOYLMAN -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to authorizing the creation of a "New York public radio" license plate; and to amend the state finance law, in relation to creating the New York public radio fund

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

1 Section 1. The vehicle and traffic law is amended by adding a new
2 section 404-qg to read as follows:

3 § 404-qg. Distinctive "New York public radio" license plates. 1. Any
4 person shall upon request be issued a distinctive "New York public
5 radio" license plate of a design or designs to be approved by the
6 commissioner. Application for said license plate shall be filed with the
7 commissioner in such form and detail as the commissioner shall
8 prescribe.

9 2. A distinctive "New York public radio" license plate issued pursuant
10 to this section shall be issued in the same manner as other number
11 plates upon the payment of the regular registration fees prescribed by
12 section four hundred one of this article; provided, however, that an
13 additional annual service charge of twenty-five dollars shall be charged
14 for such plate.

15 3. Each twenty-five dollars received as the annual service charge
16 under this section shall be deposited to the credit of the "New York
17 public radio fund" established pursuant to section ninety-nine-hh of the
18 state finance law and shall be used for grants to public radio stations
19 as specified in section ninety-nine-hh of the state finance law.

20 § 2. The state finance law is amended by adding a new section 99-hh to
21 read as follows:

22 § 99-hh. New York public radio fund. 1. There is hereby established in
23 the sole custody of the comptroller a fund to be known as the "New York
24 public radio fund". Monies in the fund shall be kept separate from and
25 not commingled with other funds held in the sole custody of the comp-
26 troller.

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

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1 2. Such fund shall consist of all revenues received pursuant to
2 section four hundred four-qq of the vehicle and traffic law, and all
3 other monies appropriated, credited or transferred thereto from any
4 other fund or source pursuant to law. Nothing contained in this section
5 shall prevent the state from receiving grants, gifts or bequests for the
6 purposes of the fund as defined in this section and depositing them into
7 the fund according to law.

8 3. Monies of the fund shall be made available to the office of educa-
9 tional television and public broadcasting within the department of
10 education for grants to public radio stations, as defined in section two
11 hundred thirty-six of the education law, for the purposes of public
12 service programming. Monies shall be payable from the fund by the comp-
13 troller on vouchers approved by the commissioner of education. The
14 commissioner of education shall promulgate rules and regulations neces-
15 sary for the distribution of such grants.

16 4. To the extent practicable, the commissioner of education shall
17 ensure that all monies received during a fiscal year are expended prior
18 to the end of that fiscal year.

19 5. On or before the first day of February each year, the comptroller
20 shall certify to the governor, temporary president of the senate, speak-
21 er of the assembly, chair of the senate finance committee and chair of
22 the assembly ways and means committee the amount of money deposited in
23 the New York public radio fund during the preceding calendar year as the
24 result of revenue derived pursuant to section four hundred four-qq of
25 the vehicle and traffic law or any other fund or source pursuant to law
26 or from grants, gifts and bequests.

27 6. On or before the first day of February each year, the commissioner
28 of education shall provide a written report to the governor, temporary
29 president of the senate, speaker of the assembly, chair of the senate
30 finance committee, chair of the assembly ways and means committee, and
31 the public. Such report shall include how the monies of the fund were
32 utilized during the preceding calendar year and shall include:

33 (a) the amount of money disbursed from the fund;

34 (b) the recipients of awards from the fund;

35 (c) the amount awarded to each recipient;

36 (d) the purposes for which such awards were granted; and

37 (e) a summary financial plan for such monies which shall include esti-
38 mates of all receipts and all disbursements for the current and succeed-
39 ing fiscal years, along with the actual results from the prior fiscal
40 year.

41 § 3. 1. A distinctive plate established pursuant to section 404-qq of
42 the vehicle and traffic law shall only be designed, produced and issued
43 upon the delivery to the department of motor vehicles of a surety bond
44 in the amount of six thousand dollars, which shall be executed by a
45 surety company authorized by the department of financial services to
46 transact business in this state. Provided, however, that if the commis-
47 sioner of motor vehicles shall have received prior to plate design,
48 production and issuance at least two hundred orders for such distinctive
49 plate together with the additional annual service charge applicable to
50 each such order, which shall be non-refundable, no such surety bond
51 shall be required. All service charges collected pursuant to this
52 section shall be deposited pursuant to the provisions of section 404-oo
53 of the vehicle and traffic law to the credit of the department of motor
54 vehicles distinctive plate development fund established by section 95-g
55 of the state finance law and shall be used for the design, production,

1 advertising and distribution of distinctive license plates in accordance
2 with such section 95-g.

3 2. If, upon the expiration of two years following the date upon which
4 distinctive plates in the series are first available for sale two
5 hundred or more sets of such plates are sold, a bond delivered pursuant
6 to this section shall be discontinued. If fewer than two hundred sets of
7 such plates are sold by such time, the department of motor vehicles
8 shall be entitled to recover against the bond in an amount proportionate
9 to such shortfall.

10 § 4. This act shall take effect on the sixtieth day after it shall
11 have become a law; provided, however, that effective immediately, the
12 addition, amendment and/or repeal of any rule or regulation necessary
13 for the implementation of this act on its effective date are authorized
14 and directed to be made and completed on or before such effective date.