

STATE OF NEW YORK

7973

IN SENATE

March 5, 2020

Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend chapter 238 of the laws of 1963 relating to incorporating the Port Jefferson Volunteer Firemen's Benevolent Association, in relation to its purpose and the use of foreign fire insurance premium taxes

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

1 Section 1. Sections 3 and 7 of chapter 238 of the laws of 1963 relating to incorporating the Port Jefferson Volunteer Firemen's Benevolent Association is amended to read as follows:

2 § 3. Purposes. The purposes of such corporation shall be the maintenance of suitable headquarters for, and the promotion of fraternal intercourse among the members of such corporation, the relief, aid and assistance of such members and their families who are injured, disabled or indigent, to promote and safeguard the welfare of the volunteer members of the corporation, and their families; to provide for the health and safety of the volunteer members of the corporation; and to enhance the morale of the volunteer members of the corporation by providing social and recreational activities for the volunteer members of the corporation, and the promotion of the welfare of the volunteer fire service within the Port Jefferson fire district and territory provided with fire protection by contract with such fire district.

3 § 7. Precept for payment of foreign fire insurance premium taxes. Such corporation shall collect and there shall be paid to it all taxes imposed by section [~~five hundred fifty-three~~] ninety-one hundred four of the insurance law, for fire department use and benefit, upon premiums for insurance against loss or damage by fire covering property situated within the territory protected by the Port Jefferson volunteer fire department, located in the town of Brookhaven, Suffolk county, New York, or within any duly organized territory in which the Port Jefferson volunteer fire department is or may be obligated to render fire protection. The officer of said corporation designated by its by-laws to collect and receive the aforesaid tax shall have all the powers and be

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

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1 subject to all the provisions of the insurance law, relating to treasur-
2 ers of fire departments. Such corporation shall also be entitled to
3 receive a share of the tax imposed by section [~~five hundred fifty-four~~
4 ninety-one hundred five of the insurance law, based upon the business
5 written in the territory with respect to which it is entitled to collect
6 and receive the tax under section [~~five hundred fifty-three~~ ninety-one
7 hundred four of the insurance law. Such taxes shall only be used [~~for~~
8 ~~the care and relief of disabled or indigent volunteer and exempt volun-~~
9 ~~teer firemen and their families~~] by the corporation in furtherance of
10 its purposes as set forth in section three of this act.

11 § 2. This act shall take effect immediately; provided however, that
12 the amendments to section 7 of chapter 238 of the laws of 1963 made by
13 section one of this act shall apply to taxes due on premiums received on
14 and after January 1, 2021.