STATE OF NEW YORK

8299--A

2021-2022 Regular Sessions

IN ASSEMBLY

October 20, 2021

Introduced by M. of A. RA -- read once and referred to the Committee on Local Governments -- recommitted to the Committee on Local Governments in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the Nassau County Civil Divisions Act, in relation to the Volunteer and Exempt Firemen's Benevolent Association of Westbury

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

Section 1. Sections 625.1, 625.4 and 625.5 of the Nassau County Civil Divisions Act, as added by chapter 64 of the laws of 1940, are amended to read as follows:

§ 625.1. Purposes. The purposes of such corporation shall be the relief, aid and assistance of the members of such corporation and their immediate families, who are **injured,** disabled or indigent, **to maintain a suitable headquarters for such members of such corporation, to provide for the health and safety of the volunteer members of a corporation, to enhance the morale of the volunteer members of the corporation by providing social and recreational activities for the volunteer members of a corporation,** and the promotion of the welfare of the volunteer fire service in the territory protected by the Westbury fire department.

§ 625.4. Control and disposal of funds and property. The control and disposal of the funds, property and estate of such corporation**, the exercise of its powers** and the management of its affairs shall be vested in a board of trustees, which shall consist of [~~five~~] **eleven** members of such corporation**, to wit: the president, the first vice president, the second vice president, the secretary, the financial secretary, the treasurer and five other members having the title of trustee**. [~~The officers of such corporation shall be in such number and designated and shall have and exercise such powers and duties as may be provided by the by-laws.~~] The trustees and officers shall be elected at the annual meet-

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

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ing of such corporation in the manner prescribed by its by-laws. The funds of such corporation, by unanimous vote of the **board of** trustees, may be used [~~for the relief, aid and assistance of disabled or indigent active or exempt volunteer firemen of the Westbury fire department~~] **by the corporation in furtherance of its purposes as set forth pursuant to section 625.1 of this act**.

§ 625.5. Precept for payment of foreign fire insurance premium taxes. a. Such corporation shall collect and there shall be paid to it all tax imposed by section [~~five hundred and fifty-three~~] **nine thousand 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 area protected by the Westbury fire department, and within any duly organized territory in which the Westbury fire department is, or may hereafter be, obligated to render fire protection.

b. The officer of such corporation designated by its by-laws to collect and receive the aforesaid tax shall have the same powers as provided by law for the treasurer of a fire department with respect to such collection and receipt.

c. Such corporation shall also be entitled to receive a share of the tax imposed by section [~~five hundred and fifty-four~~] **nine thousand one hundred five** of the insurance law, based upon premiums written in the territory with respect to which it is entitled to collect and receive the tax under section [~~five hundred and fifty-three~~] **nine thousand one hundred four** of the insurance law.

d. Such taxes shall only be used [~~for~~] **by** the [~~care and relief of disabled or indigent volunteer and exempt firemen and their families~~] **corporation in furtherance of its purposes as set forth pursuant to section 625.1 of this act**.

§ 2. This act shall take effect immediately.