STATE OF NEW YORK

3166

2023-2024 Regular Sessions

IN ASSEMBLY

February 2, 2023

Introduced by M. of A. PAULIN, KELLES, SIMON, STERN, ANGELINO, BRABENEC, K. BROWN, DeSTEFANO, J. A. GIGLIO, J. M. GIGLIO, NORRIS -- read once and referred to the Committee on Ways and Means

AN ACT to amend the tax law, in relation to providing additional aid to municipalities for the purposes of funding next generation 9-1-1 technology and providing continuity of emergency dispatching services

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

Section 1. Legislative intent. The legislature hereby finds and declares the next generation 9-1-1 (commonly referred to as "NG 9-1-1") is a digital, internet protocol (IP)-based system that will replace the analog 9-1-1 infrastructure that has long been in place in most parts of New York. The success and reliability of 9-1-1 will be greatly improved with the implementation of NG 9-1-1, as it will enhance emergency number services to create a faster, more resilient system that allows voice, photos, videos and text messages to flow seamlessly from the public to the 9-1-1 network. NG 9-1-1 will also improve the ability of public safety answering points (hereinafter referred to as "PSAPs") to help manage call overload, natural disasters, and transfer of 9-1-1 calls based on caller location data. Because most 9-1-1 systems were originally built using analog rather than digital technologies, PSAPs across New York (with the exception of New York City) need to be upgraded to support NG 9-1-1. While the technology to implement these new IP-based 9-1-1 systems is available, the transition to NG 9-1-1 involves much more than just new computer hardware and software. The legislature further finds and declares that many municipalities lack the funding to implement NG 9-1-1. The legislature also finds and declares that until counties have access to a dedicated revenue stream to help pay for system upgrades and new communications equipment, becoming NG 9-1-1 capable will be out of reach for many areas. The legislature hereby authorizes the state to help counties begin developing plans to

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

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implement NG 9-1-1, and enacts this legislation to provide appropriate funding to support such implementation.

§ 2. Paragraph (a) of subdivision 5 of section 186-f of the tax law, as added by section 3 of part B of chapter 56 of the laws of 2009, is amended to read as follows:

(a) [~~forty-one and seven-tenths~~] **thirty-two percent** of the revenues collected and received under this section into the state general fund; and

§ 3. Paragraphs (b), (c) and (g) of subdivision 6 of section 186-f of the tax law, paragraph (b) as amended by section 1 of part G of chapter 55 of the laws of 2022, paragraph (c) as amended by section 38 of part B of chapter 56 of the laws of 2010 and paragraph (g) as added by section 2 of part Q of chapter 55 of the laws of 2014, are amended to read as follows:

(b) The sum of one million five hundred thousand dollars must be deposited into the New York state emergency services revolving loan fund annually; provided, however, that such sums shall not be deposited for state fiscal years two thousand eleven--two thousand twelve, two thousand twelve--two thousand thirteen, two thousand fourteen--two thousand fifteen, two thousand fifteen--two thousand sixteen, two thousand sixteen--two thousand seventeen, two thousand seventeen--two thousand eighteen, two thousand eighteen--two thousand nineteen, two thousand nineteen--two thousand twenty, two thousand twenty--two thousand twenty-one, **and** two thousand twenty-one--two thousand twenty-two[~~, two thousand twenty-two--two thousand twenty-three, and two thousand twenty-three--two thousand twenty-four~~];

(c) Up to the sum of [~~seventy-five~~] **one hundred** million dollars annually may be used for the provision of grants or reimbursements to counties for the development, consolidation, or operation of public safety communications systems or networks designed to support statewide interoperable communications for first responders, to be distributed pursuant to standards and guidelines issued by the state. Annual grants may consider costs borne by a municipality related to the issuance of local public safety communications bonds pursuant to section twenty-four hundred thirty-two of the public authorities law, when the municipality has qualified as an approved participant in a statewide interoperable communications system under the standards and guidelines issued by the state, and maintains compliance with such standards and guidelines. The grant amount will be prescribed pursuant to an agreement with the municipality, and may not exceed thirty percent of the annual cost borne by the municipality in relation to such bonds;

(g) The sum of [~~ten~~] **twenty** million dollars annually shall be used for the provision of grants to counties for costs related to the operations of public safety dispatch centers, to be distributed pursuant to a plan developed by the commissioner of homeland security and emergency services and approved by the director of the budget. Such plan may consider such factors as population density and emergency call volume.

§ 4. This act shall take effect immediately.