

STATE OF NEW YORK

7409

2023-2024 Regular Sessions

IN ASSEMBLY

May 19, 2023

Introduced by M. of A. MORINELLO -- read once and referred to the Committee on Local Governments

AN ACT to amend chapter 584 of the laws of 1996 relating to incorporation of the Wheatfield Volunteer Firefighter's Benevolent Association and providing for its powers and duties, 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. Section 3 of chapter 584 of the laws of 1996 relating to
2 incorporation of the Wheatfield Volunteer Firefighter's Benevolent Asso-
3 ciation and providing for its powers and duties, is amended to read as
4 follows:

5 § 3. Purposes. The purposes of such corporation shall be the mainte-
6 nance of suitable headquarters for, and the promotion of fraternal
7 intercourse among the members of such corporation[~~7~~]; the relief, aid
8 and assistance of volunteer firefighters and their families who are
9 injured, disabled or indigent [~~7~~and]; the promotion and safeguarding of
10 the welfare of the volunteer [~~fire service~~] corporation and their fami-
11 lies; to provide for the health and safety of the volunteer members of
12 the corporation; and to enhance the morale of the volunteer members of
13 the corporation by providing social and recreational activities for the
14 volunteer members of the corporation, within the territory protected by
15 such fire department of the Wheatfield Volunteer Firefighter's Benevo-
16 lent Association.

17 § 2. Section 7 of chapter 584 of the laws of 1996 relating to incorpo-
18 ration of the Wheatfield Volunteer Firefighter's Benevolent Association
19 and providing for its powers and duties, is amended to read as follows:

20 § 7. Precept for payment of foreign fire insurance premium taxes. Such
21 corporation shall collect and there shall be paid to it all taxes
22 imposed by section 9104 of the insurance law for fire department use and
23 benefit, upon premiums for insurance against loss or damage by fire

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

LBD11435-01-3

1 covering property situated in the territory in which the Adams Fire
2 Company Inc., St. Johnsburg Fire Company Inc., and Frontier Fire Company
3 Inc., in the town of Wheatfield, county of Niagara, are or may be obli-
4 gated to render fire protection. The officers of said corporation desig-
5 nated by its by-laws to collect and receive the aforesaid tax shall have
6 all the powers and be subject to all the provisions of the insurance
7 law, relating to treasurers of the fire companies. Such corporation
8 shall also be entitled to receive a share of the tax imposed by section
9 9105 of the insurance law, based upon the business written in the terri-
10 tory with respect to which it is entitled to collect and receive the tax
11 under section 9104 of the insurance law. Such taxes shall only be used
12 ~~[for the care and relief of disabled or indigent volunteer and exempt~~
13 ~~volunteer firefighters and their families]~~ by the corporation in furth-
14 erance of its purposes as set forth in section three of this act.

15 § 3. This act shall take effect immediately and shall apply to taxes
16 due on premiums received on and after January 1, 2024.