STATE OF NEW YORK

7580

2023-2024 Regular Sessions

IN ASSEMBLY

May 25, 2023

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

AN ACT to amend chapter 746 of the laws of 1957 relating to incorporating the volunteer and exempt firemen's benevolent association of East Syracuse, Onondaga county, New York, and providing for the powers and duties of such corporation and for the payment to it of certain fire insurance premium tax monies, in relation to the purposes of such corporation and the use of certain tax monies received

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

Section 1. Sections 1, 3 and 7 of chapter 746 of the laws of 1957 relating to incorporating the volunteer and exempt firemen's benevolent association of East Syracuse, Onondaga county, New York, and providing for the powers and duties of such corporation and for the payment to it of certain fire insurance premium tax monies, is amended to read as follows:

Section 1. Incorporation; membership. A membership corporation by the name of "Volunteer and Exempt [~~Firemen's~~] Firefighters' Benevolent Association of East Syracuse, Onondaga County, New York" is hereby created. It shall be composed of such persons eligible to membership therein as hereinafter provided as shall (a) notify the secretary of the East Syracuse fire department in writing prior to the organization meeting of such corporation hereinafter provided for of their desire to become members, or (b) shall attend such meeting or an adjournment thereof and signify their intention of becoming members at such meeting, or (c) shall notify the secretary of such corporation in writing within sixty days after his or her election of their desire to become members thereof, and also such persons so eligible as may become members of such corporation pursuant to its by-laws.

§ 3. Purposes. The purposes of such corporation created by this act shall be [~~the maintenance of suitable headquarters for and the promotion~~

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

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~~of fraternal intercourse among members of such corporation, the relief, aid and assistance of such members and their families who are disabled or indigent, and the promotion of the welfare of the volunteer fire service within the village of East Syracuse and the territory of the East Syracuse fire district and of any village or fire district contracting for fire protection with the East Syracuse fire department or the board of trustees of the village of East Syracuse~~]: to provide relief, aid and assistance to the volunteer members of such corporation who are indigent, disabled or injured in the performance of their duties, and their families; to maintain a suitable headquarters for the members of the corporation; 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 volunteer fire service within the territory protected by such fire department of the East Syracuse fire department.

§ 7. Precept for payment of the fire insurance premium taxes. Such corporation shall collect and there shall be paid to it all tax upon premiums on policies of insurance covering property situated within the village of East Syracuse and the East Syracuse fire district of the town of Dewitt, Onondaga county, New York, or within any duly organized territory in which the East Syracuse fire department is obligated to render fire protection, imposed by section [~~five hundred fifty-three~~] ninety-one hundred four of the insurance law for the use and benefit of the fire department affording fire protection therein. The officer of said corporation designated by its by-laws to collect and receive the aforesaid tax shall have all the powers and be subject to all the provisions of [~~section five hundred fifty-three of~~] the insurance law, relating to treasurers of fire departments. Such corporation shall also be entitled to receive a share of the tax imposed by section [~~five hundred fifty-four~~] ninety-one hundred five of the insurance law, based upon the business written in the territory with respect to which it is entitled to collect and receive the tax under section [~~five hundred fifty-three~~] ninety-one hundred four of the insurance law. Such taxes shall only be used [~~for the care and relief of disabled or indigent volunteer and exempt firemen and their families~~] by the corporation in furtherance of its purposes as set forth in section three of this act.

§ 2. This act shall take effect immediately; provided, however, the amendments to section 7 of chapter 746 of the laws of 1957 made by section one of this act shall apply to taxes due on premiums received on and after January 1, 2023.