STATE OF NEW YORK

10998

IN ASSEMBLY

April 15, 2026

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

AN ACT to amend chapter 492 of the laws of 1981, relating to incorporating the Sag Harbor Volunteer Exempt Firemen's Benevolent Association, Inc., and providing for its powers and duties, in relation to making technical corrections therefor

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

Section 1. Sections 1, 2, 3, 5 and 7 of chapter 492 of the laws of 1981 relating to incorporating the Sag Harbor Volunteer Exempt Firemen's Benevolent Association, Inc., and providing for its powers and duties, are amended to read as follows:

Section 1. Incorporation; membership. A not-for-profit corporation by the name of "Sag Harbor Volunteer Exempt [~~Firemen's~~] **Firefighter's** Benevolent Association, Inc." 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 Sag Harbor Fire Department, a volunteer fire department, in writing prior to the organization meeting hereinafter provided for of the corporation created by this act of their desire to become members, or

(b) shall attend such meeting or an adjournment thereof, and also such persons so eligible as may thereafter become members of such corporation pursuant to its by-laws.

§ 2. Persons eligible to membership. All persons who are now, or have been, or hereafter shall be active volunteer members of the fire department of the village of Sag Harbor, in the towns of Southampton/East Hampton, or of any fire company in such village and who have acquired or shall hereafter acquire the status of exempt volunteer [~~firemen~~] **firefighter** as defined in section two hundred of the general municipal law by virtue of having rendered service in such fire department or fire company, and all persons who are now or hereafter shall be active volunteer members of such fire department, shall be eligible for membership in the corporation created by this act, except that any [~~fireman~~] **fire-**

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

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fighter who has been removed for cause, expelled or dropped from the rolls of any fire company or fire department, and who has not been reinstated therein, shall not be eligible for membership in such corporation. The membership of any person in such corporation shall terminate when [~~his~~] such person's membership as an active volunteer member of the fire department of the village of Sag Harbor shall terminate before such person shall have acquired the status of exempt [~~fireman~~] firefighter as defined in section two hundred of the general municipal law by virtue of having rendered service in such fire department.

§ 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 [~~assitance~~] assistance of volunteer [~~firemen~~] firefighters and their families who are disabled or indigent, and the promotion of the welfare of the volunteer fire service.

§ 5. Organization meeting; by-laws. The secretary of the Sag Harbor Fire Department shall call a meeting for the organization of such corporation to be held not later than three months after this act takes effect, notice of which shall be given [~~by him~~] by posting or causing to be posted a notice thereof in five conspicuous places within the territory protected by the Sag Harbor Fire Department and also by publication of notice thereof in one or more newspapers having a general circulation within such territory, and such posting and publication shall be effected at least ten days prior to the date of such meeting. At such meeting or any adjournment thereof the members of such corporation present shall adopt by-laws and elect officers and trustees to serve until the first annual meeting which shall be held on a date to be fixed by the by-laws. Any member failing to comply with the by-laws, rules or regulations duly adopted by such corporation shall be subject to suspension and expulsion in such manner as may be provided for in such by-laws. Any member who ceases to be such, voluntarily or otherwise, shall forfeit all interest in the property of such corporation.

§ 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~~] 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 in the village of Sag Harbor, in the towns of Southampton/East Hampton, county of Suffolk or within any duly organized territory in which the village 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 subject to all the provisions 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~~] nine thousand 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~~] nine thousand 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 volunteer 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, that the amendments to section 7 of chapter 492 of the laws of 1981 made by section one of this act shall apply to taxes due on premiums received on or after January 1, 2027.