STATE OF NEW YORK

6159

2025-2026 Regular Sessions

IN SENATE

March 5, 2025

Introduced by Sen. PALUMBO -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend chapter 264 of the laws of 1961 relating to the incorporation of the Hampton Bays Volunteer Exempt Firemen's Benevolent Association and providing for its powers and duties, in relation to the management of certain affairs of such association

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

Section 1. Section 1 of chapter 264 of the laws of 1961 relating to the incorporation of the Hampton Bays Volunteer Exempt Firemen's Benevolent Association and providing for its powers and duties, is amended to read as follows:

Section 1. Incorporation; membership. A membership corporation by the name of "Hampton Bays Volunteer Exempt [~~Firemen's~~] Firefighter's Benevolent Association" 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 Hampton Bays volunteer fire department in writing prior to the organization meeting of such corporation hereinafter provided for their desire to become members, or (b) shall attend such meeting or an adjournment thereof, and also such persons so eligible as may become members of such corporation pursuant to its by-laws.

§ 2. Section 2 of chapter 264 of the laws of 1961 relating to the incorporation of the Hampton Bays Volunteer Exempt Firemen's Benevolent Association and providing for its powers and duties, is amended to read as follows:

§ 2. Persons eligible to membership. All persons who are now or have been, or who hereafter shall be volunteer members of the Hampton Bays fire district fire department, or of any fire corporation in such fire district, and all persons resident in such fire district or in territory provided with fire protection by contract with such fire district who are exempt volunteer [~~firemen~~] firefighters as defined by section two

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

LBD09884-03-5

hundred of the general municipal law shall be eligible to membership in the corporation hereby created; provided that any person who has been expelled or removed for cause from membership in any fire company or department shall not be eligible to membership in such corporation. Whenever a member who is not an exempt [~~fireman~~] **firefighter** as defined by section two hundred of the general municipal law shall move from such fire district or from territory in which **such** fire protection is provided as aforesaid or if the territory in which a member resides shall no longer be provided with such fire protection, [~~his~~] **their** membership in such corporation shall cease.

§ 3. Section 6 of chapter 264 of the laws of 1961 relating to the incorporation of the Hampton Bays Volunteer Exempt Firemen's Benevolent Association and providing for its powers and duties, is amended to read as follows:

§ 6. Control and disposal of funds and property. The control and disposal of the funds, property and estate of the [~~said association~~] **corporation**, the exercise of its powers, and the management and control of its affairs shall be vested in and exercised by a board of trustees which shall consist of [~~five~~] **eight** members of such corporation, viz: the president, the vice president, the secretary, **the financial secretary,** the treasurer and [~~one~~] **three** other [~~member~~] **members** having the title of trustee. Such officers and trustees shall be elected at the annual meeting of such corporation in the manner prescribed by its by-laws.

§ 4. Section 7 of chapter 264 of the laws of 1961 relating to the incorporation of the Hampton Bays Volunteer Exempt Firemen's Benevolent Association and providing for its powers and duties, is amended to read as follows:

§ 7. Precept for **the** 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 within the territory protected by the Hampton Bays volunteer fire department, located in the town of [~~Southhampton~~] **Southampton**, Suffolk county, New York, or within any duly organized territory in which the Hampton Bays volunteer fire department 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**.

§ 5. This act shall take effect immediately; provided, however, that the amendments to section 7 of chapter 264 of the laws of 1961 relating to the incorporation of the Hampton Bays Volunteer Exempt Firemen's Benevolent Association, made by section four of this act shall apply to taxes due on premiums received on and after January 1, 2026.