

Ch 432, L1997

STATE OF NEW YORK *Gov signed*

8/20/97

TED Art VII

S. 5764

A. 8648

1997-1998 Regular Sessions

SENATE - ASSEMBLY

August 1, 1997

IN SENATE -- Introduced by COMMITTEE ON RULES -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

IN ASSEMBLY -- Introduced by COMMITTEE ON RULES -- read once and referred to the Committee on Ways and Means

AN ACT to amend the state finance law, in relation to the environmental protection fund and the restoration and reversion of certain balances; to amend the agriculture and markets law, in relation to matching grants for implementation of agricultural protection plan; to amend chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, in relation to the expiration of certain provisions thereof; to amend chapter 393 of the laws of 1994 amending the New York state urban development corporation act relating to the power of the New York state urban development corporation to make loans in relation to the effectiveness thereof; to amend chapter 258 of the laws of 1993 relating to the development of sports facilities, in relation to authorizing bond financing for the Suffolk County baseball stadium; in relation to providing for the utilization of petroleum overcharge restitution funds and utility conservation activities account funds; to amend the environmental conservation law, in relation to requirements and fees under the clean air act for air pollution sources; to amend the environmental conservation law, in relation to petroleum bulk storage facilities registration fees and to amend chapter 83 of the laws of 1995, amending the state finance law and other laws relating to bonds, notes and revenues, in relation to the effectiveness of certain provisions thereof; to amend the environmental conservation law, in relation to special fish and wildlife licenses and to repeal certain provisions of such law relating thereto; to amend the state finance law, in relation to establishing a drinking water program management and administration fund and to establish a clean water/clean air implementation fund; to amend the private housing finance law, in relation to the issuance of bonds and notes for housing programs and in relation to neighborhood preservation companies and contracts with not-for-profit corporations for

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

PRINTED ON RECYCLED PAPER

LBD06760-06-7

1 5. All payments of moneys from the fund shall be made on the audit and  
2 the warrant of the comptroller.

3 § 46. Of moneys appropriated in section 1 of the chapter of the laws  
4 of 1997 which enacts the transportation, economic development and envi-  
5 ronmental conservation budget to the department of environmental conser-  
6 vation under the air resources - clean water/clean air (CCP) from the  
7 capital projects fund for the air resources purpose, twenty-five million  
8 dollars (\$25,000,000) shall be sub-allocated to the power authority of  
9 the state of New York for clean air for schools projects.

10 § 47. It is the intention of the governor, the temporary president of  
11 the senate and the speaker of the assembly to enter into a memorandum of  
12 understanding to identify projects eligible for funding from appropri-  
13 ations authorized by a chapter of the laws of 1997 enacting the trans-  
14 portation, economic development, and environmental conservation budget,  
15 to the department of environmental conservation for Clean Water/Clean  
16 Air Comprehensive Construction Programs, and any subsequent reappropri-  
17 ation thereof, undertaken pursuant to: paragraphs (c), (d), (g), (i),  
18 and (k) of subdivision 1 of section 56-0303; sections 56-0307; 56-0309;  
19 56-0603; 56-0605; 56-0607; title 4 and title 5 of article 56 of the  
20 environmental conservation law. Such monies appropriated, and subse-  
21 quently reappropriated thereof, for projects undertaken pursuant to such  
22 provisions shall not be disbursed unless such projects are first deline-  
23 ated in such memorandum of understanding. The memorandum of understand-  
24 ing may be amended from time to time to identify additional projects  
25 eligible for funding. Provided, however that fifteen million dollars  
26 appropriated for projects pursuant to section 56-0607 of the environ-  
27 mental conservation law and ten million dollars separately appropriated  
28 for projects pursuant to title 3 of article 56 of the environmental  
29 conservation law shall not be subject to such memorandum of understand-  
30 ing. Appropriations originally authorized by chapter 413 of the laws of  
31 1996 and reappropriated by a chapter of the laws of 1997 enacting the  
32 transportation, economic development, and environmental conservation  
33 budget shall not be subject to such memorandum of understanding.

34 § 48. Subdivision 2 of section 906 of the private housing finance law,  
35 as added by chapter 668 of the laws of 1985, is amended to read as  
36 follows:

37 2. [The division shall contract to provide assistance to each company  
38 performing rehabilitation or home improvement activities or new  
39 construction pursuant to article eighteen or nineteen of this chapter.  
40 Such assistance shall consist of payment of a sum of money equal to  
41 three percent of the amount payable to such company by the housing trust  
42 fund corporation or the affordable housing corporation pursuant to  
43 either such article. Such assistance shall be for administrative  
44 expenses or neighborhood preservation activities related to such reha-  
45 bilitation, home improvement or new construction. Contracts entered into  
46 pursuant to this subdivision shall not be subject to the limitation on  
47 the amount of funds which may be received by companies contained in  
48 subdivision four of section nine hundred three of this article but shall  
49 be limited to a maximum of forty thousand dollars for each project under  
50 either such article] The affordable housing corporation, the housing  
51 trust fund corporation or their designee as the case may be, shall  
52 provide an incentive grant to each company that is awarded a contract  
53 pursuant to article eighteen or nineteen of this chapter. Such incentive  
54 grant shall consist of the payment of an additional sum of money equal  
55 to three percent of the amount payable to such company pursuant to each  
56 contract provided, however, that such payment shall not be counted