

Senate 1409, Assembly 2109, A BUDGET BILL, AN ACT to appropriate monies for transportation projects and costs...

Page 3,	unnumbered Line 2,	After "(Part Z);" and before "to amend" strike out "and"
Page 3,	unnumbered Line 31,	After "(Part AA)" insert "; and to amend the environmental conservation law, in relation to state facility permit and registration fees and repealing certain provisions of such law relating thereto (Part BB)"
Page 3,	Line 4,	Strike out "AA" and insert "BB"
Page 8,	Line 9,	Strike out "No" and insert " <u>Effective January 1, 2004, no</u> "
Page 8,	Line 27,	Before " <u>carries</u> " insert " <u>, while operating on a roadway,</u> "
Page 8,	Line 28,	Before " <u>grouping</u> " insert " <u>tandem, tridem axle or quad axle</u> "
Page 8,	Line 28,	After " <u>grouping</u> " insert " <u>, except that any liftable axle in the tandem, tridem axle or quad axle grouping must carry the lesser of eighty percent of any other axle in such grouping or fourteen thousand pounds,</u> "
Page 9,	Line 43,	Strike out "four" and insert " <u>quad</u> "
Page 10,	Line 7,	Strike out " <u>four</u> " and insert " <u>quad</u> "
Page 10,	Line 18,	Before " <u>carries</u> " insert " <u>, while operating on a roadway,</u> "
Page 10,	Line 19,	Before " <u>grouping</u> " insert " <u>tandem, tridem axle or quad axle</u> "
Page 10,	Line 19,	After " <u>grouping,</u> " insert " <u>except that any liftable axle in the tandem, tridem axle or quad axle grouping must carry the lesser of eighty percent of any other axle in such grouping or fourteen thousand pounds,</u> "
Page 12,	Line 13,	Strike out " <u>four</u> " and insert " <u>quad</u> "
Page 13,	Line 27,	After " <u>total weight</u> " Strike out " <u>or</u> " and insert " <u>,</u> "
Page 13,	Line 27,	Before " <u>or axle grouping</u> " insert " <u>weight</u> "
Page 14,	Line 1,	Strike out " <u>his or her</u> " and insert " <u>the owner's</u> "
Page 14,	Line 49,	Strike out " <u>his or her</u> " and insert " <u>the owner's</u> "

Page 15, Line 11, Strike out "axles" and insert "axle grouping"

Page 21, Line 8, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 21, Line 20, Strike out "seventeen" and insert "an amount which shall be established and retained by such nonprofit racing association of between twelve to seventeen"

Page 21, Line 21, Strike out "and multiple" and after "bets" insert ", and fourteen to twenty-one per centum of the total deposits in pools resulting from on-track multiple bets"

Page 21, Line 21, after "and" insert "fifteen to"

Page 21, Line 23, After "and" insert "fifteen to"

Page 21, Lines 24 thru 39, After "bets," strike out "provided... association"

Page 22, Line 51, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 24, Line 34, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 26, Line 34, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 31, Line 2, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 32, Line 19, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 32, Line 30, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 32, Line 36, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 36, Line 42, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 39, Line 33, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 41, Line 22, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 48, Line 33, After "levied," strike out "one-half" and insert "thirty-nine hundredths"

Page 54, Between lines
13 and 14

Insert

"Section 1. Subdivisions 1 and 2 of section 97-nn of the state finance law, as amended by chapter 138 of the laws of 1998, are amended to read as follows:

1. There is hereby established in the joint custody of the commissioner of parks, recreation and historic preservation and the state comptroller a special fund to be known as the "I love NY waterways" boating safety fund. The moneys in such fund shall be available upon appropriation to the office of parks, recreation and historic preservation for:

(a) the administration and enforcement of the boating safety program including payments to counties for expenditures incurred in connection with such county's waterway boating safety program pursuant to section seventy-nine-b of the navigation law, including costs and expenses incidental and appurtenant thereto; and

(b) the creation, enhancement or maintenance of state or municipal facilities or services to provide boating access to the waters of the state, provided that the state share of the cost of any project for the creation, enhancement or maintenance of municipal facilities or services shall not exceed fifty percent of such cost.

2. The "I love NY waterways" boating safety fund shall consist of:

(a) the revenues required to be deposited therein pursuant to the provisions of sections seventy-eight and two hundred one of the navigation law, and all other moneys credited or transferred thereto from any other fund or source pursuant to law; and

(b) the vessel access sub-account consisting of the revenues derived from the vessel access surcharge collected upon the registration of vessels pursuant to section twenty-two hundred fifty-one of the vehicle and traffic law."

Page 54, Line 14, After "Section" strike out "1" and insert "2"

Page 54, Line 18, After "dollars" insert
"and a vessel surcharge of three dollars"

Page 54, Line 19, After "dollars" insert
"and a vessel surcharge of ten dollars"

Page 54, Line 20 After "dollars" insert
"and a vessel surcharge of fifteen dollars"

Page 54, Line 20 After "over." insert
"All funds derived from the collection of the

vessel access surcharge pursuant to this subdivision are to be deposited in a sub-account of the "I love NY waterways" boating safety fund established pursuant to section ninety-seven-nn of the state finance law. The vessel access surcharge shall not be considered a registration fee for purposes of section seventy-nine-b of the navigation law."

Page 54, Line 21

After "\$" strike out "2" and insert "3"

Page 57, Between Lines 51 and 52

Insert "§ 4. Notwithstanding any law to the contrary, the comptroller is hereby authorized and directed to receive for deposit to the credit of the general fund from the New York State energy research and development authority \$1,376,000 from accumulated interest earnings on surcharges collected and deposited in escrow pursuant to section 1854-d (2) (a) of the public authorities law."

Page 57, Line 52,

Strike out "§ 4." and insert "§ 5."

Page 170, Between Lines 47 and 48,

Insert "PART BB
Section 1. Section 72-0302 of the environmental conservation law is REPEALED and a new section 72-0302 is added to read as follows:
S72-0302. State facility permit and registration fees. 1. All persons, except those required to pay a fee under section 72-0303 of this title, who are required to obtain a permit, registration, or other operating approval pursuant to article nineteen of this chapter and the rules and regulations adopted by the department thereunder shall submit to the department a fee in an amount established as follows:

- a. Five hundred dollars for each state facility permit or other operating approval; and/or
- b. Three hundred dollars for each registration; or
- c. One hundred dollars for a municipality or tax-exempt not-for-profit corporation for each state facility permit, registration, and/or other operating approval.

2. For purposes of this section:

a. "municipality" means a county, city, town, village, or school district.

b. "Tax-exempt not-for-profit corporation" means a not-for-profit corporation as defined in the not-for-profit corporation law which is exempt from taxation under section 501(c)(3) of the internal revenue code.

§2. This act shall take effect immediately

Page 171, line 2,

Strike out "AA" and insert "BB"