

364--A

2009-2010 Regular Sessions

I N   S E N A T E

(PREFILED)

January 7, 2009

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Introduced by Sen. ROBACH -- read twice and ordered printed, and when printed to be committed to the Committee on Agriculture -- recommitted to the Committee on Agriculture in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the agriculture and markets law and the tax law, in relation to contributions to the animal population control fund

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Subdivision 5 of section 117-a of the agriculture and  
2 markets law, as added by chapter 473 of the laws of 1995, is amended to  
3 read as follows:  
4     5. The commissioner may solicit and accept funds from any public or  
5 private source to help carry out the provisions of this section, INCLUD-  
6 ING, BUT NOT LIMITED TO, CONTRIBUTIONS RECEIVED PURSUANT TO SECTIONS TWO  
7 HUNDRED NINE-H AND SIX HUNDRED THIRTY-C OF THE TAX LAW.  
8     S 2. The tax law is amended by adding a new section 209-h to read as  
9 follows:  
10    S 209-H. GIFTS FOR THE ANIMAL POPULATION CONTROL FUND. EFFECTIVE FOR  
11 ANY TAX YEAR COMMENCING ON OR AFTER JANUARY FIRST, TWO THOUSAND ELEVEN,  
12 A TAXPAYER IN ANY TAXABLE YEAR MAY ELECT TO CONTRIBUTE TO THE SUPPORT OF  
13 THE ANIMAL POPULATION CONTROL FUND. SUCH CONTRIBUTION SHALL BE IN ANY  
14 WHOLE DOLLAR AMOUNT AND SHALL NOT REDUCE THE AMOUNT OF STATE TAX OWED BY  
15 SUCH TAXPAYER. THE COMMISSIONER SHALL INCLUDE SPACE ON THE CORPORATE  
16 INCOME TAX RETURN TO ENABLE A TAXPAYER TO MAKE SUCH CONTRIBUTION.  
17 NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ALL REVENUES COLLECTED  
18 PURSUANT TO THIS SECTION SHALL BE CREDITED TO THE ANIMAL POPULATION  
19 CONTROL FUND AND SHALL BE USED ONLY FOR THOSE PURPOSES ENUMERATED IN  
20 SECTION NINETY-SEVEN-XX OF THE STATE FINANCE LAW.

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

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1     S 3. The tax law is amended by adding a new section 630-c to read as  
2 follows:  
3     S 630-C. GIFTS FOR ANIMAL POPULATION CONTROL FUND. EFFECTIVE FOR ANY  
4 TAX YEAR COMMENCING ON OR AFTER JANUARY FIRST, TWO THOUSAND ELEVEN, AN  
5 INDIVIDUAL IN ANY TAXABLE YEAR MAY ELECT TO CONTRIBUTE TO THE ANIMAL  
6 POPULATION CONTROL FUND. SUCH CONTRIBUTION SHALL BE IN ANY WHOLE DOLLAR  
7 AMOUNT AND SHALL NOT REDUCE THE AMOUNT OF STATE TAX OWED BY SUCH INDI-  
8 VIDUAL. THE COMMISSIONER SHALL INCLUDE SPACE ON THE PERSONAL INCOME TAX  
9 RETURN TO ENABLE THE TAXPAYER TO MAKE SUCH CONTRIBUTION. NOTWITHSTAND-  
10 ING ANY OTHER PROVISION OF LAW, ALL REVENUES COLLECTED PURSUANT TO THIS  
11 SECTION SHALL BE CREDITED TO THE ANIMAL POPULATION CONTROL FUND AND USED  
12 ONLY FOR THOSE PURPOSES ENUMERATED IN SECTION NINETY-SEVEN-XX OF THE  
13 STATE FINANCE LAW.  
14     S 4. This act shall take effect immediately.