

3408

2013-2014 Regular Sessions

I N S E N A T E

February 1, 2013

Introduced by Sen. ADDABBO -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the tax law and the state finance law, in relation to gifts for the support of the veterans of foreign wars service officers fund

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

1 Section 1. The tax law is amended by adding a new section 630-c to
2 read as follows:
3 S 630-C. GIFT TO THE VETERANS OF FOREIGN WARS SERVICE OFFICERS FUND.
4 EFFECTIVE FOR ANY TAX YEAR COMMENCING ON OR AFTER JANUARY FIRST, TWO
5 THOUSAND ELEVEN, AN INDIVIDUAL MAY ELECT TO CONTRIBUTE TO THE VETERANS
6 OF FOREIGN WARS SERVICE OFFICERS FUND CREATED PURSUANT TO SECTION NINE-
7 TY-NINE-U OF THE STATE FINANCE LAW FOR THE SUPPORT OF THE VETERANS OF
8 FOREIGN WARS SERVICE OFFICERS, WHO HELP ASSIST VETERANS IN GAINING
9 ACCESS TO DEPARTMENT OF VETERANS AFFAIRS BENEFITS THEY ARE ENTITLED TO.
10 SUCH CONTRIBUTION SHALL BE IN ANY WHOLE DOLLAR AMOUNT AND SHALL NOT
11 REDUCE THE AMOUNT OF TAX OWED BY SUCH INDIVIDUAL. THE COMMISSIONER SHALL
12 INCLUDE SPACE ON THE PERSONAL INCOME TAX RETURN TO ENABLE A TAXPAYER TO
13 MAKE SUCH CONTRIBUTION. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ALL
14 REVENUE COLLECTED PURSUANT TO THIS SECTION SHALL BE CREDITED TO THE FUND
15 AND USED ONLY FOR THE PURPOSES OF THE VETERANS OF FOREIGN WARS SERVICE
16 OFFICERS.
17 S 2. The state finance law is amended by adding a new section 99-u to
18 read as follows:
19 S 99-U. VETERANS OF FOREIGN WARS SERVICE OFFICERS FUND. 1. THERE IS
20 HEREBY CREATED IN THE JOINT CUSTODY OF THE STATE COMPTROLLER AND THE
21 COMMISSIONER OF TAXATION AND FINANCE A FUND TO BE KNOWN AS THE "VETERANS
22 OF FOREIGN WARS SERVICE OFFICERS FUND".

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

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1 2. SUCH FUND SHALL CONSIST OF ALL REVENUES RECEIVED BY THE DEPARTMENT
2 OF TAXATION AND FINANCE, PURSUANT TO THE PROVISIONS OF SECTION SIX
3 HUNDRED THIRTY-C OF THE TAX LAW AND ALL OTHER MONEYS APPROPRIATED, CRED-
4 ITED, OR TRANSFERRED THERETO FROM ANY OTHER FUND OR SOURCE PURSUANT TO
5 LAW. FOR EACH STATE FISCAL YEAR, THERE SHALL BE APPROPRIATED TO THE FUND
6 BY THE STATE, IN ADDITION TO ALL OTHER MONEYS REQUIRED TO BE DEPOSITED
7 INTO SUCH FUND, AS AMOUNT EQUAL TO THE AMOUNTS OF MONEYS COLLECTED AND
8 DEPOSITED INTO THE FUND PURSUANT TO SECTION SIX HUNDRED THIRTY-C OF THE
9 TAX LAW DURING THE PRECEDING CALENDAR YEAR, AS CERTIFIED BY THE COMP-
10 TROLLER. NOTHING CONTAINED HEREIN SHALL PREVENT THE STATE FROM RECEIVING
11 GRANTS, GIFTS OR BEQUESTS FOR THE PURPOSES OF THE FUND AS DEFINED IN
12 THIS SECTION AND DEPOSITING THEM INTO THE FUND ACCORDING TO LAW.

13 3. MONEYS OF THE FUND MAY BE INVESTED BY THE STATE COMPTROLLER, AND
14 INCOME FROM THE INVESTMENTS OF MONEYS DEPOSITED TO THIS FUND PURSUANT TO
15 SECTION SIX HUNDRED THIRTY-C OF THE TAX LAW SHALL BE CREDITED SOLELY TO
16 THIS FUND.

17 S 3. This act shall take effect immediately.