

4279

2015-2016 Regular Sessions

I N A S S E M B L Y

January 30, 2015

Introduced by M. of A. ORTIZ -- read once and referred to the Committee
on Ways and Means

AN ACT to amend the state finance law and the tax law, in relation to
establishing the police officer protection fund

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

1 Section 1. The commissioner of the division of criminal justice
2 services shall establish and implement a program to retrofit all patrol
3 vehicles of the New York police department, and thereafter all patrol
4 vehicles of the New York state police, with bullet-proof glass within
5 five years of the effective date of this act. Funding for such program
6 shall be drawn from the police officer protection fund established
7 pursuant to section 99-w of the state finance law.

8 S 2. The state finance law is amended by adding a new section 99-w to
9 read as follows:

10 S 99-W. POLICE OFFICER PROTECTION FUND. 1. A SPECIAL FUND TO BE KNOWN
11 AS THE "POLICE OFFICER PROTECTION FUND" IS HEREBY ESTABLISHED IN THE
12 CUSTODY OF THE STATE COMPTROLLER AND THE COMMISSIONER OF TAXATION AND
13 FINANCE.

14 2. THE FUND SHALL CONSIST OF ALL MONIES TRANSFERRED TO SUCH FUND
15 PURSUANT TO LAW, ALL MONIES REQUIRED BY ANY PROVISION OF LAW TO BE PAID
16 INTO OR CREDITED TO THE FUND, ALL MONIES FROM GIFTS PURSUANT TO SECTION
17 SIX HUNDRED THIRTY-D OF THE TAX LAW AND ANY INTEREST EARNINGS WHICH MAY
18 ACCRUE FROM THE INVESTMENT OF MONIES IN THE FUND. NOTHING CONTAINED
19 HEREIN SHALL PREVENT THE STATE FROM RECEIVING GRANTS, GIFTS OR BEQUESTS
20 FOR THE PURPOSES OF THE FUND AS DEFINED IN THIS SECTION AND DEPOSITING
21 THEM INTO THE FUND ACCORDING TO LAW.

22 3. MONIES OF THE FUND, WHEN ALLOCATED, SHALL BE AVAILABLE TO THE DIVI-
23 SION OF CRIMINAL JUSTICE SERVICES FOR THE PURPOSE OF ESTABLISHING AND
24 IMPLEMENTING A PROGRAM TO RETROFIT ALL PATROL VEHICLES OF THE NEW YORK

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

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1 POLICE DEPARTMENT, AND THEREAFTER ALL PATROL VEHICLES OF THE NEW YORK
2 STATE POLICE, WITH BULLET-PROOF GLASS.

3 4. MONIES SHALL BE PAYABLE FROM THE FUND ON THE AUDIT AND WARRANT OF
4 THE COMPTROLLER ON VOUCHERS APPROVED AND CERTIFIED BY THE COMMISSIONER
5 OF CRIMINAL JUSTICE SERVICES.

6 S 3. The tax law is amended by adding a new section 630-d to read as
7 follows:

8 S 630-D. GIFT FOR THE POLICE OFFICER PROTECTION FUND. EFFECTIVE FOR
9 ANY TAX YEAR COMMENCING ON OR AFTER JANUARY FIRST, TWO THOUSAND SIXTEEN,
10 AN INDIVIDUAL IN ANY TAXABLE YEAR MAY ELECT TO CONTRIBUTE TO THE POLICE
11 OFFICER PROTECTION FUND. SUCH CONTRIBUTION SHALL BE IN ANY WHOLE DOLLAR
12 AMOUNT AND SHALL NOT REDUCE THE AMOUNT OF STATE TAX OWED BY SUCH INDI-
13 VIDUAL. THE COMMISSIONER SHALL INCLUDE SPACE ON THE PERSONAL INCOME TAX
14 RETURN TO ENABLE A TAXPAYER TO MAKE SUCH CONTRIBUTION. NOTWITHSTANDING
15 ANY OTHER PROVISION OF LAW ALL REVENUES COLLECTED PURSUANT TO THIS
16 SECTION SHALL BE CREDITED TO POLICE OFFICER PROTECTION FUND AND USED
17 ONLY FOR THOSE PURPOSES ENUMERATED IN SECTION NINETY-NINE-W OF THE STATE
18 FINANCE LAW.

19 S 4. This act shall take effect immediately.