

# STATE OF NEW YORK

9299

## IN SENATE

February 26, 2026

Introduced by Sen. HINCHEY -- read twice and ordered printed, and when printed to be committed to the Committee on Budget and Revenue

AN ACT to amend the tax law, in relation to the business income base rate and expanding the small business subtraction modification

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subparagraph (iv) of paragraph (a) of subdivision 1 of  
2 section 210 of the tax law, as amended by section 12 of part A of chap-  
3 ter 59 of the laws of 2014, is amended to read as follows:

4 (iv) (A) for taxable years beginning before January first, two thou-  
5 sand sixteen, if the business income base is not more than two hundred  
6 ninety thousand dollars the amount shall be six and one-half percent of  
7 the business income base; if the business income base is more than two  
8 hundred ninety thousand dollars but not over three hundred ninety thou-  
9 sand dollars the amount shall be the sum of (1) eighteen thousand eight  
10 hundred fifty dollars, (2) seven and one-tenth percent of the excess of  
11 the business income base over two hundred ninety thousand dollars but  
12 not over three hundred ninety thousand dollars and (3) four and thirty-  
13 five hundredths percent of the excess of the business income base over  
14 three hundred fifty thousand dollars but not over three hundred ninety  
15 thousand dollars;

16 (B) for taxable years beginning on or after January first, two thou-  
17 sand twenty-seven, if the business income base is not more than two  
18 hundred ninety thousand dollars the amount shall be four percent of the  
19 business income base; if the business income base is more than two  
20 hundred ninety thousand dollars but not over three hundred ninety thou-  
21 sand dollars the amount shall be the sum of (1) eleven thousand six  
22 hundred dollars, (2) six and one-half percent of the excess of the busi-  
23 ness income base over two hundred ninety thousand dollars but not over  
24 three hundred ninety thousand dollars and (3) eighteen and thirteen  
25 hundredths percent of the excess of the business income base over three  
26 hundred fifty thousand dollars but not over three hundred ninety thou-  
27 sand dollars;

28 § 2. This act shall take effect immediately and shall apply to taxable  
29 years beginning on or after January 1, 2027.

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

LBD06719-02-6