S T A T E O F N E W Y O R K

661--B

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. KAVANAGH, FIELDS, BENEDETTO, SPANO, MOLINARO -- Multi-Sponsored by -- M. of A. CAHILL, COOK, DESTITO, KOON, MAYERSOHN, PHEFFER, J. RIVERA, ROBINSON, WEISENBERG -- read once and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Ways and Means in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the tax law, in relation to the requirement to file a personal income tax return

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

Section 1. Paragraph 1 of subsection (a) of section 651 of the tax law, as amended by chapter 333 of the laws of 1987, is amended to read as follows:

(1) every resident individual (A) [required to file a federal income tax return for the taxable year, or (B)] having federal adjusted gross income for the taxable year, increased by the modifications under subsection (b) of section six hundred twelve OF THIS ARTICLE, in excess of [four thousand dollars, or in excess of] his OR HER New York standard deduction, [if lower,] or [(C)] (B) subject to tax under section six hundred two OF THIS ARTICLE, or [(D)] (C) having received during the taxable year a lump sum distribution any portion of which is subject to tax under section six hundred three OF THIS ARTICLE;

S 2. This act shall take effect immediately and shall apply to all taxable years beginning on or after the date on which this act shall have become a law.

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

LBD01766-04-0