

7253--A

Cal. No. 484

2009-2010 Regular Sessions

I N A S S E M B L Y

March 26, 2009

Introduced by M. of A. GALEF, PAULIN, PERRY, MILLMAN, BOYLAND, CLARK, MAGEE, PERALTA, ROBINSON, KOON, BENJAMIN, SCHIMMINGER, BING, GUNTHER, CASTRO, SPANO -- Multi-Sponsored by -- M. of A. ALFANO, BACALLES, BARRA, BARRON, CANESTRARI, COLTON, CORWIN, DeLMONTE, DINOWITZ, DUPREY, ESPAILLAT, FINCH, GABRYSZAK, GIGLIO, HAWLEY, LAVINE, P. LOPEZ, MAISEL, MAYERSOHN, McENENY, McKEVITT, J. MILLER, MOLINARO, ORTIZ, PEOPLES-STOKES, PHEFFER, RAIA, REILLY, J. RIVERA, N. RIVERA, P. RIVERA, SAYWARD, SCHROEDER, SWEENEY, THIELE, TOWNSEND, WEISENBERG -- read once and referred to the Committee on Ways and Means -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the tax law and the state finance law, in relation to the love your library 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 209-H to
2 read as follows:
3 S 209-H. GIFT TO THE LOVE YOUR LIBRARY FUND. EFFECTIVE FOR ANY TAX
4 YEAR COMMENCING ON OR AFTER JANUARY FIRST, TWO THOUSAND ELEVEN, A
5 TAXPAYER IN ANY TAXABLE YEAR MAY ELECT TO CONTRIBUTE TO THE LOVE YOUR
6 LIBRARY FUND. SUCH CONTRIBUTION SHALL BE IN ANY WHOLE DOLLAR AMOUNT AND
7 SHALL NOT REDUCE THE AMOUNT OF THE STATE TAX OWED BY SUCH TAXPAYER. THE
8 COMMISSIONER SHALL INCLUDE SPACE ON THE CORPORATE INCOME TAX RETURN TO
9 ENABLE A TAXPAYER TO MAKE SUCH CONTRIBUTION. NOTWITHSTANDING ANY OTHER
10 PROVISION OF LAW, ALL REVENUES COLLECTED PURSUANT TO THIS SECTION SHALL
11 BE CREDITED TO THE LOVE YOUR LIBRARY FUND AND SHALL BE USED ONLY FOR
12 THOSE PURPOSES ENUMERATED IN SECTION NINETY-NINE-L OF THE STATE FINANCE
13 LAW, AS ADDED BY CHAPTER THREE HUNDRED THREE OF THE LAWS OF TWO THOUSAND
14 FOUR.
15 S 2. The tax law is amended by adding a new section 630-c to read as
16 follows:

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

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1 S 630-C. GIFT TO THE LOVE YOUR LIBRARY FUND. EFFECTIVE FOR ANY TAX
2 YEAR COMMENCING ON OR AFTER JANUARY FIRST, TWO THOUSAND ELEVEN, AN INDI-
3 VIDUAL IN ANY TAXABLE YEAR MAY ELECT TO CONTRIBUTE TO THE LOVE YOUR
4 LIBRARY FUND. SUCH CONTRIBUTION SHALL BE IN ANY WHOLE DOLLAR AMOUNT AND
5 SHALL NOT REDUCE THE AMOUNT OF STATE TAX OWED BY SUCH INDIVIDUAL. THE
6 COMMISSIONER SHALL INCLUDE SPACE ON THE PERSONAL INCOME TAX RETURN TO
7 ENABLE A TAXPAYER TO MAKE SUCH CONTRIBUTION. NOTWITHSTANDING ANY OTHER
8 PROVISION OF LAW ALL REVENUES COLLECTED PURSUANT TO THIS SECTION SHALL
9 BE CREDITED TO THE LOVE YOUR LIBRARY FUND AND USED ONLY FOR THOSE
10 PURPOSES ENUMERATED IN SECTION NINETY-NINE-L OF THE STATE FINANCE LAW,
11 AS ADDED BY CHAPTER THREE HUNDRED THREE OF THE LAWS OF TWO THOUSAND
12 FOUR.

13 S 3. Subdivision 2 of section 99-l of the state finance law, as added
14 by chapter 303 of the laws of 2004, is amended to read as follows:

15 2. Such fund shall consist of all revenues received by the department
16 of motor vehicles pursuant to section four hundred four-v of the vehicle
17 and traffic law, AS ADDED BY CHAPTER THREE HUNDRED THREE OF THE LAWS OF
18 TWO THOUSAND FOUR, ALL THE REVENUES RECEIVED BY THE DEPARTMENT OF TAXA-
19 TION AND FINANCE PURSUANT TO SECTIONS TWO HUNDRED NINE-H AND SIX HUNDRED
20 THIRTY-C OF THE TAX LAW and all other moneys appropriated, credited, or
21 transferred thereto from any other fund or source pursuant to law.

22 S 4. This act shall take effect immediately.