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

7564--A

2011-2012 Regular Sessions

I N A S S E M B L Y

May 10, 2011

Introduced by M. of A. CASTELLI -- read once and referred to the Committee on Racing and Wagering -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the tax law, in relation to authorizing the creation of the veteran assistance lottery game

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

Section 1. The tax law is amended by adding a new section 1621 to read as follows:

S 1621. VETERAN ASSISTANCE LOTTERY GAME. 1. THE DIRECTOR SHALL DEVELOP AND IMPLEMENT NO MORE THAN TWO SCRATCH-OFF LOTTERY GAMES WHOSE REVENUE, AFTER PAYMENT OF PRIZES AND ASSOCIATED ADMINISTRATIVE COSTS OF SUCH GAMES, SHALL BE DEPOSITED IN THE VETERANS' TUITION AWARDS ACCOUNT AND SHALL BE KEPT SEPARATE AND NOT COMMINGLED WITH OTHER FUNDS OR ACCOUNTS OF THE STATE. THIS LOTTERY GAME SHALL BE MARKETED AND DISTRIBUTED IN THE SAME MANNER AS ALL LOTTERY GAMES CONTROLLED BY THE DIVISION. THIS SECTION SHALL NOT DIMINISH ANY EFFORTS OR FUNDING FOR OTHER LOTTERY GAMES UNDER THE CONTROL OF THE DIVISION. EACH TICKET SHALL CLEARLY STATE THAT ALL PROCEEDS FROM TICKET SALES GO TOWARDS THE VETERANS' TUITION AWARDS PROGRAM ESTABLISHED BY SECTION SIX HUNDRED SIXTY-NINE-A OF THE EDUCATION LAW.

2. THE DIVISION SHALL ESTABLISH AND BEGIN SELLING TICKETS AS REQUIRED BY THIS SECTION NO LATER THAN DECEMBER THIRTY-FIRST, TWO THOUSAND ELEVEN.

S 2. Section 1601 of the tax law, as amended by chapter 913 of the laws of 1977, is amended to read as follows:

S 1601. Statement of purpose. This article is enacted to implement the amendment of section nine of article one of the state constitution, as approved by the vote of the people in the general election of November, nineteen hundred sixty-six, and to carry out the mandate thereof by establishing a lottery to be operated by the state, the net proceeds of

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

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which, for the fiscal year commencing April first, nineteen hundred seventy-six only, are to be applied exclusively for the purpose of providing aid to pupils with special educational needs and pupils with handicapping conditions. Thereafter, such net proceeds shall be applied for the purpose of providing supplemental aid to all school children pursuant to subdivision four of section ninety-two-c of the state finance law so as to hold harmless those programs from any reduction during the next fiscal year and so as to ensure that thereafter, subject to the provisions of paragraph (v) of subdivision three and subdivision five of section ninety-two-c of the state finance law and section four hundred ninety-five-a of article ten-C of the education law, all increases from the proceeds of the lottery shall be dedicated as increases in the funds available for the purpose of this act. PROVIDED THAT NET PROCEEDS FROM THE VETERAN ASSISTANCE LOTTERY GAME SHALL BE APPLIED FOR THE PURPOSE OF PROVIDING SUPPLEMENTAL AID TO THE VETERANS' TUITION AWARDS PROGRAM PURSUANT TO SECTION SIXTEEN HUNDRED TWENTY-ONE OF THIS ARTICLE AND SECTION SIX HUNDRED SIXTY-NINE-A OF THE EDUCATION LAW.

S 3. This act shall take effect on the ninetieth day after it shall have become a law.