



1 \$40,000  
2 OVER \$1,000,000 \$67,706 PLUS 8.97% OF EXCESS  
3 OVER \$1,000,000

4 (2) For taxable years beginning after two thousand eight and before  
5 two thousand twelve:

|    |                                       |                                    |
|----|---------------------------------------|------------------------------------|
| 6  | If the New York taxable income is:    | The tax is:                        |
| 7  | Not over \$16,000                     | 4% of the New York taxable         |
| 8  |                                       | income                             |
| 9  | Over \$16,000 but not over \$22,000   | \$640 plus 4.5% of excess over     |
| 10 |                                       | \$16,000                           |
| 11 | Over \$22,000 but not over \$26,000   | \$910 plus 5.25% of excess over    |
| 12 |                                       | \$22,000                           |
| 13 | Over \$26,000 but not over \$40,000   | \$1,120 plus 5.9% of excess over   |
| 14 |                                       | \$26,000                           |
| 15 | Over \$40,000 but not over \$300,000  | \$1,946 plus 6.85% of excess over  |
| 16 |                                       | \$40,000                           |
| 17 | Over \$300,000 but not over \$500,000 | \$19,756 plus 7.85% of excess over |
| 18 |                                       | \$300,000                          |
| 19 | Over \$500,000                        | \$35,456 plus 8.97% of excess over |
| 20 |                                       | \$500,000                          |

21 [(2)] (3) For taxable years beginning after two thousand five and  
22 before two thousand nine and after two thousand [eleven] TWELVE:

|    |                                     |                                   |
|----|-------------------------------------|-----------------------------------|
| 23 | If the New York taxable income is:  | The tax is:                       |
| 24 | Not over \$16,000                   | 4% of the New York taxable        |
| 25 |                                     | income                            |
| 26 | Over \$16,000 but not over \$22,000 | \$640 plus 4.5% of excess over    |
| 27 |                                     | \$16,000                          |
| 28 | Over \$22,000 but not over \$26,000 | \$910 plus 5.25% of excess over   |
| 29 |                                     | \$22,000                          |
| 30 | Over \$26,000 but not over \$40,000 | \$1,120 plus 5.9% of excess over  |
| 31 |                                     | \$26,000                          |
| 32 | Over \$40,000                       | \$1,946 plus 6.85% of excess over |
| 33 |                                     | \$40,000                          |

34 [(3)] (4) For taxable years beginning in two thousand five:

|    |                                       |                                   |
|----|---------------------------------------|-----------------------------------|
| 35 | If the New York taxable income is:    | The tax is:                       |
| 36 | Not over \$16,000                     | 4% of the New York taxable        |
| 37 |                                       | income                            |
| 38 | Over \$16,000 but not over \$22,000   | \$640 plus 4.5% of excess over    |
| 39 |                                       | \$16,000                          |
| 40 | Over \$22,000 but not over \$26,000   | \$910 plus 5.25% of excess over   |
| 41 |                                       | \$22,000                          |
| 42 | Over \$26,000 but not over \$40,000   | \$1,120 plus 5.9% of excess over  |
| 43 |                                       | \$26,000                          |
| 44 | Over \$40,000 but not over \$150,000  | \$1,946 plus 6.85% of excess over |
| 45 |                                       | \$40,000                          |
| 46 | Over \$150,000 but not over \$500,000 | \$9,481 plus 7.25% of excess over |
| 47 |                                       | \$150,000                         |
| 48 | Over \$500,000                        | \$34,856 plus 7.7% of excess over |
| 49 |                                       | \$500,000                         |

1     [(4)] (5) For taxable years beginning in two thousand four:

|    |                                       |                                    |
|----|---------------------------------------|------------------------------------|
| 2  | If the New York taxable income is:    | The tax is:                        |
| 3  | Not over \$16,000                     | 4% of the New York taxable         |
| 4  |                                       | income                             |
| 5  | Over \$16,000 but not over \$22,000   | \$640 plus 4.5% of excess over     |
| 6  |                                       | \$16,000                           |
| 7  | Over \$22,000 but not over \$26,000   | \$910 plus 5.25% of excess over    |
| 8  |                                       | \$22,000                           |
| 9  | Over \$26,000 but not over \$40,000   | \$1,120 plus 5.9% of excess over   |
| 10 |                                       | \$26,000                           |
| 11 | Over \$40,000 but not over \$150,000  | \$1,946 plus 6.85% of excess over  |
| 12 |                                       | \$40,000                           |
| 13 | Over \$150,000 but not over \$500,000 | \$9,481 plus 7.375% of excess over |
| 14 |                                       | \$150,000                          |
| 15 | Over \$500,000                        | \$35,294 plus 7.7% of excess over  |
| 16 |                                       | \$500,000                          |

17     [(5)] (6) For taxable years beginning in two thousand three:

|    |                                       |                                   |
|----|---------------------------------------|-----------------------------------|
| 18 | If the New York taxable income is:    | The tax is:                       |
| 19 | Not over \$16,000                     | 4% of the New York taxable        |
| 20 |                                       | income                            |
| 21 | Over \$16,000 but not over \$22,000   | \$640 plus 4.5% of excess over    |
| 22 |                                       | \$16,000                          |
| 23 | Over \$22,000 but not over \$26,000   | \$910 plus 5.25% of excess over   |
| 24 |                                       | \$22,000                          |
| 25 | Over \$26,000 but not over \$40,000   | \$1,120 plus 5.9% of excess over  |
| 26 |                                       | \$26,000                          |
| 27 | Over \$40,000 but not over \$150,000  | \$1,946 plus 6.85% of excess over |
| 28 |                                       | \$40,000                          |
| 29 | Over \$150,000 but not over \$500,000 | \$9,481 plus 7.5% of excess over  |
| 30 |                                       | \$150,000                         |
| 31 | Over \$500,000                        | \$35,731 plus 7.7% of excess over |
| 32 |                                       | \$500,000                         |

33     [(6)] (7) For taxable years beginning after nineteen hundred ninety-  
34 six and before two thousand three:

|    |                                     |                                   |
|----|-------------------------------------|-----------------------------------|
| 35 | If the New York taxable income is:  | The tax is:                       |
| 36 | Not over \$16,000                   | 4% of the New York taxable        |
| 37 |                                     | income                            |
| 38 | Over \$16,000 but not over \$22,000 | \$640 plus 4.5% of excess over    |
| 39 |                                     | \$16,000                          |
| 40 | Over \$22,000 but not over \$26,000 | \$910 plus 5.25% of excess over   |
| 41 |                                     | \$22,000                          |
| 42 | Over \$26,000 but not over \$40,000 | \$1,120 plus 5.9% of excess over  |
| 43 |                                     | \$26,000                          |
| 44 | Over \$40,000                       | \$1,946 plus 6.85% of excess over |
| 45 |                                     | \$40,000                          |

46     [(7)] (8) For taxable years beginning in nineteen hundred ninety-six:

|    |                                    |                            |
|----|------------------------------------|----------------------------|
| 47 | If the New York taxable income is: | The tax is:                |
| 48 | Not over \$11,000                  | 4% of the New York taxable |

1 income  
2 Over \$11,000 but not over \$16,000 \$440 plus 5% of excess over  
3 \$11,000  
4 Over \$16,000 but not over \$22,000 \$690 plus 6% of excess over  
5 \$16,000  
6 Over \$22,000 \$1,050 plus 7% of excess over  
7 \$22,000  
8 [(8)] (9) For taxable years beginning in nineteen hundred ninety-five:

9 If the New York taxable income is: The tax is:  
10 Not over \$13,000 4.55% of the New York taxable  
11 income  
12 Over \$13,000 but not over \$19,000 \$592 plus 5.55% of excess over  
13 \$13,000  
14 Over \$19,000 but not over \$25,000 \$925 plus 6.55% of excess over  
15 \$19,000  
16 Over \$25,000 \$1,318 plus 7.5% of excess over  
17 \$25,000

18 [(9)] (10) For taxable years beginning after nineteen hundred eighty-  
19 nine and before nineteen hundred ninety-five:

20 If the New York taxable income is: The tax is:  
21 Not over \$11,000 4% of the New York taxable  
22 income  
23 Over \$11,000 but not over \$16,000 \$440 plus 5% of excess over  
24 \$11,000  
25 Over \$16,000 but not over \$22,000 \$690 plus 6% of excess over  
26 \$16,000  
27 Over \$22,000 but not over \$26,000 \$1,050 plus 7% of excess over  
28 \$22,000  
29 Over \$26,000 \$1,330 plus 7.875% of excess over  
30 \$26,000

31 (b) Resident heads of households. There is hereby imposed for each  
32 taxable year on the New York taxable income of every resident head of a  
33 household a tax determined in accordance with the following tables:  
34 (1) FOR TAXABLE YEARS BEGINNING AFTER TWO THOUSAND ELEVEN AND BEFORE  
35 TWO THOUSAND THIRTEEN:

36 IF THE NEW YORK TAXABLE INCOME IS: THE TAX IS:  
37 NOT OVER \$11,000 4% OF THE NEW YORK TAXABLE  
38 INCOME  
39 OVER \$11,000 BUT NOT OVER \$15,000 \$440 PLUS 4.5% OF EXCESS OVER  
40 \$11,000  
41 OVER \$15,000 BUT NOT OVER \$17,000 \$620 PLUS 5.25% OF EXCESS OVER  
42 \$15,000  
43 OVER \$17,000 BUT NOT OVER \$30,000 \$725 PLUS 5.9% OF EXCESS OVER  
44 \$17,000  
45 OVER \$30,000 BUT NOT OVER \$1,000,000 \$1,492 PLUS 6.85% OF EXCESS OVER  
46 \$30,000  
47 OVER \$1,000,000 \$67,937 PLUS 8.97% OF EXCESS OVER  
48 \$1,000,000

49 (2) For taxable years beginning after two thousand eight and before  
50 two thousand twelve:

|    |                                       |                                    |
|----|---------------------------------------|------------------------------------|
| 1  | If the New York taxable income is:    | The tax is:                        |
| 2  | Not over \$11,000                     | 4% of the New York taxable         |
| 3  |                                       | income                             |
| 4  | Over \$11,000 but not over \$15,000   | \$440 plus 4.5% of excess over     |
| 5  |                                       | \$11,000                           |
| 6  | Over \$15,000 but not over \$17,000   | \$620 plus 5.25% of excess over    |
| 7  |                                       | \$15,000                           |
| 8  | Over \$17,000 but not over \$30,000   | \$725 plus 5.9% of excess over     |
| 9  |                                       | \$17,000                           |
| 10 | Over \$30,000 but not over \$250,000  | \$1,492 plus 6.85% of excess over  |
| 11 |                                       | \$30,000                           |
| 12 | Over \$250,000 but not over \$500,000 | \$16,562 plus 7.85% of excess over |
| 13 |                                       | \$250,000                          |
| 14 | Over \$500,000                        | \$36,187 plus 8.97% of excess over |
| 15 |                                       | \$500,000                          |

16 [(2)] (3) For taxable years beginning after two thousand five and  
17 before two thousand nine and after two thousand [eleven] TWELVE:

|    |                                     |                                   |
|----|-------------------------------------|-----------------------------------|
| 18 | If the New York taxable income is:  | The tax is:                       |
| 19 | Not over \$11,000                   | 4% of the New York taxable        |
| 20 |                                     | income                            |
| 21 | Over \$11,000 but not over \$15,000 | \$440 plus 4.5% of excess over    |
| 22 |                                     | \$11,000                          |
| 23 | Over \$15,000 but not over \$17,000 | \$620 plus 5.25% of excess over   |
| 24 |                                     | \$15,000                          |
| 25 | Over \$17,000 but not over \$30,000 | \$725 plus 5.9% of excess over    |
| 26 |                                     | \$17,000                          |
| 27 | Over \$30,000                       | \$1,492 plus 6.85% of excess over |
| 28 |                                     | \$30,000                          |

29 [(3)] (4) For taxable years beginning in two thousand five:

|    |                                       |                                   |
|----|---------------------------------------|-----------------------------------|
| 30 | If the New York taxable income is:    | The tax is:                       |
| 31 | Not over \$11,000                     | 4% of the New York taxable        |
| 32 |                                       | income                            |
| 33 | Over \$11,000 but not over \$15,000   | \$440 plus 4.5% of excess over    |
| 34 |                                       | \$11,000                          |
| 35 | Over \$15,000 but not over \$17,000   | \$620 plus 5.25% of excess over   |
| 36 |                                       | \$15,000                          |
| 37 | Over \$17,000 but not over \$30,000   | \$725 plus 5.9% of excess over    |
| 38 |                                       | \$17,000                          |
| 39 | Over \$30,000 but not over \$125,000  | \$1,492 plus 6.85% of excess over |
| 40 |                                       | \$30,000                          |
| 41 | Over \$125,000 but not over \$500,000 | \$8,000 plus 7.25% of excess over |
| 42 |                                       | \$125,000                         |
| 43 | Over \$500,000                        | \$35,187 plus 7.7% of excess over |
| 44 |                                       | \$500,000                         |

45 [(4)] (5) For taxable years beginning in two thousand four:

|    |                                     |                                |
|----|-------------------------------------|--------------------------------|
| 46 | If the New York taxable income is:  | The tax is:                    |
| 47 | Not over \$11,000                   | 4% of the New York taxable     |
| 48 |                                     | income                         |
| 49 | Over \$11,000 but not over \$15,000 | \$440 plus 4.5% of excess over |

|    |                                       |                                    |
|----|---------------------------------------|------------------------------------|
| 1  |                                       | \$11,000                           |
| 2  | Over \$15,000 but not over \$17,000   | \$620 plus 5.25% of excess over    |
| 3  |                                       | \$15,000                           |
| 4  | Over \$17,000 but not over \$30,000   | \$725 plus 5.9% of excess over     |
| 5  |                                       | \$17,000                           |
| 6  | Over \$30,000 but not over \$125,000  | \$1,492 plus 6.85% of excess over  |
| 7  |                                       | \$30,000                           |
| 8  | Over \$125,000 but not over \$500,000 | \$8,000 plus 7.375% of excess over |
| 9  |                                       | \$125,000                          |
| 10 | Over \$500,000                        | \$35,656 plus 7.7% of excess over  |
| 11 |                                       | \$500,000                          |

12 [(5)] (6) For taxable years beginning in two thousand three:

|    |                                       |                                   |
|----|---------------------------------------|-----------------------------------|
| 13 | If the New York taxable income is:    | The tax is:                       |
| 14 | Not over \$11,000                     | 4% of the New York taxable        |
| 15 |                                       | income                            |
| 16 | Over \$11,000 but not over \$15,000   | \$440 plus 4.5% of excess over    |
| 17 |                                       | \$11,000                          |
| 18 | Over \$15,000 but not over \$17,000   | \$620 plus 5.25% of excess over   |
| 19 |                                       | \$15,000                          |
| 20 | Over \$17,000 but not over \$30,000   | \$725 plus 5.9% of excess over    |
| 21 |                                       | \$17,000                          |
| 22 | Over \$30,000 but not over \$125,000  | \$1,492 plus 6.85% of excess over |
| 23 |                                       | \$30,000                          |
| 24 | Over \$125,000 but not over \$500,000 | \$8,000 plus 7.5% of excess over  |
| 25 |                                       | \$125,000                         |
| 26 | Over \$500,000                        | \$36,125 plus 7.7% of excess over |
| 27 |                                       | \$500,000                         |

28 [(6)] (7) For taxable years beginning after nineteen hundred ninety-  
29 six and before two thousand three:

|    |                                     |                                   |
|----|-------------------------------------|-----------------------------------|
| 30 | If the New York taxable income is:  | The tax is:                       |
| 31 | Not over \$11,000                   | 4% of the New York taxable        |
| 32 |                                     | income                            |
| 33 | Over \$11,000 but not over \$15,000 | \$440 plus 4.5% of excess over    |
| 34 |                                     | \$11,000                          |
| 35 | Over \$15,000 but not over \$17,000 | \$620 plus 5.25% of excess over   |
| 36 |                                     | \$15,000                          |
| 37 | Over \$17,000 but not over \$30,000 | \$725 plus 5.9% of excess over    |
| 38 |                                     | \$17,000                          |
| 39 | Over \$30,000                       | \$1,492 plus 6.85% of excess over |
| 40 |                                     | \$30,000                          |

41 [(7)] (8) For taxable years beginning in nineteen hundred ninety-six:

|    |                                     |                               |
|----|-------------------------------------|-------------------------------|
| 42 | If the New York taxable income is:  | The tax is:                   |
| 43 | Not over \$7,500                    | 4% of the New York taxable    |
| 44 |                                     | income                        |
| 45 | Over \$7,500 but not over \$11,000  | \$300 plus 5% of excess over  |
| 46 |                                     | \$7,500                       |
| 47 | Over \$11,000 but not over \$15,000 | \$475 plus 6% of excess over  |
| 48 |                                     | \$11,000                      |
| 49 | Over \$15,000                       | \$ 715 plus 7% of excess over |
| 50 |                                     | \$15,000                      |

1     [(8)] (9) For taxable years beginning in nineteen hundred ninety-five:

|    |                                     |                                  |
|----|-------------------------------------|----------------------------------|
| 2  | If the New York taxable income is:  | The tax is:                      |
| 3  | Not over \$9,000                    | 4.55% of the New York taxable    |
| 4  |                                     | income                           |
| 5  | Over \$9,000 but not over \$14,000  | \$410 plus 5.55% of excess over  |
| 6  |                                     | \$9,000                          |
| 7  | Over \$14,000 but not over \$19,000 | \$687 plus 6.55% of excess over  |
| 8  |                                     | \$14,000                         |
| 9  | Over \$19,000                       | \$1,015 plus 7.5% of excess over |
| 10 |                                     | \$19,000                         |

11     [(9)] (10) For taxable years beginning after nineteen hundred eighty-  
12 nine and before nineteen hundred ninety-five:

|    |                                     |                                  |
|----|-------------------------------------|----------------------------------|
| 13 | If the New York taxable income is:  | The tax is:                      |
| 14 | Not over \$7,500                    | 4% of the New York taxable       |
| 15 |                                     | income                           |
| 16 | Over \$7,500 but not over \$11,000  | \$300 plus 5% of excess over     |
| 17 |                                     | \$7,500                          |
| 18 | Over \$11,000 but not over \$15,000 | \$475 plus 6% of excess over     |
| 19 |                                     | \$11,000                         |
| 20 | Over \$15,000 but not over \$17,000 | \$715 plus 7% of excess over     |
| 21 |                                     | \$15,000                         |
| 22 | Over \$17,000                       | \$855 plus 7.875% of excess over |
| 23 |                                     | \$17,000                         |

24     (c) Resident unmarried individuals, resident married individuals  
25 filing separate returns and resident estates and trusts. There is hereby  
26 imposed for each taxable year on the New York taxable income of every  
27 resident individual who is not a married individual who makes a single  
28 return jointly with his spouse under subsection (b) of section six  
29 hundred fifty-one or a resident head of a household or a resident  
30 surviving spouse, and on the New York taxable income of every resident  
31 estate and trust a tax determined in accordance with the following  
32 tables:

33     (1) FOR TAXABLE YEARS BEGINNING AFTER TWO THOUSAND ELEVEN AND BEFORE  
34 TWO THOUSAND THIRTEEN:

|    |  |                                    |
|----|--|------------------------------------|
| 35 | IF THE NEW YORK TAXABLE INCOME IS:     | THE TAX IS:                        |
| 36 | NOT OVER \$8,000                       | 4% OF THE NEW YORK TAXABLE         |
| 37 |  | INCOME                             |
| 38 | OVER \$8,000 BUT NOT OVER \$11,000     | \$320 PLUS 4.5% OF EXCESS OVER     |
| 39 |  | \$8,000                            |
| 40 | OVER \$11,000 BUT NOT OVER \$13,000    | \$455 PLUS 5.25% OF EXCESS OVER    |
| 41 |  | \$11,000                           |
| 42 | OVER \$13,000 BUT NOT OVER \$20,000    | \$560 PLUS 5.9% OF EXCESS OVER     |
| 43 |  | \$13,000                           |
| 44 | OVER \$20,000 BUT NOT OVER \$1,000,000 | \$973 PLUS 6.85% OF EXCESS OVER    |
| 45 |  | \$20,000                           |
| 46 | OVER \$1,000,000                       | \$68,103 PLUS 8.97% OF EXCESS OVER |
| 47 |  | \$1,000,000                        |

48     (2) For taxable years beginning after two thousand eight and before  
49 two thousand twelve:

|    |                                       |                                    |
|----|---------------------------------------|------------------------------------|
| 1  | If the New York taxable income is:    | The tax is:                        |
| 2  | Not over \$8,000                      | 4% of the New York taxable         |
| 3  |                                       | income                             |
| 4  | Over \$8,000 but not over \$11,000    | \$320 plus 4.5% of excess over     |
| 5  |                                       | \$8,000                            |
| 6  | Over \$11,000 but not over \$13,000   | \$455 plus 5.25% of excess over    |
| 7  |                                       | \$11,000                           |
| 8  | Over \$13,000 but not over \$20,000   | \$560 plus 5.9% of excess over     |
| 9  |                                       | \$13,000                           |
| 10 | Over \$20,000 but not over \$200,000  | \$973 plus 6.85% of excess over    |
| 11 |                                       | \$20,000                           |
| 12 | Over \$200,000 but not over \$500,000 | \$13,303 plus 7.85% of excess over |
| 13 |                                       | \$200,000                          |
| 14 | Over \$500,000                        | \$36,853 plus 8.97% of excess over |
| 15 |                                       | \$500,000                          |

16 [(2)] (3) For taxable years beginning after two thousand five and  
17 before two thousand nine and after two thousand [eleven] TWELVE:

|    |                                     |                                 |
|----|-------------------------------------|---------------------------------|
| 18 | If the New York taxable income is:  | The tax is:                     |
| 19 | Not over \$8,000                    | 4% of the New York taxable      |
| 20 |                                     | income                          |
| 21 | Over \$8,000 but not over \$11,000  | \$320 plus 4.5% of excess over  |
| 22 |                                     | \$8,000                         |
| 23 | Over \$11,000 but not over \$13,000 | \$455 plus 5.25% of excess over |
| 24 |                                     | \$11,000                        |
| 25 | Over \$13,000 but not over \$20,000 | \$560 plus 5.9% of excess over  |
| 26 |                                     | \$13,000                        |
| 27 | Over \$20,000                       | \$973 plus 6.85% of excess over |
| 28 |                                     | \$20,000                        |

29 [(3)] (4) For taxable years beginning in two thousand five:

|    |                                       |                                   |
|----|---------------------------------------|-----------------------------------|
| 30 | If the New York taxable income is:    | The tax is:                       |
| 31 | Not over \$8,000                      | 4% of the New York taxable        |
| 32 |                                       | income                            |
| 33 | Over \$8,000 but not over \$11,000    | \$320 plus 4.5% of excess over    |
| 34 |                                       | \$8,000                           |
| 35 | Over \$11,000 but not over \$13,000   | \$455 plus 5.25% of excess over   |
| 36 |                                       | \$11,000                          |
| 37 | Over \$13,000 but not over \$20,000   | \$560 plus 5.9% of excess over    |
| 38 |                                       | \$13,000                          |
| 39 | Over \$20,000 but not over \$100,000  | \$973 plus 6.85% of excess over   |
| 40 |                                       | \$20,000                          |
| 41 | Over \$100,000 but not over \$500,000 | \$6,453 plus 7.25% of excess over |
| 42 |                                       | \$100,000                         |
| 43 | Over \$500,000                        | \$35,453 plus 7.7% of excess over |
| 44 |                                       | \$500,000                         |

45 [(4)] (5) For taxable years beginning in two thousand four:

|    |                                    |                                |
|----|------------------------------------|--------------------------------|
| 46 | If the New York taxable income is: | The tax is:                    |
| 47 | Not over \$8,000                   | 4% of the New York taxable     |
| 48 |                                    | income                         |
| 49 | Over \$8,000 but not over \$11,000 | \$320 plus 4.5% of excess over |



|    |                                       |                                    |
|----|---------------------------------------|------------------------------------|
| 1  |                                       | \$8,000                            |
| 2  | Over \$11,000 but not over \$13,000   | \$455 plus 5.25% of excess over    |
| 3  |                                       | \$11,000                           |
| 4  | Over \$13,000 but not over \$20,000   | \$560 plus 5.9% of excess over     |
| 5  |                                       | \$13,000                           |
| 6  | Over \$20,000 but not over \$100,000  | \$973 plus 6.85% of excess over    |
| 7  |                                       | \$20,000                           |
| 8  | Over \$100,000 but not over \$500,000 | \$6,453 plus 7.375% of excess over |
| 9  |                                       | \$100,000                          |
| 10 | Over \$500,000                        | \$35,953 plus 7.7% of excess over  |
| 11 |                                       | \$500,000                          |

12 [(5)] (6) For taxable years beginning in two thousand three:

|    |                                       |                                   |
|----|---------------------------------------|-----------------------------------|
| 13 | If the New York taxable income is:    | The tax is:                       |
| 14 | Not over \$8,000                      | 4% of the New York taxable        |
| 15 |                                       | income                            |
| 16 | Over \$8,000 but not over \$11,000    | \$320 plus 4.5% of excess over    |
| 17 |                                       | \$8,000                           |
| 18 | Over \$11,000 but not over \$13,000   | \$455 plus 5.25% of excess over   |
| 19 |                                       | \$11,000                          |
| 20 | Over \$13,000 but not over \$20,000   | \$560 plus 5.9% of excess over    |
| 21 |                                       | \$13,000                          |
| 22 | Over \$20,000 but not over \$100,000  | \$973 plus 6.85% of excess over   |
| 23 |                                       | \$20,000                          |
| 24 | Over \$100,000 but not over \$500,000 | \$6,453 plus 7.5% of excess over  |
| 25 |                                       | \$100,000                         |
| 26 | Over \$500,000                        | \$36,453 plus 7.7% of excess over |
| 27 |                                       | \$500,000                         |

28 [(6)] (7) For taxable years beginning after nineteen hundred ninety-  
29 six and before two thousand three:

|    |                                     |                                 |
|----|-------------------------------------|---------------------------------|
| 30 | If the New York taxable income is:  | The tax is:                     |
| 31 | Not over \$8,000                    | 4% of the New York taxable      |
| 32 |                                     | income                          |
| 33 | Over \$8,000 but not over \$11,000  | \$320 plus 4.5% of excess over  |
| 34 |                                     | \$8,000                         |
| 35 | Over \$11,000 but not over \$13,000 | \$455 plus 5.25% of excess over |
| 36 |                                     | \$11,000                        |
| 37 | Over \$13,000 but not over \$20,000 | \$560 plus 5.9% of excess over  |
| 38 |                                     | \$13,000                        |
| 39 | Over \$20,000                       | \$973 plus 6.85% of excess over |
| 40 |                                     | \$20,000                        |

41 [(7)] (8) For taxable years beginning in nineteen hundred ninety-six:

|    |                                    |                              |
|----|------------------------------------|------------------------------|
| 42 | If the New York taxable income is: | The tax is:                  |
| 43 | Not over \$5,500                   | 4% of the New York taxable   |
| 44 |                                    | income                       |
| 45 | Over \$5,500 but not over \$8,000  | \$220 plus 5% of excess over |
| 46 |                                    | \$5,500                      |
| 47 | Over \$8,000 but not over \$11,000 | \$345 plus 6% of excess over |
| 48 |                                    | \$8,000                      |
| 49 | Over \$11,000                      | \$525 plus 7% of excess over |
| 50 |                                    | \$11,000                     |

1     [(8)] (9) For taxable years beginning in nineteen hundred ninety-five:

|    |                                    |                                 |
|----|------------------------------------|---------------------------------|
| 2  | If the New York taxable income is: | The tax is:                     |
| 3  | Not over \$6,500                   | 4.55% of the New York taxable   |
| 4  |                                    | income                          |
| 5  | Over \$6,500 but not over \$9,500  | \$296 plus 5.55% of excess over |
| 6  |                                    | \$6,500                         |
| 7  | Over \$9,500 but not over \$12,500 | \$462 plus 6.55% of excess over |
| 8  |                                    | \$9,500                         |
| 9  | Over \$12,500                      | \$659 plus 7.5% of excess over  |
| 10 |                                    | \$12,500                        |

11     [(9)] (10) For taxable years beginning after nineteen hundred eighty-  
12 nine and before nineteen hundred ninety-five:

|    |                                     |                                  |
|----|-------------------------------------|----------------------------------|
| 13 | If the New York taxable             |                                  |
| 14 | income is:                          | The tax is:                      |
| 15 | Not over \$5,500                    | 4% of the New York taxable       |
| 16 |                                     | income                           |
| 17 | Over \$5,500 but not over \$8,000   | \$220 plus 5% of excess over     |
| 18 |                                     | \$5,500                          |
| 19 | Over \$8,000 but not over \$11,000  | \$345 plus 6% of excess over     |
| 20 |                                     | \$8,000                          |
| 21 | Over \$11,000 but not over \$13,000 | \$525 plus 7% of excess over     |
| 22 |                                     | \$11,000                         |
| 23 | Over \$13,000                       | \$665 plus 7.875% of excess over |
| 24 |                                     | \$13,000                         |

25     S 2. Subparagraph (B) of paragraph 3 of subsection (d) of section 601  
26 of the tax law, as amended by section 3 of part Z-1 of chapter 57 of the  
27 laws of 2009, is amended to read as follows:

28     (B) For such taxpayers with adjusted gross income over five hundred  
29 thousand dollars, for taxable years beginning after two thousand eight  
30 and before two thousand twelve, the fraction is computed as follows: the  
31 numerator is the lesser of fifty thousand dollars or the excess of New  
32 York adjusted gross income for the taxable year over five hundred thou-  
33 sand dollars and the denominator is fifty thousand dollars. FOR TAXABLE  
34 YEARS BEGINNING AFTER TWO THOUSAND ELEVEN AND BEFORE TWO THOUSAND THIR-  
35 TEEN, THE FRACTION IS COMPUTED AS FOLLOWS: THE NUMERATOR IS THE LESSER  
36 OF FIFTY THOUSAND DOLLARS OR THE EXCESS OF NEW YORK ADJUSTED GROSS  
37 INCOME FOR THE TAXABLE YEAR OVER ONE MILLION DOLLARS AND THE DENOMINATOR  
38 IS FIFTY THOUSAND DOLLARS. Provided, however, that the total tax prior  
39 to the application of any tax credits shall not exceed the highest rate  
40 of tax set forth in the tax table in subsection (a) of this section  
41 multiplied by the taxpayer's taxable income.

42     S 3. Clause (ii) of subparagraph (B) of paragraph 3 of subsection (c)  
43 of section 685 of the tax law is amended by adding a new undesignated  
44 paragraph to read as follows:

45     FURTHER PROVIDED THAT THE TAX SHOWN ON SUCH RETURN FOR TAXABLE YEAR  
46 BEGINNING IN TWO THOUSAND ELEVEN SHALL BE CALCULATED AS IF SUCH YEAR  
47 BEGAN IN TWO THOUSAND TWELVE.

48     S 4. Notwithstanding any provision of law to the contrary, the method  
49 of determining the amount to be deducted and withheld from wages on  
50 account of taxes imposed by or pursuant to the authority of article 22  
51 of the tax law in connection with the implementation of the provisions  
52 of this act shall be prescribed by regulations of the commissioner of

1 taxation and finance with due consideration to the effect such withhold-  
2 ing tables and methods would have on the receipt and amount of revenue.  
3 The commissioner of taxation and finance shall adjust such withholding  
4 tables and methods in regard to taxable years beginning in 2011 and  
5 after in such manner as to result, so far as practicable, in withholding  
6 from an employee's wages an amount substantially equivalent to the tax  
7 reasonably estimated to be due for such taxable years as a result of the  
8 provisions of this act. Provided, however, for tax year 2011 the with-  
9 holding tables shall reflect as accurately as practicable the full  
10 amount of tax year 2011 liability so that such amount is withheld by  
11 December 31, 2011. Any such regulations to implement a change in with-  
12 holding tables and methods for tax year 2011 shall be adopted and effec-  
13 tive as soon as practicable and the commissioner of taxation and finance  
14 may adopt such regulations on an emergency basis notwithstanding  
15 anything to the contrary in section 202 of the state administrative  
16 procedure act. In carrying out his or her duties and responsibilities  
17 under this section, the commissioner of taxation and finance may accom-  
18 pany such a rule making procedure with a similar procedure with respect  
19 to the taxes required to be deducted and withheld by local laws imposing  
20 taxes pursuant to the authority of articles 30, 30-A and 30-B of the tax  
21 law, the provisions of any other law in relation to such a procedure to  
22 the contrary notwithstanding.

23 S 5. 1. Notwithstanding any provision of law to the contrary, no addi-  
24 tion to tax required shall be imposed for failure to pay the estimated  
25 tax in subsection (c) of section 685 of the tax law with respect to any  
26 underpayment of a required installment due prior to, or within thirty  
27 days of, the effective date of this act to the extent that such under-  
28 payment was created or increased by the amendments made by this act  
29 provided, however, that the taxpayer remits the amount of the underpay-  
30 ment with his or her next quarterly estimated tax payment.

31 2. The commissioner of taxation and finance shall take steps to publi-  
32 cize the necessary adjustments to estimated tax and, to the extent  
33 reasonably possible, to inform the taxpayer of the tax liability changes  
34 made by this act.

35 S 6. The state finance law is amended by adding a new section 97-kkkk  
36 to read as follows:

37 S 97-KKKK. EDUCATIONAL ASSISTANCE FUND. 1. THERE IS HEREBY ESTAB-  
38 LISHED IN THE JOINT CUSTODY OF THE COMPTROLLER AND THE COMMISSIONER OF  
39 TAXATION AND FINANCE OF THE MISCELLANEOUS STATE SPECIAL REVENUE FUND TO  
40 BE KNOWN AS THE EDUCATIONAL ASSISTANCE FUND.

41 2. SUCH ACCOUNT SHALL CONSIST OF THIRTY PERCENT OF RECEIPTS FROM THE  
42 IMPOSITION OF THE SURCHARGE OF PERSONAL INCOME TAXES PURSUANT TO ARTICLE  
43 TWENTY-TWO OF THE TAX LAW, ON NEW YORK TAXABLE INCOME WHEN SUCH INCOME  
44 IS TAXED AT A RATE GREATER THAN 6.85 PERCENT ON OR AFTER JANUARY FIRST,  
45 TWO THOUSAND TWELVE. ANY MONEYS IN SUCH ACCOUNT MAY BE INVESTED BY THE  
46 COMPTROLLER PURSUANT TO SECTION NINETY-EIGHT-A OF THIS ARTICLE.

47 3. MONEYS IN THE ACCOUNT, FOLLOWING AN APPROPRIATION BY THE LEGISLA-  
48 TURE, SHALL BE USED ONLY FOR THE PAYMENT OF EDUCATION AID TO SCHOOL  
49 DISTRICTS AND BOARDS OF COOPERATIVE EDUCATIONAL SERVICES DURING THE  
50 CALENDAR QUARTER BEGINNING ON APRIL FIRST OF EACH YEAR IN ACCORDANCE  
51 WITH SECTION THIRTY-SIX HUNDRED NINE-A OF THE EDUCATION LAW, AS FROM  
52 TIME TO TIME AMENDED.

53 S 7. This act shall take effect immediately.