

2317--A

2013-2014 Regular Sessions

I N   A S S E M B L Y

January 14, 2013

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Introduced by M. of A. GUNTHER, MAISEL, CROUCH, WALTER, RAIA, ZEBROWSKI, COOK, MILLER, RIVERA, CORWIN, MONTESANO -- Multi-Sponsored by -- M. of A. DUPREY, HAWLEY, KEARNS, McKEVITT, McLAUGHLIN, SIMANOWITZ -- read once and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the tax law, in relation to permitting state lottery winners to remain anonymous to the general public

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

1     Section 1. Subdivision a of section 1613 of the tax law, as amended by  
2 chapter 426 of the laws of 2006, is amended to read as follows:  
3     a. It shall be the duty of the director to require that all prizes  
4 over five thousand dollars in any game be awarded to holders of winning  
5 tickets for that game as provided in this section and section sixteen  
6 hundred fourteen of this article. Within one week after any drawing or  
7 selection of prize winning lottery tickets, the division shall deliver  
8 to the comptroller a certified list of the tickets to which prizes are  
9 awarded and the amount of each such prize. Upon receipt of such certi-  
10 fied list and voucher of the division, moneys sufficient for the payment  
11 of such prizes shall be paid to the division from the lottery prize  
12 account, upon audit and warrant of the comptroller. Moneys for the  
13 payment of lottery prizes shall be deposited by the director as provided  
14 in section sixteen hundred eleven of this article and the withdrawal of  
15 such moneys for the payment of prize winners shall be subject to a check  
16 signed by the director or such officers or employees of the division as  
17 the director may designate. The division shall each month provide the  
18 comptroller with a record of all such withdrawals from the director's  
19 accounts. Payment of prizes shall be made by the division to holders of  
20 the tickets to which prizes are awarded, except that payment of any  
21 prize drawn may be paid to the estate of a deceased prize winner, may be

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

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1 paid pursuant to a court order granted as a result of a proceeding as  
2 provided in subdivision d of this section, and except that any person  
3 pursuant to an appropriate judicial order may be paid the prize to which  
4 the winner is entitled. THE DIVISION SHALL NOT PUBLICLY DISCLOSE THE  
5 NAME, ADDRESS OR OTHER IDENTIFYING INFORMATION OF ANY HOLDER OF A  
6 WINNING TICKET OR REQUIRE ANY WINNING TICKET HOLDER TO PERFORM ANY  
7 PUBLIC ACTIONS IN CONNECTION WITH THE AWARDING, PAYMENT OR COLLECTION OF  
8 PRIZE MONEYS WHERE A HOLDER OF A WINNING TICKET PROVIDES A WRITTEN  
9 REQUEST TO THE DIVISION. The division shall be discharged of all further  
10 liability upon payment of a prize pursuant to this subdivision.  
11 S 2. This act shall take effect immediately.