

4349

2013-2014 Regular Sessions

I N   S E N A T E

March 21, 2013

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Introduced by Sen. FARLEY -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the tax law, the state finance law and the executive law, in relation to creating a veterans' outreach advisory board and authorizing a tax check-off for gifts to such board

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 625-a to  
2     read as follows:  
3     S 625-A. GIFTS TO THE VETERANS' OUTREACH ADVISORY BOARD. EFFECTIVE  
4     FOR ANY TAXABLE YEAR COMMENCING ON OR AFTER JANUARY FIRST, TWO THOUSAND  
5     FOURTEEN, AN INDIVIDUAL IN ANY TAXABLE YEAR MAY ELECT TO CONTRIBUTE TO  
6     THE VETERANS' OUTREACH ADVISORY BOARD FOR FINANCIAL SUPPORT FOR VETER-  
7     ANS' ORGANIZATIONS. SUCH CONTRIBUTION SHALL BE IN ANY WHOLE DOLLAR  
8     AMOUNT AND SHALL NOT REDUCE THE AMOUNT OF STATE TAX OWED BY SUCH INDI-  
9     VIDUAL. THE COMMISSIONER SHALL INCLUDE SPACE ON THE PERSONAL INCOME TAX  
10    RETURN TO ENABLE A TAXPAYER TO MAKE SUCH CONTRIBUTION. NOTWITHSTANDING  
11    ANY OTHER PROVISION OF LAW ALL REVENUES COLLECTED PURSUANT TO THIS  
12    SECTION SHALL BE CREDITED TO THE GIFTS TO VETERANS' OUTREACH ADVISORY  
13    BOARD FUND AND USED ONLY FOR THOSE PURPOSES SET FORTH IN SECTION EIGHT-  
14    Y-TWO OF THE STATE FINANCE LAW.  
15    S 2.     The state finance law is amended by adding a new section 82 to  
16    read as follows:  
17    S 82.     GIFTS TO VETERANS' OUTREACH ADVISORY BOARD FUND. 1. THERE IS  
18    HEREBY ESTABLISHED A GIFTS TO VETERANS' OUTREACH ADVISORY BOARD FUND.  
19    2. SUCH FUND SHALL CONSIST OF ALL MONEYS RECEIVED BY THE DEPARTMENT OF  
20    TAXATION AND FINANCE FROM GIFTS TO THE VETERANS' OUTREACH ADVISORY BOARD  
21    PURSUANT TO SECTION SIX HUNDRED TWENTY-FIVE-A OF THE TAX LAW, AND ALL  
22    OTHER MONEYS APPROPRIATED, CREDITED, OR TRANSFERRED THERETO FROM ANY  
23    OTHER FUND OR SOURCE PURSUANT TO LAW. NOTHING CONTAINED HEREIN SHALL

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

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1 PREVENT THE STATE FROM RECEIVING GRANTS, GIFTS OR REQUESTS FOR THE  
2 PURPOSES OF THE FUND AS DEFINED IN THIS SECTION AND DEPOSITING THEM INTO  
3 THE FUND ACCORDING TO LAW.

4 3. SUCH MONEYS, AFTER APPROPRIATION BY THE LEGISLATURE, SHALL BE  
5 AVAILABLE TO THE VETERANS' OUTREACH ADVISORY BOARD TO CARRY OUT THE  
6 PURPOSES SET FORTH IN SECTION THREE HUNDRED SIXTY-NINE OF THE EXECUTIVE  
7 LAW, INCLUDING THE DISTRIBUTION OF COMPETITIVE GRANTS TO VETERANS'  
8 ORGANIZATIONS WITHIN THIS STATE TO PROMOTE ACTIVITIES, PROGRAMS AND  
9 PROJECTS OF SUCH ORGANIZATIONS.

10 4. MONIES SHALL BE PAYABLE FROM THE FUND ON THE AUDIT AND WARRANT OF  
11 THE COMPTROLLER ON VOUCHERS APPROVED AND CERTIFIED BY THE DIRECTOR OF  
12 VETERANS' AFFAIRS.

13 S 3. The executive law is amended by adding a new section 369 to read  
14 as follows:

15 S 369. VETERANS' OUTREACH ADVISORY BOARD. 1. THERE IS HEREBY ESTAB-  
16 LISHED WITHIN THE DIVISION A VETERANS' OUTREACH ADVISORY BOARD. THE  
17 MEMBERSHIP OF THE BOARD SHALL CONSIST OF ONE COUNTY VETERANS' AFFAIRS  
18 DIRECTOR FROM EACH OF THE JUDICIAL DISTRICTS OF THE STATE AND THE DIREC-  
19 TOR, WHO SHALL SERVE AS THE CHAIR OF SUCH BOARD. EACH COUNTY VETERANS'  
20 AFFAIRS DIRECTOR SHALL BE CHOSEN FROM THE COUNTY VETERANS' AFFAIRS  
21 DIRECTORS WITHIN THE JUDICIAL DISTRICT SERVED BY SUCH COUNTY DIRECTOR  
22 AND SHALL SERVE FOR A TERM OF FOUR YEARS. VACANCIES IN OFFICE SHALL BE  
23 FILLED IN THE SAME MANNER AS THE REGIONAL APPOINTMENT.

24 2. THE MEMBERS OF THE BOARD SHALL RECEIVE NO COMPENSATION FOR THEIR  
25 SERVICES AS MEMBERS OF THE BOARD, BUT EACH OF THEM SHALL BE ALLOWED THE  
26 NECESSARY AND ACTUAL EXPENSES WHICH HE OR SHE SHALL INCUR IN THE  
27 PERFORMANCE OF HIS OR HER DUTIES UNDER THIS SECTION. THE DIVISION SHALL  
28 PROVIDE STAFF AND SUPPORT NECESSARY FOR THE BOARD TO CARRY OUT ITS  
29 DUTIES AND RESPONSIBILITIES.

30 3. THE BOARD SHALL MEET AT SUCH TIMES AS THE CHAIR MAY DIRECT. A  
31 MAJORITY OF THE MEMBERS OF THE BOARD SHALL CONSTITUTE A QUORUM.

32 4. THE VETERANS' OUTREACH ADVISORY BOARD SHALL BE AUTHORIZED AND  
33 EMPOWERED TO:

34 A. MAKE SUCH REASONABLE RULES AND REGULATIONS AS MAY BE NECESSARY FOR  
35 THE PROPER OPERATION OF SUCH BOARD;

36 B. PROVIDE COMPETITIVE GRANTS TO VETERANS' ORGANIZATIONS WITHIN THIS  
37 STATE TO PROMOTE ACTIVITIES, PROGRAMS AND PROJECTS OF SUCH ORGANIZATIONS  
38 WHILE ALSO PROMOTING REGIONAL ECONOMIC DEVELOPMENT WITHIN THE STATE;

39 C. TO HAVE ALL OTHER POWERS WHICH MAY BE REASONABLY IMPLIED FROM THE  
40 GRANTING OF EXPRESS POWERS BY THIS SECTION, TOGETHER WITH SUCH OTHER  
41 POWERS AS MAY BE INCIDENT TO OR NECESSARY FOR THE CARRYING OUT OF THE  
42 PURPOSES OF THIS SECTION; AND

43 D. REPORT TO THE GOVERNOR AND TO THE LEGISLATURE CONCERNING ITS ACTIV-  
44 ITIES AT LEAST ONCE ANNUALLY.

45 S 4. This act shall take effect immediately.