

10348

I N   A S S E M B L Y

May 23, 2016

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Introduced by M. of A. RA -- read once and referred to the Committee on  
Ways and Means

AN ACT to amend the tax law, in relation to establishing a cancer treatment credit

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

1     Section 1. Section 606 of the tax law is amended by adding a new  
2     subsection (fff) to read as follows:  
3     (FFF) CANCER TREATMENT CREDIT. (1) TAXPAYERS DIAGNOSED WITH CANCER, OR  
4     WITH DEPENDENT CHILDREN DIAGNOSED WITH CANCER, SHALL RECEIVE A CREDIT  
5     AGAINST THE TAX IMPOSED BY THIS ARTICLE AFTER DECEMBER THIRTY-FIRST, TWO  
6     THOUSAND SIXTEEN FOR MEDICAL EXPENSES RELATING TO CANCER TREATMENT.  
7     (2) MEDICAL EXPENSES ARE TO INCLUDE THE COSTS OF DIAGNOSIS, CURE,  
8     MITIGATION, TREATMENT, AND PREVENTION OF CANCER. THESE EXPENSES ARE ALSO  
9     TO INCLUDE PAYMENTS FOR LEGAL MEDICAL SERVICES OFFERED BY MEDICAL PRACTITIONERS.  
10    THESE EXPENSES ARE ALSO TO INCLUDE BUT NOT BE LIMITED TO:  
11    INSURANCE DEDUCTIBLES, NON-COVERED PRESCRIPTION MEDICATION, WIGS, PROSTHETIC  
12    DEVICES, AND OTHER OUT OF POCKET EXPENSES IF SUCH EXPENSES ARE  
13    REQUIRED BECAUSE THE TAXPAYER OR THEIR DEPENDENT CHILD HAS BEEN DIAGNOSED  
14    BY A PHYSICIAN AS HAVING CANCER.  
15    (3) THE CREDIT SHALL BE FOR SUCH EXPENSES MADE DURING THE TAXABLE YEAR  
16    PER TAXPAYER AND/OR CHILD DIAGNOSED WITH CANCER AND THE AMOUNT OF THE  
17    CREDIT SHALL BE NOT MORE THAN FIVE HUNDRED DOLLARS.  
18    (4) IF THE AMOUNT OF THE CREDIT ALLOWED UNDER THIS SUBSECTION FOR ANY  
19    TAXABLE YEAR SHALL EXCEED THE TAXPAYER'S TAX FOR SUCH YEAR, THE EXCESS  
20    SHALL BE TREATED AS AN OVERPAYMENT OF TAX TO BE CREDITED OR REFUNDED IN  
21    ACCORDANCE WITH THE PROVISIONS OF SECTION SIX HUNDRED EIGHTY-SIX OF THIS  
22    ARTICLE, PROVIDED, HOWEVER, THAT NO INTEREST SHALL BE PAID THEREON.  
23    S 2. This act shall take effect immediately.

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

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