

4227

2015-2016 Regular Sessions

I N   A S S E M B L Y

January 29, 2015

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Introduced by M. of A. DenDEKKER, ENGLEBRIGHT, CAHILL -- read once and referred to the Committee on Ways and Means

AN ACT to amend the tax law, in relation to providing tax credits for the installation of fire sprinkler systems

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 (ccc) to read as follows:  
3     (CCC) FIRE SPRINKLER TAX CREDIT FOR RESIDENTIAL PROPERTIES. (1) ALLOW-  
4     ANCE OF CREDIT. A TAXPAYER WHO IS A RESIDENTIAL PROPERTY OWNER SHALL BE  
5     ALLOWED A CREDIT, TO BE COMPUTED AS HEREINAFTER PROVIDED, AGAINST THE  
6     TAX IMPOSED BY THIS ARTICLE. THE AMOUNT OF THE CREDIT SHALL BE EQUAL TO  
7     TWENTY-FIVE PERCENT OF THE COST OF THE LABOR AND MATERIALS NEEDED TO  
8     INSTALL SPRINKLER SYSTEMS AS DEFINED BY SECTION ONE HUNDRED FIFTY-FIVE-A  
9     OF THE EXECUTIVE LAW, BY THE RESIDENTIAL PROPERTY OWNER, PROVIDED,  
10     HOWEVER, THAT THIS SUBSECTION SHALL APPLY ONLY TO RESIDENTIAL PROPERTIES  
11     IN MUNICIPALITIES THAT DO NOT ALREADY REQUIRE FIRE SPRINKLER SYSTEMS BE  
12     INSTALLED.  
13     (2) APPLICATION OF CREDIT. IF THE AMOUNT OF THE CREDIT ALLOWED UNDER  
14     THIS SUBSECTION FOR ANY TAXABLE YEAR SHALL EXCEED THE TAXPAYER'S TAX FOR  
15     SUCH YEAR, THE EXCESS SHALL BE TREATED AS AN OVERPAYMENT OF TAX TO BE  
16     CREDITED OR REFUNDED IN ACCORDANCE WITH THE PROVISIONS OF SECTION SIX  
17     HUNDRED EIGHTY-SIX OF THIS ARTICLE, PROVIDED, HOWEVER, THAT NO INTEREST  
18     SHALL BE PAID THEREON.  
19     S 2. Section 210-b of the tax law is amended by adding a new subdivi-  
20     sion 49 to read as follows:  
21     49. FIRE SPRINKLER TAX CREDIT FOR RESIDENTIAL PROPERTIES. (1) ALLOW-  
22     ANCE OF CREDIT. A TAXPAYER WHO IS A RESIDENTIAL PROPERTY OWNER SHALL BE  
23     ALLOWED A CREDIT, TO BE COMPUTER AS HEREINAFTER PROVIDED, AGAINST THE  
24     TAX IMPOSED BY THIS ARTICLE. THE AMOUNT OF THE CREDIT SHALL BE EQUAL TO  
25     TWENTY-FIVE PERCENT OF THE COST OF THE LABOR AND MATERIALS NEEDED TO

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

LBD08009-01-5

1 INSTALL SPRINKLER SYSTEMS AS DEFINED BY SECTION ONE HUNDRED FIFTY-FIVE-A  
2 OF THE EXECUTIVE LAW, BY THE RESIDENTIAL PROPERTY OWNER, PROVIDED,  
3 HOWEVER, THAT THIS SUBDIVISION SHALL APPLY ONLY TO RESIDENTIAL PROPER-  
4 TIES IN MUNICIPALITIES THAT DO NOT ALREADY REQUIRE FIRE SPRINKLER  
5 SYSTEMS BE INSTALLED.  
6 (2) APPLICATION OF CREDIT. IF THE AMOUNT OF THE CREDIT ALLOWED UNDER  
7 THIS SUBDIVISION FOR ANY TAXABLE YEAR SHALL EXCEED THE TAXPAYER'S TAX  
8 FOR SUCH YEAR, THE EXCESS SHALL BE TREATED AS AN OVERPAYMENT OF TAX TO  
9 BE CREDITED OR REFUNDED IN ACCORDANCE WITH THE PROVISIONS OF SECTION SIX  
10 HUNDRED EIGHTY-SIX OF THIS CHAPTER, PROVIDED, HOWEVER, THAT NO INTEREST  
11 SHALL BE PAID THEREON.  
12 S 3. This act shall take effect immediately.