S T A T E O F N E W Y O R K

1710

2015-2016 Regular Sessions

I N S E N A T E

January 14, 2015

Introduced by Sens. BOYLE, GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the state finance law and the tax law, in relation to establishing the police officer protection fund

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

Section 1. The commissioner of the division of criminal justice services shall establish and implement a program to retrofit all patrol vehicles of the New York police department, and thereafter all patrol vehicles of the New York state police, with bullet-proof glass within five years of the effective date of this act. Funding for such program shall be drawn from the police officer protection fund established pursuant to section 99-w of the state finance law.

S 2. The state finance law is amended by adding a new section 99-w to read as follows:

S 99-W. POLICE OFFICER PROTECTION FUND. 1. A SPECIAL FUND TO BE KNOWN AS THE "POLICE OFFICER PROTECTION FUND" IS HEREBY ESTABLISHED IN THE CUSTODY OF THE STATE COMPTROLLER AND THE COMMISSIONER OF TAXATION AND FINANCE.

2. THE FUND SHALL CONSIST OF ALL MONIES TRANSFERRED TO SUCH FUND PURSUANT TO LAW, ALL MONIES REQUIRED BY ANY PROVISION OF LAW TO BE PAID INTO OR CREDITED TO THE FUND, ALL MONIES FROM GIFTS PURSUANT TO SECTION SIX HUNDRED THIRTY-D OF THE TAX LAW AND ANY INTEREST EARNINGS WHICH MAY ACCRUE FROM THE INVESTMENT OF MONIES IN THE FUND. NOTHING CONTAINED HEREIN SHALL PREVENT THE STATE FROM RECEIVING GRANTS, GIFTS OR BEQUESTS FOR THE PURPOSES OF THE FUND AS DEFINED IN THIS SECTION AND DEPOSITING THEM INTO THE FUND ACCORDING TO LAW.

3. MONIES OF THE FUND, WHEN ALLOCATED, SHALL BE AVAILABLE TO THE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE PURPOSE OF ESTABLISHING AND IMPLEMENTING A PROGRAM TO RETROFIT ALL PATROL VEHICLES OF THE NEW YORK

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

LBD07202-01-5

POLICE DEPARTMENT, AND THEREAFTER ALL PATROL VEHICLES OF THE NEW YORK STATE POLICE, WITH BULLET-PROOF GLASS.

4. MONIES SHALL BE PAYABLE FROM THE FUND ON THE AUDIT AND WARRANT OF THE COMPTROLLER ON VOUCHERS APPROVED AND CERTIFIED BY THE COMMISSIONER OF CRIMINAL JUSTICE SERVICES.

S 3. The tax law is amended by adding a new section 630-d to read as follows:

S 630-D. GIFT FOR THE POLICE OFFICER PROTECTION FUND. EFFECTIVE FOR ANY TAX YEAR COMMENCING ON OR AFTER JANUARY FIRST, TWO THOUSAND SIXTEEN, AN INDIVIDUAL IN ANY TAXABLE YEAR MAY ELECT TO CONTRIBUTE TO THE POLICE OFFICER PROTECTION FUND. SUCH CONTRIBUTION SHALL BE IN ANY WHOLE DOLLAR AMOUNT AND SHALL NOT REDUCE THE AMOUNT OF STATE TAX OWED BY SUCH INDIVIDUAL. THE COMMISSIONER SHALL INCLUDE SPACE ON THE PERSONAL INCOME TAX RETURN TO ENABLE A TAXPAYER TO MAKE SUCH CONTRIBUTION. NOTWITHSTANDING ANY OTHER PROVISION OF LAW ALL REVENUES COLLECTED PURSUANT TO THIS SECTION SHALL BE CREDITED TO POLICE OFFICER PROTECTION FUND AND USED ONLY FOR THOSE PURPOSES ENUMERATED IN SECTION NINETY-NINE-W OF THE STATE FINANCE LAW.

S 4. This act shall take effect immediately.