

3220--A

2015-2016 Regular Sessions

I N   S E N A T E

February 3, 2015

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Introduced by Sens. MARTINS, BOYLE -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations -- recommitted to the Committee on Investigations and Government Operations in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the tax law, in relation to authorizing the creation of small business tax-deferred savings accounts

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

1     Section 1. Paragraph (a) of subdivision 9 of section 208 of the tax  
2     law is amended by adding a new subparagraph 20 to read as follows:  
3     (20) ANY DEPOSIT MADE BY A SMALL BUSINESS AS DEFINED IN SECTION ONE  
4     HUNDRED THIRTY-ONE OF THE ECONOMIC DEVELOPMENT LAW INTO A SMALL BUSINESS  
5     TAX-DEFERRED SAVINGS ACCOUNT MAINTAINED BY A BANKING ORGANIZATION AS  
6     DEFINED IN SUBDIVISION ELEVEN OF SECTION TWO OF THE BANKING LAW AND  
7     ESTABLISHED FOR THE PURPOSES OF CREATING OR PRESERVING FULL TIME JOBS.  
8     S 2. Paragraph (b) of subdivision 9 of section 208 of the tax law is  
9     amended by adding a new subparagraph 22 to read as follows:  
10    (22) ANY WITHDRAWAL EXCLUSIVE OF INTEREST INCOME MADE BY A SMALL BUSI-  
11    NESS AS DEFINED IN SECTION ONE HUNDRED THIRTY-ONE OF THE ECONOMIC DEVEL-  
12    OPMENT LAW FROM A SMALL BUSINESS TAX-DEFERRED SAVINGS ACCOUNT MAINTAINED  
13    BY A BANKING ORGANIZATION AS DEFINED IN SUBDIVISION ELEVEN OF SECTION  
14    TWO OF THE BANKING LAW AND ESTABLISHED FOR THE PURPOSES OF CREATING OR  
15    PRESERVING FULL TIME JOBS.  
16    S 3. Subsection (b) of section 612 of the tax law is amended by adding  
17    a new paragraph 43 to read as follows:  
18    (43) ANY WITHDRAWAL EXCLUSIVE OF INTEREST INCOME MADE BY A SMALL BUSI-  
19    NESS AS DEFINED IN SECTION ONE HUNDRED THIRTY-ONE OF THE ECONOMIC DEVEL-  
20    OPMENT LAW FROM A SMALL BUSINESS TAX-DEFERRED SAVINGS ACCOUNT MAINTAINED  
21    BY A BANKING ORGANIZATION AS DEFINED IN SUBDIVISION ELEVEN OF SECTION

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

LBD08419-03-6

1 TWO OF THE BANKING LAW AND ESTABLISHED FOR THE PURPOSES OF CREATING OR  
2 PRESERVING FULL TIME JOBS.  
3 S 4. Subsection (c) of section 612 of the tax law is amended by adding  
4 a new paragraph 44 to read as follows:  
5 (44) ANY DEPOSIT MADE BY A SMALL BUSINESS AS DEFINED IN SECTION ONE  
6 HUNDRED THIRTY-ONE OF THE ECONOMIC DEVELOPMENT LAW INTO A SMALL BUSINESS  
7 TAX-DEFERRED SAVINGS ACCOUNT MAINTAINED BY A BANKING ORGANIZATION AS  
8 DEFINED IN SUBDIVISION ELEVEN OF SECTION TWO OF THE BANKING LAW AND  
9 ESTABLISHED FOR THE PURPOSES OF CREATING OR PRESERVING FULL TIME JOBS.  
10 S 5. This act shall take effect immediately and shall apply to taxable  
11 years beginning on or after January 1, 2017.