

# STATE OF NEW YORK

6801

2017-2018 Regular Sessions

## IN SENATE

June 18, 2017

Introduced by Sens. BONACIC, GRIFFO, AKSHAR -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the tax law, in relation to vendor fees for video lottery gaming; and providing for the repeal of such provisions upon expiration thereof

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Subparagraph (i) of paragraph 1 of subdivision b of section  
2 1612 of the tax law, as amended by chapter 174 of the laws of 2013, is  
3 amended to read as follows:

4 (i) less ten percent of the total revenue wagered after payout for  
5 prizes to be retained by the division for operation, administration, and  
6 procurement purposes, provided however, that a vendor track located  
7 within Oneida county, within fifteen miles of a Native American class  
8 III gaming facility, and maintaining at least ninety percent of full-  
9 time equivalent employees as they employed in the year two thousand  
10 sixteen, as determined by the gaming commission shall be able to with-  
11 hold up to seventy-five percent of such funds for operational expenses;

12 § 2. Subparagraph (ii) of paragraph 1 of subdivision b of section 1612  
13 of the tax law is amended by adding a new clause (J) to read as follows:

14 (J) Notwithstanding clause (H) of this subparagraph, a vendor track  
15 located within Oneida county, within fifteen miles of a Native American  
16 class III gaming facility, and maintaining at least ninety percent of  
17 full-time equivalent employees as they employed in the year two thousand  
18 sixteen, as determined by the gaming commission, shall be eligible for a  
19 vendor's capital award of up to four percent of the total revenue  
20 wagered at the vendor track after payout for prizes pursuant to this  
21 chapter each year, which may be used for operations or capital invest-  
22 ments, in such vendor track operator's discretion.

23 § 3. This act shall take effect immediately and shall expire and be  
24 deemed repealed two years after such date.

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

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