

# STATE OF NEW YORK

4487--A

2017-2018 Regular Sessions

## IN SENATE

February 15, 2017

Introduced by Sens. MONTGOMERY, COMRIE, LATIMER -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the tax law and the state finance law, in relation to providing a tax check-off box on personal income tax return forms for gifts to the school-based health centers fund

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

1 Section 1. The tax law is amended by adding a new section 630-e to  
2 read as follows:

3 § 630-e. Gift for school-based health centers. Effective for any tax  
4 year commencing on or after January first, two thousand eighteen, an  
5 individual in any taxable year may elect to contribute to the school-  
6 based health centers fund. Such contribution shall be in any whole  
7 dollar amount and shall not reduce the amount of state tax owed by such  
8 individual. The commissioner shall include space on the personal income  
9 tax return to enable a taxpayer to make such contribution. The commis-  
10 sioner shall also ensure that a description of a school-based health  
11 center is included within the tax form preparation instruction booklet.  
12 Notwithstanding any other provision of law all revenues collected pursu-  
13 ant to this section shall be credited to the school-based health centers  
14 fund and used only for those purposes enumerated in section ninety-nine-  
15 bb of the state finance law.

16 § 2. The state finance law is amended by adding a new section 99-bb to  
17 read as follows:

18 § 99-bb. School-based health centers fund. 1. There is hereby estab-  
19 lished in the joint custody of the comptroller and the commissioner of  
20 health, a special fund to be known as the "school-based health centers  
21 fund".

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

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1     2. Such fund shall consist of all revenues received pursuant to the  
2 provisions of section six hundred thirty-e of the tax law, and all other  
3 moneys appropriated, credited, or transferred thereto from any other  
4 fund or source pursuant to law. Nothing contained herein shall prevent  
5 the state from receiving grants, gifts or bequests for the purposes of  
6 the fund as defined in this section and depositing them into the fund  
7 according to law.

8     3. On or before the first day of February each year, the commissioner  
9 of health shall provide a written report to the temporary president of  
10 the senate, speaker of the assembly, chair of the senate finance commit-  
11 tee, chair of the assembly ways and means committee, the state comp-  
12 troller and the public. Such report shall include how the monies of the  
13 fund were utilized during the preceding calendar year, and shall  
14 include:

15     a. the amount of money dispersed from the fund and the award process  
16 used for such disbursements;

17     b. recipients of awards from the fund;

18     c. the amount awarded to each;

19     d. the purposes for which such awards were granted; and

20     e. a summary financial plan for such monies which shall include esti-  
21 mates of all receipts and all disbursements for the current and succeed-  
22 ing fiscal years, along with the actual results from the prior fiscal  
23 year.

24     4. Monies of the fund shall be expended to fund expansion of medical  
25 services at existing school-based health centers or to establish new  
26 school-based health centers.

27     5. Monies shall be payable from the fund on the audit and warrant of  
28 the comptroller on vouchers approved and certified by the commissioner  
29 of health.

30     6. Amounts expended for school-based health centers pursuant to this  
31 section shall not affect the amount that would otherwise be appropriated  
32 for school-based health centers under any other provision of law.

33     7. Services performed by school-based health centers available for  
34 moneys from this fund shall include, but not be limited to:

35     a. comprehensive physical health and mental health assessments;

36     b. diagnosis and treatment of acute illnesses;

37     c. vision, hearing, dental, nutritional, and tuberculosis screenings;

38     d. routine management of chronic diseases;

39     e. health education;

40     f. mental health counseling and referrals;

41     g. immunizations;

42     h. working papers and sports physicals; and

43     i. population-based primary prevention.

44     Services shall be provided on-site by a multi-disciplinary team  
45 consisting of a mid-level practitioner, a mental health counselor, and a  
46 medical assistant in consultation with a physician. The centers shall  
47 also provide access to health care twenty-four hours per day, seven days  
48 per week.

49     § 3. This act shall take effect immediately.