

STATE OF NEW YORK

11050

IN ASSEMBLY

October 7, 2020

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Santabarbara) -- read once and referred to the Committee on Ways and Means

AN ACT to amend the tax law, in relation to enacting the "emergency school relief act of 2020"

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

1 Section 1. This act shall be known and may be cited as the "emergency
2 school relief act of 2020".
3 § 2. Paragraphs 3 and 4 of subdivision a of section 1612 of the tax
4 law, as amended by chapter 174 of the laws of 2013, are amended to read
5 as follows:
6 (3) [~~fifty-five~~] **forty** percent of the total amount for which tickets
7 have been sold for any joint, multi-jurisdiction, and out-of-state
8 lottery except as otherwise provided in paragraph one of subdivision b
9 of this section for any joint, multi-jurisdiction, out-of-state video
10 lottery gaming; or
11 (4) [~~fifty~~] **thirty-five** percent of the total amount for which tickets
12 have been sold for games known as: (A) the "Daily Numbers Game" or "Win
13 4", discrete games in which the participants select no more than three
14 or four of their own numbers to match with three or four numbers drawn
15 by the division for purposes of determining winners of such games, (B)
16 "Pick 10", offered no more than once daily, in which participants select
17 from a specified field of numbers a subset of ten numbers to match
18 against a subset of numbers to be drawn by the division from such field
19 of numbers for the purpose of determining winners of such game, (C)
20 "Take 5", offered no more than once daily, in which participants select
21 from a specified field of numbers a subset of five numbers to match
22 against a subset of five numbers to be drawn by the division from such
23 field of numbers for purposes of determining winners of such game; or
24 § 3. The opening paragraph of paragraph 1 of subdivision b of section
25 1612 of the tax law, as amended by section 2 of subpart D of part DD of
26 chapter 59 of the laws of 2019, is amended to read as follows:
27 Notwithstanding section one hundred twenty-one of the state finance
28 law, on or before the twentieth day of each month, the commission shall

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

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1 pay into the state treasury, to the credit of the state lottery fund
2 created by section ninety-two-c of the state finance law, not less than
3 forty-five percent of the total amount for which tickets have been sold
4 for games defined in paragraph five of subdivision a of this section
5 during the preceding month, not less than [~~forty-five~~] sixty percent of
6 the total amount for which tickets have [~~be~~] been sold for games defined
7 in paragraph four of subdivision a of this section during the preceding
8 month, not less than [~~thirty-five~~] fifty percent of the total amount for
9 which tickets have been sold for games defined in paragraph three of
10 subdivision a of this section during the preceding month, not less than
11 twenty and three-fourths percent of the total amount for which tickets
12 have been sold for games defined in paragraph two of subdivision a of
13 this section during the preceding month, provided however that for games
14 with a prize payout of seventy-four and one-fourth percent of the total
15 amount for which tickets have been sold, the commission shall pay not
16 less than ten and three-fourths percent of sales into the state treasury
17 and not less than twenty-five percent of the total amount for which
18 tickets have been sold for games defined in paragraph one of subdivision
19 a of this section during the preceding month; and the balance of the
20 total revenue after payout for prizes for games known as "video lottery
21 gaming," including any joint, multi-jurisdiction, and out-of-state video
22 lottery gaming,
23 § 4. This act shall take effect immediately.