STATE OF NEW YORK

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1522

2019-2020 Regular Sessions

IN ASSEMBLY

January 15, 2019
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Introduced by M. of A. WOERNER -- Multi-Sponsored by -- M. of A. CROUCH,
  DAVILA, D'URSO, GALEF, GUNTHER, HYNDMAN, PALMESANO, PALUMBO, RA,
  THIELE -- read once and referred to the Committee on Ways and Means

AN ACT to amend the tax law, in relation to the empire state child cred-
  it

  **The People of the State of New York, represented in Senate and Assem-
  bly, do enact as follows:**

1   Section 1. Paragraph 1 of subsection (c-1) of section 606 of the tax
2 law, as amended by section 1 of part P of chapter 59 of the laws of
3 2018, is amended to read as follows:
4   (1) A resident taxpayer shall be allowed a credit as provided herein
5 equal to the greater of one hundred dollars times the number of qualify-
6 ing children of the taxpayer or the applicable percentage of the child
7 tax credit allowed the taxpayer under section twenty-four of the inter-
8 nal revenue code for the same taxable year for each qualifying child.
9 Provided, however, in the case of a taxpayer whose federal adjusted
10 gross income exceeds the applicable threshold amount set forth by
11 section 24(b)(2) of the Internal Revenue Code, the credit shall only be
12 equal to the applicable percentage of the child tax credit allowed the
13 taxpayer under section 24 of the Internal Revenue Code for each qualify-
14 ing child. For the purposes of this subsection, a qualifying child shall
15 be a child who meets the definition of qualified child under section
16 24(c) of the internal revenue code [~~and is at least four years of age~~].
17 The applicable percentage shall be thirty-three percent. For purposes of
18 this subsection, any reference to section 24 of the Internal Revenue
19 Code shall be a reference to such section as it existed immediately
20 prior to the enactment of Public Law 115-97.
21   § 2. This act shall take effect on the ninetieth day after it shall
22 have become a law and shall apply to taxable years beginning on or after
23 January 1, 2019.

                                                            LBD01214-01-9