

# STATE OF NEW YORK

2143--A

2019-2020 Regular Sessions

## IN ASSEMBLY

January 22, 2019

Introduced by M. of A. PICHARDO, JAFFEE, TAYLOR, ARROYO, DE LA ROSA -- read once and referred to the Committee on Ways and Means -- recommitted to the Committee on Ways and Means in accordance with Assembly Rule 3, sec. 2 -- 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 gifts to the affordable housing for veterans and seniors 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-h to  
2 read as follows:

3 § 630-h. Gift for the creation of affordable housing for veterans and  
4 seniors. Effective for any tax year commencing on or after January  
5 first, two thousand twenty-one, an individual in any taxable year may  
6 elect to contribute to the affordable housing for veterans and seniors  
7 (A.H.V.S.) fund. Such contribution shall be in any whole dollar amount  
8 and shall not reduce the amount of state tax owed by such individual.  
9 The commissioner shall include space on the personal income tax return  
10 to enable a taxpayer to make such contribution. Notwithstanding any  
11 other provision of law all revenues collected pursuant to this section  
12 shall be credited to the A.H.V.S. fund and used only for those purposes  
13 enumerated in section ninety-nine-hh of the state finance law.

14 § 2. The state finance law is amended by adding a new section 99-hh to  
15 read as follows:

16 § 99-hh. Affordable housing for veterans and seniors fund. 1. There is  
17 hereby established in the joint custody of the commissioner of taxation  
18 and finance, the New York state director of veterans' affairs and the  
19 comptroller, a special fund to be known as the "affordable housing for  
20 veterans and seniors fund".

21 2. The affordable housing for veterans and seniors fund shall consist  
22 of all moneys received by the state pursuant to section six hundred

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

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1 thirty-h of the tax law. Such amounts deposited shall be credited solely  
2 to the affordable housing for veterans and seniors fund.

3 3. To the extent practicable, the New York state director of veterans'  
4 affairs shall ensure that all monies received during a fiscal year are  
5 expended prior to the end of that fiscal year.

6 4. On or before the first day of February each year, the comptroller  
7 shall certify to the governor, temporary president of the senate, speak-  
8 er of the assembly, chair of the senate finance committee and chair of  
9 the assembly ways and means committee, the amount of money deposited in  
10 the affordable housing for veterans and seniors fund during the preced-  
11 ing calendar year as the result of revenue derived pursuant to section  
12 six hundred thirty-h of the tax law.

13 5. On or before the first day of February each year, the director of  
14 the state division of veterans' affairs shall provide a written report  
15 to the temporary president of the senate, speaker of the assembly, chair  
16 of the senate finance committee, chair of the assembly ways and means  
17 committee, chair of the senate committee on veterans, homeland security  
18 and military affairs, chair of the assembly veterans' affairs committee,  
19 and the public. Such report shall include how the monies of the fund  
20 were utilized during the preceding calendar year and shall also include:

21 (i) the amount of money disbursed from the fund;

22 (ii) the recipients of awards from the fund;

23 (iii) the amount awarded to each recipient;

24 (iv) the purposes for which such awards were granted; and

25 (v) a summary financial plan for such monies which shall include esti-  
26 mates of all receipts and all disbursements for the current and succeed-  
27 ing fiscal years, along with the actual results from the prior fiscal  
28 year.

29 § 3. This act shall take effect immediately.