

STATE OF NEW YORK

2590

2019-2020 Regular Sessions

IN ASSEMBLY

January 24, 2019

Introduced by M. of A. CROUCH, DiPIETRO, GIGLIO, LAWRENCE, MORINELLO,
NORRIS -- Multi-Sponsored by -- M. of A. HAWLEY -- read once and
referred to the Committee on Ways and Means

AN ACT to amend the tax law, in relation to creating a doing business
with a vocational program tax credit

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

1 Section 1. Section 606 of the tax law is amended by adding a new
2 subsection (jjj) to read as follows:

3 (jjj) Doing business with a vocational program tax credit. (1) Allow-
4 ance of credit. A taxpayer who owns a business that makes purchases from
5 a vocational program shall be allowed a credit, to be computed as
6 provided in paragraph three of this subsection, against the tax imposed
7 by this article. To qualify for the credit provided in this section, a
8 taxpayer must be a New York resident and own a business located in New
9 York.

10 (2) Definition. For the purposes of this subsection, the term "voca-
11 tional program" shall have the same definition as set forth by the
12 commissioner of the office of people with developmental disabilities.

13 (3) Amount of credit. The amount of credit shall equal one hundred
14 percent of the purchases made by the taxpayer to a business that is a
15 vocational program.

16 (4) Application of credit. If the amount of the credit allowed under
17 this subsection for any taxable year shall exceed the taxpayer's tax for
18 such year, the excess shall be treated as an overpayment of tax to be
19 credited or refunded in accordance with the provisions of section six
20 hundred eighty-six of this article, provided, however, that no interest
21 shall be paid thereon.

22 § 2. Subparagraph (B) of paragraph 1 of subsection (i) of section 606
23 of the tax law is amended by adding a new clause (xliv) to read as
24 follows:

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

LBD03051-01-9

1	<u>(xliv) Doing business with a</u>	<u>Amount of credit</u>
2	<u>vocational program</u>	<u>under subdivision</u>
3	<u>tax credit under</u>	<u>fifty-three of section</u>
4	<u>subsection (jjj)</u>	<u>two hundred ten-B</u>

5 § 3. Section 210-B of the tax law is amended by adding a new subdivi-
6 sion 53 to read as follows:

7 53. Doing business with a vocational program tax credit. (a) Allowance
8 of credit. A taxpayer who owns a business that makes purchases from a
9 vocational program shall be allowed a credit, to be computed as provided
10 in paragraph (c) of this subdivision, against the tax imposed by this
11 article. To qualify for the credit provided in this section, a taxpayer
12 must be a New York resident and own a business located in New York.

13 (b) Definition. For the purposes of this subdivision, the term "voca-
14 tional program" shall have the same definition as set forth by the
15 commissioner of the office of people with developmental disabilities.

16 (c) Amount of credit. The amount of credit shall equal one hundred
17 percent of the purchases made by the taxpayer to a business that is a
18 vocational program.

19 (d) Application of credit. If the amount of the credit allowed under
20 this subdivision for any taxable year shall exceed the taxpayer's tax
21 for such year, the excess shall be treated as an overpayment of tax to
22 be credited or refunded in accordance with the provisions of section six
23 hundred eighty-six of this chapter, provided, however, that no interest
24 shall be paid thereon.

25 § 4. This act shall take effect immediately and shall apply to all
26 taxable years beginning on and after January 1, 2019.