

STATE OF NEW YORK

8852

IN SENATE

July 29, 2020

Introduced by Sen. KRUEGER -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the state finance law, in relation to the liability of a person who presents false claims for money or property to the state or a local government

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

1 Section 1. Paragraph (a) of subdivision 4 of section 189 of the state
2 finance law, as amended by section 8 of part A of chapter 56 of the laws
3 of 2013, is amended to read as follows:

4 (a) This section shall apply to claims, records, [~~or~~] statements, and
5 obligations made under the tax law only if (i) the net income or sales
6 of the person against whom the action is brought equals or exceeds one
7 million dollars for any taxable year subject to any action brought
8 pursuant to this article; and (ii) the damages pleaded in such action
9 exceed three hundred and fifty thousand dollars[~~, and (iii) the person~~
10 ~~is alleged to have violated paragraph (a), (b), (c), (d), (e), (f) or~~
11 ~~(g) of subdivision one of this section; provided, however, that nothing~~
12 ~~in this subparagraph shall be deemed to modify or restrict the applica-~~
13 ~~tion of such paragraphs to any act alleged that relates to a violation~~
14 ~~of the tax law].~~

15 § 2. This act shall take effect immediately and shall apply to all
16 false claims, records, statements and obligations concealed, avoided or
17 decreased on, prior to, or after such effective date.

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

LBD17016-03-0