

# STATE OF NEW YORK

---

9015

## IN SENATE

September 30, 2020

---

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

AN ACT to amend the tax law, in relation to exempting from sales and compensating use taxes any equipment or product purchased by restaurant or food service establishment for the use in outdoor dining during the novel coronavirus (COVID-19)

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

1 Section 1. Subdivision (a) of section 1115 of the tax law is amended  
2 by adding a new paragraph 46 to read as follows:

3 (46) Any equipment or product purchased by any restaurant or food  
4 service establishment for the use in outdoor dining during the novel  
5 coronavirus (COVID-19) pandemic.

6 § 2. This act shall take effect on the first day of a sales tax quar-  
7 terly period, as described in subdivision (b) of section 1136 of the tax  
8 law, next commencing at least thirty days after this act shall have  
9 become a law and shall apply in accordance with the applicable transi-  
10 tional provisions of sections 1106 and 1217 of the tax law; provided  
11 that the commissioner of taxation and finance shall be authorized on and  
12 after the date this act shall have become a law to take steps necessary  
13 to implement the provisions of this act on its effective date.

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

LBD17394-01-0