

# STATE OF NEW YORK

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3502--A

2021-2022 Regular Sessions

## IN SENATE

January 29, 2021

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Introduced by Sens. HINCHEY, BORRELLO, MANNION -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations -- recommitted to the Committee on Investigations and Government Operations in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the tax law, in relation to the farm workforce retention credit; and to amend chapter 60 of the laws of 2016 amending the tax law relating to creating a farm workforce retention credit, in relation to the effectiveness of such provisions

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

1 Section 1. Subsection (e) of section 42 of the tax law, as amended by  
2 section 1 of part FF of chapter 59 of the laws of 2021, is amended to  
3 read as follows:

4 (e) For taxable years beginning on or after January first, two thou-  
5 sand seventeen and before January first, two thousand eighteen, the  
6 amount of the credit allowed under this section shall be equal to the  
7 product of the total number of eligible farm employees and two hundred  
8 fifty dollars. For taxable years beginning on or after January first,  
9 two thousand eighteen and before January first, two thousand nineteen,  
10 the amount of the credit allowed under this section shall be equal to  
11 the product of the total number of eligible farm employees and three  
12 hundred dollars. For taxable years beginning on or after January first,  
13 two thousand nineteen and before January first, two thousand twenty, the  
14 amount of the credit allowed under this section shall be equal to the  
15 product of the total number of eligible farm employees and five hundred  
16 dollars. For taxable years beginning on or after January first, two  
17 thousand twenty and before January first, two thousand twenty-one, the  
18 amount of the credit allowed under this section shall be equal to the  
19 product of the total number of eligible farm employees and four hundred

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

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1 dollars. For taxable years beginning on or after January first, two  
2 thousand twenty-one and before January first, two thousand [~~twenty-five~~  
3 twenty-six, the amount of the credit allowed under this section shall be  
4 equal to the product of the total number of eligible farm employees and  
5 [~~six~~] twelve hundred dollars.

6 § 2. Section 5 of part RR of chapter 60 of the laws of 2016 amending  
7 the tax law relating to creating a farm workforce retention credit, as  
8 amended by section 2 of part FF of chapter 59 of the laws of 2021, is  
9 amended to read as follows:

10 § 5. This act shall take effect immediately and shall apply only to  
11 taxable years beginning on or after January 1, 2017 and before January  
12 1, [~~2025~~] 2026.

13 § 3. This act shall take effect immediately.