STATE OF NEW YORK

8339--A

IN SENATE

February 15, 2022

Introduced by Sens. KAPLAN, AKSHAR, BROUK, CLEARE, COMRIE, COONEY, FELDER, GAUGHRAN, KAMINSKY, KENNEDY, MANNION, RYAN, SAVINO, SEPULVEDA -- read twice and ordered printed, and when printed to be committed to the Committee on Budget and Revenue -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the tax law, in relation to increasing the sale price threshold for food and drink sold in vending machines to be exempt from certain taxation

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

Section 1. Subparagraph (B) of paragraph 1 of subdivision (a) of section 1115 of the tax law, as amended by section 1 of part GG of chapter 59 of the laws of 2022, is amended to read as follows:

(B) Until May thirty first, two thousand twenty-three, the food and drink excluded from the exemption provided by clauses (i), (ii) and (iii) of subparagraph (A) of this paragraph, and bottled water, shall be exempt under this subparagraph when sold for [~~one dollar~~] **two dollars** and fifty cents or less through any vending machine that accepts coin or currency only or when sold for two dollars **and fifty cents** or less through any vending machine that accepts any form of payment other than coin or currency, whether or not it also accepts coin or currency.

§ 2. This act shall take effect immediately.

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

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