

# STATE OF NEW YORK

2827

2023-2024 Regular Sessions

## IN ASSEMBLY

January 27, 2023

Introduced by M. of A. SANTABARBARA -- read once and referred to the Committee on Ways and Means

AN ACT to amend the tax law, in relation to requiring unclaimed lottery prizes to be paid into the state treasury

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

1 Section 1. Subdivision a of section 1614 of the tax law, as amended by  
2 section 3 of subpart D of part DD of chapter 59 of the laws of 2019, is  
3 amended to read as follows:

4 a. No prize claim shall be valid if submitted to the commission  
5 following the expiration of a one-year time period from the date of the  
6 drawing or from the close of the game in which a prize was won, and the  
7 person otherwise entitled to such prize shall forfeit any claim or enti-  
8 tlement to such prize moneys. Unclaimed prize money, plus interest  
9 earned thereon, shall be [~~retained in the lottery prize account to be  
10 used for payment of special lotto or supplemental lotto prizes offered  
11 pursuant to the plan or plans specified in this article, or for promo-  
12 tional purposes to supplement other games on an occasional basis not to  
13 exceed sixteen weeks within any twelve month period pursuant to the plan  
14 or plans specified in this article.~~

15 Furthermore, the commission shall not use funds from such lottery  
16 prize account for such payments, as provided herein, in excess of sixty  
17 million dollars in any fiscal year. All unclaimed prize money in excess  
18 of the sixty million dollars spending limitation shall, at the end of  
19 the fiscal year, be] paid into the state treasury to the credit of the  
20 state lottery fund created by section ninety-two-c of the state finance  
21 law.

22 [~~In the event that the director proposes to change any plan for the  
23 use of unclaimed prize funds or in the event the director intends to use  
24 funds in a game other than the game from which such unclaimed prize  
25 funds were derived, the director of the budget, the chairperson of the~~

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

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1 ~~senate finance committee, and the chairperson of the assembly ways and~~  
2 ~~means committee shall be notified in writing separately detailing the~~  
3 ~~proposed changes to any plan prior to the implementation of the chang-~~  
4 ~~es.]~~  
5 § 2. This act shall take effect immediately.