

# STATE OF NEW YORK

4873

2023-2024 Regular Sessions

## IN SENATE

February 16, 2023

Introduced by Sen. ASHBY -- read twice and ordered printed, and when printed to be committed to the Committee on Budget and Revenue

AN ACT to amend the tax law, in relation to increasing the child and dependent care tax credit

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

1 Section 1. Paragraph (1-b) of subsection (c) of section 606 of the tax  
2 law, as added by section 2 of part T of chapter 59 of the laws of 2017,  
3 is amended to read as follows:

4 (1-b) Notwithstanding anything in this subsection to the contrary, a  
5 taxpayer shall be allowed a credit as provided in this subsection equal  
6 to the applicable percentage of the credit allowable under section twenty-  
7 ty-one of the internal revenue code for the same taxable year (without  
8 regard to whether the taxpayer in fact claimed the credit under such  
9 section twenty-one for such taxable year) that would have been allowed  
10 absent the application of section 21(c) of such code [~~for taxpayers with~~  
11 ~~more than two qualifying individuals~~], provided however, that the credit  
12 shall be calculated as if the dollar limit on amount creditable shall  
13 not exceed:

14 (i) seven thousand five hundred dollars if there are three qualifying  
15 individuals, eight thousand five hundred dollars if there are four qual-  
16 ifying individuals, and nine thousand dollars if there are five or more  
17 qualifying individuals for taxable years beginning in two thousand twen-  
18 ty-three; and

19 (ii) six thousand dollars if there is one qualifying individual,  
20 twelve thousand dollars if there are two qualifying individuals, fifteen  
21 thousand dollars if there are three qualifying individuals, seventeen  
22 thousand dollars if there are four qualifying individuals, and eighteen  
23 thousand dollars if there are five or more qualifying individuals for  
24 taxable years beginning in two thousand twenty-four.

25 § 2. This act shall take effect immediately.

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

LBD04612-01-3