STATE OF NEW YORK

4038

2025-2026 Regular Sessions

IN ASSEMBLY

January 30, 2025

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

AN ACT to amend the tax law, in relation to enacting the "enhanced empire state child credit for infants act"

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

Section 1. Short title. This act shall be known and may be cited as the "enhanced empire state child credit for infants act".

§ 2. Legislative findings and intent. The legislature finds that the first year of a child's life presents unique financial challenges for families, including costs associated with healthcare, diapers, formula, and other necessities. Expanding the empire state child tax credit to provide additional support for infants will help alleviate financial stress, improve early childhood outcomes, and reduce economic disparities. This act aims to strengthen support for families by increasing the credit for the first year while maintaining the current credit structure for subsequent years.

§ 3. Subsection (c-1) of section 606 of the tax law is amended by adding a new paragraph 6 to read as follows:

(6) Notwithstanding any other provision, beginning with the tax year two thousand twenty-six, and for each tax year thereafter, for a taxable year in which a qualifying child is under the age of one year at any time during such taxable year, the amount of the credit allowed pursuant to this subsection shall be double the amount otherwise allowable under this subsection with regard to such qualifying child.

§ 4. The commissioner of taxation and finance is authorized to promulgate any rules and regulations necessary to implement the provisions of this act. The commissioner of taxation and finance shall develop and implement a method for ensuring that families of children under one year of age are notified of and able to claim the expanded credit under paragraph 6 of subsection (c-1) of section 606 of the tax law, as added by

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

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section three of this act. The commissioner of taxation and finance shall create a streamlined process for claiming such credit and implement safeguards to prevent fraud and abuse regarding such credit.

§ 5. This act shall take effect January 1, 2026, and shall apply to taxable years beginning on or after such date. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.