

Legislative Bill Drafting Commission  
13455-01-5

S. -----  
Senate  
-----

IN SENATE--Introduced by Sen

--read twice and ordered printed,  
and when printed to be committed  
to the Committee on

----- A.  
Assembly  
-----

IN ASSEMBLY--Introduced by M. of A.

with M. of A. as co-sponsors

--read once and referred to the  
Committee on

**\*TAXLA\***

(Relates to the transfer of funds  
into the metropolitan transportation  
authority aid trust account and the  
public transportation system operat-  
ing assistance account)

-----  
Tax. metro trans auth aid trust

**AN ACT**

to amend the tax law and the state  
finance law, in relation to the  
transfer of funds into the metropol-  
itan transportation authority aid  
trust account and the public trans-  
portation system operating assist-  
ance account

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

**IN SENATE**

Senate introducer's signature

The senators whose names are circled below wish to join me in the sponsorship  
of this proposal

s15 Addabbo	s31 Espallat	s27 Hoylman	s40 Murphy	s10 Sanders
s52 Akshar	s49 Farley	s63 Kennedy	s54 Nozzolio	s23 Savino
s46 Amedore	s17 Felder	s34 Klein	s58 O'Mara	s41 Serino
s11 Avella	s02 Flanagan	s28 Krueger	s62 Ortt	s29 Serrano
s42 Bonacic	s55 Funke	s24 Lanza	s60 Panepinto	s51 Seward
s04 Boyle	s59 Gallivan	s39 Larkin	s21 Parker	s26 Squadron
s44 Breslin	s12 Gianaris	s37 Latimer	s13 Peralta	s16 Stavisky
s38 Carlucci	s22 Golden	s01 LaValle	s30 Perkins	s35 Stewart-
s14 Comrie	s47 Griffo	s45 Little	s19 Persaud	Cousins
s03 Croci	s20 Hamilton	s05 Marcellino	s61 Ranzenhofer	s53 Valesky
s50 DeFrancisco	s06 Hannon	s43 Marchione	s48 Ritchie	s08 Venditto
s32 Diaz	s36 Hassell-	s07 Martins	s33 Rivera	s57 Young
s18 Dilan	Thompson	s25 Montgomery	s56 Robach	s09

**IN ASSEMBLY**

Assembly introducer's signature

The Members of the Assembly whose names are circled below wish to join me in the  
multi-sponsorship of this proposal:

a049 Abbate	a054 Dilan	a135 Johns	a003 Murray	a076 Seawright
a092 Abinanti	a081 Dinowitz	a077 Joyner	a133 Nojay	a087 Sepulveda
a084 Arroyo	a147 DiPietro	a020 Kaminsky	a037 Nolan	a027 Simanowitz
a035 Aubry	a115 Duprey	a094 Katz	a130 Oaks	a052 Simon
a120 Barclay	a004 Englebright	a074 Kavanagh	a069 O'Donnell	a036 Simotas
a106 Barrett	a109 Fahy	a142 Kearns	a051 Ortiz	a104 Skartados
a060 Barron	a071 Farrell	a040 Kim	a091 Otis	a099 Skoufis
a082 Benedetto	a126 Finch	a131 Kolb	a132 Palmesano	a022 Solages
a042 Bichotte	a008 Fitzpatrick	a105 Lalor	a002 Palumbo	a114 Stec
a079 Blake	a124 Friend	a013 Lavine	a088 Paulin	a110 Steck
a117 Blankenbush	a095 Galef	a134 Lawrence	a141 Peoples-	a127 Stirpe
a098 Brabenec	a137 Gantt	a050 Lentol	Stokes	a112 Tedisco
a026 Braunstein	a007 Garbarino	a125 Lifton	a058 Perry	a101 Tenney
a044 Brennan	a148 Giglio	a072 Linares	a086 Pichardo	a001 Thiele
a119 Brindisi	a080 Gjona	a102 Lopez	a089 Pretlow	a061 Titone
a138 Bronson	a066 Glick	a123 Lupardo	a073 Quart	a031 Titus
a093 Buchwald	a023 Goldfeder	a010 Lupinacci	a019 Ra	a055 Walker
a118 Butler	a150 Goodell	a121 Magee	a012 Raia	a146 Walter
a103 Cahill	a075 Gottfried	a129 Magnarelli	a006 Ramos	a141 Weinstein
a145 Ceretto	a005 Graf	a064 Malliotakis	a043 Richardson	a024 Weprin
a033 Clark	a100 Gunther	a030 Markey	a078 Rivera	a113 Woerner
a047 Colton	a046 Harris	a090 Mayer	a056 Robinson	a143 Wozniak
a032 Cook	a139 Hawley	a108 McDonald	a068 Rodriguez	a070 Wright
a144 Corwin	a083 Heastie	a014 McDonough	a067 Rosenthal	a096 Zebrowski
a085 Crespo	a028 Hevesi	a017 McKevitt	a025 Rozic	a059
a122 Crouch	a048 Hiking	a107 McLaughlin	a116 Russell	a062
a021 Curran	a018 Hooper	a038 Miller	a149 Ryan	a065
a063 Cusick	a128 Hunter	a015 Montesano	a009 Saladino	
a045 Cymbrowitz	a029 Hyndman	a136 Morelle	a111 Santabarbara	
a053 Davila	a097 Jaffee	a057 Mosley	a016 Schimel	
a034 DenDekker	a011 Jean-Pierre	a039 Moya	a140 Schimminger	

1) Single House Bill (introduced and printed separately in either or both  
houses). Uni-Bill (introduced simultaneously in both houses and printed as one  
bill. Senate and Assembly introducer sign the same copy of the bill).

2) Circle names of co-sponsors and return to introduction clerk with 2 signed  
copies of bill and 4 copies of memorandum in support (single house); or 4 signed  
copies of bill and 8 copies of memorandum in support (uni-bill).

1 Section 1. Paragraph 10 of subdivision (c) of section 1105 of the tax  
2 law, as added by section 2 of part U-1 of chapter 57 of the laws of  
3 2009, is amended to read as follows:

4 (10) Transportation service, whether or not any tangible personal  
5 property is transferred in conjunction therewith, and regardless of  
6 whether the charge is paid in this state or out of state so long as the  
7 service is provided in this state. For purposes of this section, trans-  
8 portation service shall include services provided by transportation  
9 network companies.

10 § 2. Subdivision 6 of section 92-ff of the state finance law is  
11 amended by adding a new paragraph (c) to read as follows:

12 (c) The comptroller is hereby authorized and directed to transfer from  
13 the general fund for deposit into the metropolitan transportation  
14 authority aid trust account, on or before March thirty-first of each  
15 year, an amount equal to the following:

16 (i) For the state fiscal year ending March thirty-first, two thousand  
17 sixteen, ten million dollars;

18 (ii) In each succeeding state fiscal year, the transfer shall ensure  
19 that the metropolitan transportation authority aid trust account  
20 receives a sum equal to twenty-five percent of gross receipts of state  
21 sales and compensating use taxes collected pursuant to section eleven  
22 hundred five of the tax law for transportation services provided by  
23 transportation network companies originating in any of the twelve coun-  
24 ties that comprise the metropolitan transportation commuter district  
25 established pursuant to section twelve hundred sixty-two of the public  
26 authorities law, in addition to the receipts collected under section  
27 twelve hundred eighty-one of the tax law. Provided, however, that if the  
28 aggregate amount of revenues retained by the metropolitan transportation

1 authority pursuant to paragraph ten of subdivision (c) of section eleven  
2 hundred five of the tax law and section twelve hundred eighty-one of the  
3 tax law is less than eighty-five million dollars, then the comptroller  
4 shall increase the percentage of state sales and compensating use taxes  
5 retained by the metropolitan transportation authority until it retains  
6 no less than eighty-five million dollars for the state fiscal year  
7 ending March thirty-first, two thousand seventeen. Further, the comp-  
8 troller shall increase the level of transfer from the general fund for  
9 subsequent state fiscal years to an amount equal to the product of the  
10 aggregate amount discussed in the previous sentence and one plus the  
11 consumer cost change factor. For purposes of this subparagraph, the  
12 consumer cost change factor is the percentage of change of the national  
13 consumer cost index for the most recent twelve month period relative to  
14 the previous twelve month period.

15 § 3. Subdivision 5 of section 88-a of the state finance law is amended  
16 by adding a new paragraph (d) to read as follows:

17 (d) The comptroller is hereby authorized and directed to transfer  
18 twenty-five percent of the gross receipts of state sales and compensat-  
19 ing use taxes collected pursuant to section eleven hundred five of the  
20 tax law on transportation services provided by transportation network  
21 companies originating outside the metropolitan transportation commuter  
22 district to the public transportation system operating assistance  
23 account established under this subdivision. These transfers shall not be  
24 included for purposes of calculating the sales tax growth factor estab-  
25 lished in paragraph (c) of this subdivision, and shall supplement the  
26 additional transfers indexed to the sales tax growth factor required  
27 under this subdivision. Transfers provided under this paragraph shall

- 1 not be used to offset reduced transfers under paragraph (c) of this
- 2 subdivision.
- 3 § 4. This act shall take effect immediately.