

2004-05 Executive Budget
30-DAY AMENDMENTS

**Amendments to Senate 6060, Assembly 9560
(Revenue Article VII Bill)**

Part G, relating to the exemption of certain compensation received by State militia from personal income tax and the denial of tax-exempt status to terrorist organizations, is amended to:

- Provide clarification that a terrorist organization cannot appeal its denial of tax-exempt status to the Tax Appeals Tribunal.

Part K, relating to allowing the direct shipment of wine, is amended to:

- Provide clarification on permit applications for out-of-state wineries.
- Provide clarification on statements and documentation required of the customer upon delivery of direct-shipped wine.

Part Q, relating to the enhancement of the STAR exemption by adding an inflationary adjustment and paying it as a State income tax credit, is amended to:

- Provide clarification that two or more joint tenants of a property get a portion of the STAR credit and are not each entitled to 100 percent of the credit.

Part S, relating to the imposition of the personal income tax on income made from the sale of shares in a cooperative housing corporation by nonresidents, is amended to:

- Clarify certain mortgage recording tax provisions.

Part T, relating to the administration and benefits of the Empire Zones program and to repeal certain provisions relating to the General Municipal Law, is amended to:

- Make technical changes and clarifications to various provisions of the Empire Zones program.
- Add provisions relating to extenuating circumstances regarding a major employer.
- Provide for the availability of an additional one square mile of flex acreage annually for Agribusiness Opportunity Empire Zones.
- Provide clarification of the employment increase factor and submission of proof of certification for Qualified Empire Zone Enterprises (QEZE) located within a flex acreage Agribusiness Opportunity Empire Zone.
- Provide clarification of the sales and use tax exemptions in relation to the employment test for determining eligibility for QEZE benefits.

Part U, relating to Estate Taxes, is added to:

- Repeal Article 10 of the Tax Law that imposed the inheritance tax.

- Eliminate interest payments for estates that obtained payment extensions.
- Change the calculation of the estate tax for estates with property both in New York and in another state, to eliminate the unintended, disproportionate and, most likely, unconstitutional result for affected estates.

Part V, relating to petroleum business taxes, is added to:

- Reduce the Article 13-A petroleum business taxes on operators of in-state air flights.