

54A:9.25.6

LEGISLATIVE HISTORY CHECKLIST
Compiled by the NJ State Law Library

(Vietnam Memorial Fund--
income tax)

NJSA: 54A:9-25.6

LAWS OF: 1994 **CHAPTER:** 139

BILL NO: A1585

SPONSOR(S): DiGaetano and others

DATE INTRODUCED: March 21, 1994

COMMITTEE: **ASSEMBLY:** Veterans

SENATE: Senior Citizens, Budget

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: **ASSEMBLY:** May 16, 1994

SENATE: September 19, 1994

DATE OF APPROVAL: November 1, 1994

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: **ASSEMBLY:** No

SENATE: Yes 6-2-94 & 9-12-94

FISCAL NOTE: Yes

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

KBG:pp

P.L.1994, CHAPTER 139, approved November 1, 1994
1994 Assembly No. 1585

AN ACT concerning voluntary contributions through gross income tax returns for the Vietnam Veterans' Memorial Fund, supplementing Title 54A of the New Jersey Statutes.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Each taxpayer shall have the opportunity to indicate on the taxpayer's New Jersey gross income tax return for any taxable year beginning on or after January 1, 1994 and before December 31, 1998 that a portion of the taxpayer's tax refund or an enclosed contribution shall be deposited in the Vietnam Veterans' Memorial Fund established pursuant to section 4 of P.L.1985, c.494 (C.52:18A-208). The Director of the Division of Taxation in the Department of the Treasury shall provide each taxpayer with the opportunity to indicate the taxpayer's preference on the tax return to contribute to the fund in substantially the following way: "Vietnam Veterans' Memorial Fund: I wish to contribute \$5 , \$10 , other amount \$ to this fund."

Any costs incurred by the Division of Taxation for collection or administration attributable to this act may be deducted from receipts collected pursuant to this act, as determined by the Director of the Division of Budget and Accounting.

The State Treasurer shall deposit net contributions collected pursuant to this act into the Vietnam Veterans' Memorial Fund.

2. This act shall take effect immediately.

STATEMENT

This bill effectively reenacts the law which provided a checkoff on the gross income tax return to permit taxpayers to make voluntary contributions to the Vietnam Veterans' Memorial Fund for five additional years. Chapter 112, Public Law of 1992, which expired, provided for the checkoff to only apply to taxable years 1992 and 1993. This bill will allow contributions through taxable year 1998, with applicable tax return filings in 1998.

Provides for a checkoff for taxpayers to make voluntary contributions on gross income tax returns for the Vietnam Veterans' Memorial Fund for five additional years.

ASSEMBLY, No. 1585
STATE OF NEW JERSEY

INTRODUCED MARCH 21, 1994

By Assemblymen DiGAETANO, WILLIAMS, Azzolina, Catania, Gaffney, Assemblywoman Murphy, Assemblymen Geist, Bodine, Gibson, Collins, Moran, Mikulak, Assemblywoman Turner, Assemblyman Roma, Assemblywoman Heck, Assemblymen DeCroce, Russo, LoBiondo, Augustine, Bagger, Solomon, Rooney, Arnone, Oros, Foley, Zisa, Impreveduto, Rocco, Assemblywoman Haines, Assemblymen Wolfe, Malone, Cottrell, Kelly, T. Smith, Lance, Assemblywomen Vandervalk, Farragher, Assemblymen Warsh, Petrillo and Yuhas

1 AN ACT concerning voluntary contributions through gross income
2 tax returns for the Vietnam Veterans' Memorial Fund,
3 supplementing Title 54A of the New Jersey Statutes.

4
5 BE IT ENACTED *by the Senate and General Assembly of the*
6 *State of New Jersey:*

7 1. Each taxpayer shall have the opportunity to indicate on the
8 taxpayer's New Jersey gross income tax return for any taxable
9 year beginning on or after January 1, 1994 and before December
10 31, 1998 that a portion of the taxpayer's tax refund or an
11 enclosed contribution shall be deposited in the Vietnam
12 Veterans' Memorial Fund established pursuant to section 4 of
13 P.L.1985, c.494 (C.52:18A-208). The Director of the Division of
14 Taxation in the Department of the Treasury shall provide each
15 taxpayer with the opportunity to indicate the taxpayer's
16 preference on the tax return to contribute to the fund in
17 substantially the following way: "Vietnam Veterans' Memorial
18 Fund: I wish to contribute \$5 , \$10 , other amount \$ to
19 this fund."

20 Any costs incurred by the Division of Taxation for collection or
21 administration attributable to this act may be deducted from
22 receipts collected pursuant to this act, as determined by the
23 Director of the Division of Budget and Accounting.

24 The State Treasurer shall deposit net contributions collected
25 pursuant to this act into the Vietnam Veterans' Memorial Fund.

26 2. This act shall take effect immediately.

27

28

29

STATEMENT

30

31 This bill effectively reenacts the law which provided a
32 checkoff on the gross income tax return to permit taxpayers to
33 make voluntary contributions to the Vietnam Veterans' Memorial
34 Fund for five additional years. Chapter 112, Public Law of 1992,
35 which expired, provided for the checkoff to only apply to taxable
36 years 1992 and 1993. This bill will allow contributions through
37 taxable year 1998, with applicable tax return filings in 1999.

ASSEMBLY VETERANS, MILITARY AFFAIRS
AND GAMING COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1585

STATE OF NEW JERSEY

DATED: MAY 5, 1994

The Assembly Veterans, Military Affairs and Gaming Committee reports favorably Assembly Bill No. 1585.

This bill effectively reenacts the law which provided a checkoff on the New Jersey gross income tax return to permit taxpayers to make voluntary contributions to the Vietnam Veterans' Memorial Fund for five additional years. Chapter 112, Public Law of 1992, which has expired, provided that the checkoff apply to taxable years 1992 and 1993. This bill allows contributions through taxable year 1998, with applicable tax return filings in 1999.

SENATE SENIOR CITIZENS, VETERANS AFFAIRS
AND AGRICULTURE COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1585

STATE OF NEW JERSEY

DATED: JUNE 2, 1994

The Senate Senior Citizens, Veterans Affairs and Agriculture Committee reports favorably Assembly, No. 1585.

This bill effectively reenacts the law which provided a checkoff on the gross income tax return to permit taxpayers to make voluntary contributions to the Vietnam Veterans' Memorial Fund for five additional years. Chapter 112, Public Law of 1992, which expired, provided for the checkoff to only apply to taxable years 1992 and 1993. This bill will allow contributions through taxable year 1998, with applicable tax return filings in 1999.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1585

STATE OF NEW JERSEY

DATED: SEPTEMBER 12, 1994

The Senate Budget and Appropriations Committee reports favorably Assembly Bill No. 1585.

Assembly Bill No. 1585 reenacts for five additional years the law that provided a checkoff on gross income tax returns to permit taxpayers to make voluntary contributions to the Vietnam Veterans' Memorial Fund. P.L.1992, c.112 provided for the checkoff to apply only in taxable years 1992 and 1993. This bill allows for contributions through taxable year 1998, with applicable tax return filings in 1999. A contribution will be deducted from the taxpayer's refund, or the taxpayer who is not due a refund may enclose a voluntary donation with the tax return. Contributions may be made in amounts of \$5, \$10 or any "other amount."

The memorial will be located at the Garden State Arts Center in Holmdel. According to the sponsor of the identical Senate bill, the total cost for the construction of the memorial is \$3.9 million with approximately \$1.4 million in additional funds needed to complete project. Dedication of the memorial is scheduled for May, 1995.

As reported, this bill is identical to Senate Bill No. 878 of 1994.

FISCAL IMPACT

In a fiscal estimate prepared by the Office of Legislative Services (OLS) on this bill, OLS notes that checkoff contributions to the Vietnam Veterans' Memorial Fund will be in the form of a reduction of the taxpayer's refund or a voluntary contribution. Thus, there is no direct impact on State revenues from this bill.

Donations to the Vietnam Veterans' Memorial Fund were \$272,116 for taxable year 1992 and \$183,000 for taxable year 1993.

The Division of Taxation may incur some minimal administrative expenses. The bill authorizes the division to recoup its administrative costs from the gross amounts contributed to the Vietnam Veterans' Memorial Fund. Therefore, a net cost to the State would occur only if the administrative expenses of the Division of Taxation exceed the amounts contributed to the fund.

LEGISLATIVE FISCAL ESTIMATE TO

ASSEMBLY, No. 1585

STATE OF NEW JERSEY

DATED: June 1, 1994

Assembly Bill No. 1585 of 1994 reenacts the law which provided a tax refund checkoff on gross income tax returns to permit taxpayers to make voluntary contributions to the Vietnam Veterans' Memorial Fund for five additional years. Chapter 112, Public Law of 1992, which expired, provided for the checkoff to only apply to taxable years 1992 and 1993. This bill allows for contributions through taxable year 1998, with applicable tax return filings in 1999. The bill also permits contributions by taxpayers who are not due refunds through the enclosure of a donation when the tax return is filed. Contributions may be made in amounts of \$5, \$10 or "other amount."

The Office of Legislative Services (OLS) notes that checkoff contributions to the Vietnam Veterans' Memorial Fund will reduce what would otherwise be the refund received by a taxpayer, or will be a voluntary contribution enclosure. Thus there is no direct impact on State revenues from this bill.

The Division of Taxation may incur some administrative expenses. In a legislative fiscal estimate prepared during the last session on S-42 (1R) of 1992, which became P.L.1992, c.112, the OLS estimated that the division's administrative expenses to be under \$90,000.

The bill authorizes the division to recoup its administrative costs from the gross amounts contributed to the Vietnam Veterans' Memorial Fund. Therefore, a net cost to the State would occur only if the administrative expenses of the Division of Taxation exceed the amounts contributed to the fund. The amount of taxpayer contributions cannot be predicted, however, in comparison, in 1992, \$272,116 was donated to the Vietnam Veterans' Memorial Fund, \$443,048 to the Endangered and Nongame Wildlife Fund, and \$382,642 to the Children's Trust Fund.

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67.