

5737

2013-2014 Regular Sessions

I N S E N A T E

June 10, 2013

Introduced by Sen. GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the real property tax law, in relation to the determination of adjusted base proportions in special assessing units which are cities for the fiscal year two thousand fourteen

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 1 of section 1803-a of the real property tax
2 law is amended by adding a new paragraph (y) to read as follows:
3 (Y) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (C) OF THIS SUBDIVI-
4 SION TO THE CONTRARY, IN A SPECIAL ASSESSING UNIT WHICH IS A CITY AND
5 FOR CURRENT BASE PROPORTIONS TO BE DETERMINED IN SUCH SPECIAL ASSESSING
6 UNIT'S FISCAL YEAR TWO THOUSAND FOURTEEN, THE CURRENT BASE PROPORTION OF
7 ANY CLASS SHALL NOT EXCEED THE ADJUSTED BASE PROPORTION OR ADJUSTED
8 PROPORTION, WHICHEVER IS APPROPRIATE, OF THE IMMEDIATELY PRECEDING YEAR
9 BY MORE THAN ONE PERCENT. WHERE THE COMPUTATION PERFORMED PURSUANT TO
10 PARAGRAPH (B) OF THIS SUBDIVISION WOULD OTHERWISE PRODUCE SUCH RESULT,
11 THE CURRENT BASE PROPORTION OF SUCH CLASS OR CLASSES SHALL BE LIMITED TO
12 A ONE PERCENT INCREASE AND THE LEGISLATIVE BODY OF SUCH SPECIAL ASSESS-
13 ING UNIT SHALL ALTER THE CURRENT BASE PROPORTION OF ANY OR ALL REMAINING
14 CLASSES SO THAT THE SUM OF THE CURRENT BASE PROPORTIONS EQUALS ONE.
15 S 2. In the event the special assessing unit which is a city has sent
16 out real property tax bills for its fiscal year 2014 before this act
17 shall have become a law, the city shall take such actions as are neces-
18 sary, consistent with applicable state and local law, to effect the
19 provisions of section one of this act, including, but not limited to,
20 revising the current base proportions and adjusted base proportions,
21 resetting the real property tax rates and sending amended real property
22 tax bills. Provided, however, that nothing in this act shall be deemed
23 to affect the obligation of any taxpayer with respect to the payment of
24 any installment of real property tax for such fiscal year which was due

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

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1 and payable prior to the date such amended real property tax bills are
2 sent; for this purpose, such obligations shall be determined in accord-
3 ance with the applicable provisions of law that were in effect imme-
4 diately prior to the effective date of this act, and such city shall be
5 authorized to determine the date on which amended bills are to be sent
6 and the installments of real property tax which are to be reflected
7 therein.

8 S 3. This act shall take effect immediately.