S T A T E O F N E W Y O R K

5870

2009-2010 Regular Sessions

I N A S S E M B L Y

February 20, 2009

Introduced by M. of A. MORELLE -- read once and referred to the Committee on Real Property Taxation

AN ACT to amend the real property tax law, in relation to real property assessments and the administrative review of assessments for real property owned by members of the assessing unit or appointing authorities

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

Section 1. Section 504 of the real property tax law is amended by adding a new subdivision 5-b to read as follows:

5-B. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, WHENEVER REAL PROPERTY IS OWNED BY A TOWN ASSESSOR OR A MEMBER OF THE TOWN BOARD APPOINTING SUCH ASSESSOR AND SUCH PROPERTY IS LOCATED WITHIN THE ASSESSOR'S ASSESSING UNIT, SUCH PROPERTY SHALL BE ASSESSED BY AN ASSESSOR FROM ANOTHER TOWN WITHIN THE SAME COUNTY.

S 2. Subdivision 2 of section 525 of the real property tax law is amended by adding a new paragraph (c) to read as follows:

(C) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE BOARD OF ASSESSMENT REVIEW MUST REFER ANY COMPLAINT MADE BY (I) A MEMBER OF THE TOWN BOARD; (II) THE TOWN SUPERVISOR; (III) THE TOWN ASSESSOR; OR (IV) ANY MEMBER OF THE BOARD OF ASSESSMENT REVIEW, TO ANOTHER TOWN BOARD OF ASSESSMENT REVIEW WITHIN THE SAME COUNTY.

S 3. This act shall take effect immediately.

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

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