

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. GUNTHER -- Multi-Sponsored by -- M. of A. BOYLAND, COOK -- read once and referred to the Committee on Real Property Taxation

AN ACT to amend the real property tax law, in relation to the duration of the exemption for property of mandatory class nonprofit organizations by reason of the absence of suitable buildings or improvements thereon if construction of such buildings or improvements is in progress or is in good faith contemplated

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

1 Section 1. Subdivision 3 of section 420-a of the real property tax
2 law, such section as renumbered by chapter 919 of the laws of 1981, is
3 amended to read as follows:

4 3. Such real property from which no revenue is derived shall be exempt
5 though not in actual use therefor by reason of the absence of suitable
6 buildings or OTHER PHYSICAL improvements thereon if:

7 (a) the construction of such buildings or OTHER PHYSICAL improvements
8 is in progress or is in good faith contemplated by such corporation or
9 association WITHIN SEVEN YEARS AFTER SUCH PROPERTY HAS BEEN ACQUIRED BY
10 SUCH CORPORATION OR ASSOCIATION; FOR THE PURPOSES OF CALCULATING SUCH
11 SEVEN YEARS' PERIOD, WITH RESPECT TO PROPERTY ACQUIRED BEFORE THE EFFEC-
12 TIVE DATE OF THE CHAPTER OF THE LAWS OF TWO THOUSAND NINE WHICH AMENDED
13 THIS SUBDIVISION, SUCH SEVEN YEARS' PERIOD SHALL COMMENCE ON SUCH EFFEC-
14 TIVE DATE, AND WITH RESPECT TO PROPERTY ACQUIRED ON OR AFTER SUCH EFFEC-
15 TIVE DATE, SUCH SEVEN YEARS' PERIOD SHALL COMMENCE ON THE DATE OF ACQUI-
16 SITION; or

17 (b) such real property is held by such corporation or association upon
18 condition that the title thereto shall revert in case any building not
19 intended and suitable for one or more such purposes shall be erected
20 upon such premises or some part thereof.

21 S 2. This act shall take effect on the first of January next succeed-
22 ing the date on which it shall have become a law.

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