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

74

2009-2010 Regular Sessions

I N S E N A T E

(PREFILED)

January 7, 2009

Introduced by Sen. VOLKER -- 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 establishing county real property tax service agencies as being independently constituted agencies

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

Section 1. Subdivisions 1 and 2 of section 1530 of the real property tax law, subdivision 1 as amended by chapter 440 of the laws of 1993 and subdivision 2 as amended by chapter 12 of the laws of 1972, are amended to read as follows:

1. Selection and term of office. In each county that does not assess real property for purposes of taxation, except a county wholly within a city, there shall be a real property tax service agency. SUCH AGENCY SHALL BE AN INDEPENDENTLY CONSTITUTED AGENCY OR DEPARTMENT, EXCEPT THAT THOSE AGENCIES WHICH ARE PART OF A DEPARTMENT AT THE TIME OF THE EFFECTIVE DATE OF THE CHAPTER OF THE LAWS OF TWO THOUSAND NINE WHICH AMENDED THIS SUBDIVISION, MAY REMAIN AS A PART OF SUCH DEPARTMENT. The head of such agency shall be the director of real property tax services, who shall have a six year term of office commencing on October first, nineteen hundred seventy-one and on October first of each sixth year thereafter. The director shall be appointed by the legislative body of the county except that in a county in which heads of departments are appointed by the county executive or county manager, such director shall be appointed by such county executive or county manager. Any resident of the state, otherwise eligible for appointment as director of real property tax services, may be appointed director of real property tax services.

2. Classification. The position of director of real property tax services shall be classified in the noncompetitive class of the civil

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

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service[, except where the county legislative body determines the posi-
tion to be full-time and such body requests that the position be classi-
fied in the competitive class].

S 2. This act shall take effect immediately.