

8635

2009-2010 Regular Sessions

I N A S S E M B L Y

June 1, 2009

Introduced by M. of A. THIELE -- read once and referred to the Committee on Ways and Means

AN ACT to amend the tax law, in relation to the definition of the metropolitan commuter transportation district for the purposes of the metropolitan commuter transportation mobility tax

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

1 Section 1. Legislative findings. Pursuant to chapter 25 of the laws of  
2 2009, the legislature did enact the metropolitan mobility tax within the  
3 twelve county region constituting the metropolitan transportation  
4 district. The legislature hereby finds that the residents of the towns  
5 of East Hampton, Riverhead, Shelter Island, Southold and Southampton in  
6 the county of Suffolk receive minimal mass transit services from the  
7 metropolitan transportation authority. Further, these towns already pay  
8 substantial taxes to the MTA for these minimal services, including  
9 increased sales taxes and mortgage recording taxes. It has been esti-  
10 mated these five towns contribute more than \$60 million annually to the  
11 MTA than they receive back in service.

12 In the interest of tax fairness and to avoid such additional inequita-  
13 ble taxation on these towns, it is the purpose of this act to exempt  
14 such towns from the newly adopted metropolitan commuter transportation  
15 mobility tax.

16 S 2. Subdivision (a) of section 800 of the tax law, as added by  
17 section 1 of part C of chapter 25 of the laws of 2009, is amended to  
18 read as follows:

19 (a) Metropolitan commuter transportation district. The metropolitan  
20 commuter transportation district ("MCTD") means the area of the state  
21 included in the district created and governed by section twelve hundred  
22 sixty-two of the public authorities law, EXCEPT THAT FOR THE PURPOSES OF  
23 THIS ARTICLE, THE TOWNS OF EAST HAMPTON, RIVERHEAD, SHELTER ISLAND,  
24 SOUTHAMPTON AND SOUTHOLD IN SUFFOLK COUNTY SHALL BE EXCLUDED FROM THE  
25 DISTRICT.

26 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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