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

10589--A

I N A S S E M B L Y

June 7, 2012

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Hooper) -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general municipal law and education law, in relation to providing that a transfer of functions between or among local governments and school districts shall be taken into account in the tax levy limits thereof

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

Section 1. Paragraph (d) of subdivision 3 of section 3-c of the general municipal law, as added by section 1 of part A of chapter 97 of the laws of 2011, is amended to read as follows:

(d) Whenever the responsibility and associated cost of a local government OR SCHOOL function is transferred to another local government OR SCHOOL DISTRICT, the state comptroller shall determine the costs and savings on the affected local governments OR SCHOOL DISTRICTS attributable to such transfer for the first fiscal year following the transfer, and notify such local governments OR SCHOOL DISTRICTS of such determination and that they shall adjust their tax levy limits accordingly.

S 2. Section 2023-a of the education law is amended by adding a new subdivision 4-a to read as follows:

4-A. WHENEVER THE RESPONSIBILITY AND ASSOCIATED COST OF A LOCAL GOVERNMENT OR SCHOOL FUNCTION IS TRANSFERRED TO ANOTHER LOCAL GOVERNMENT OR SCHOOL DISTRICT, THE STATE COMPTROLLER SHALL DETERMINE THE COSTS AND SAVINGS ON THE AFFECTED LOCAL GOVERNMENTS OR SCHOOL DISTRICTS ATTRIBUTABLE TO SUCH TRANSFER FOR THE FIRST FISCAL YEAR FOLLOWING THE TRANSFER, AND NOTIFY SUCH LOCAL GOVERNMENTS OR SCHOOL DISTRICTS OF SUCH DETERMINATION AND THAT THEY SHALL ADJUST THEIR TAX LEVY LIMITS ACCORDINGLY.

S 3. This act shall take effect immediately and shall apply to budgets that take effect on or after ninety days after such effective date; provided, further, that the amendments to paragraph (d) of subdivision 3 of section 3-c of the general municipal law made by section one of this act shall not affect the repeal of such section and shall be deemed to

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

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repeal therewith; and provided further, however, that the amendments to section 2023-a of the education law made by section two of this act shall not affect the repeal of such section and shall be deemed to repeal therewith.