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

802

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

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

AN ACT to amend the real property tax law, in relation to cancellation of unpaid taxes on real property conveyed by the state of New York to a private party

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

Section 1. The real property tax law is amended by adding a new section 1185 to read as follows:

S 1185. CANCELLATION OF UNPAID TAXES ON REAL PROPERTY OWNED BY THE STATE OF NEW YORK. NOTWITHSTANDING THE PROVISIONS OF ANY OTHER LAW, ALL EXISTING UNPAID TAXES ASSESSED ON A PARCEL OF REAL PROPERTY OWNED BY THE STATE OF NEW YORK SHALL BE EXTINGUISHED BY OPERATION OF LAW UPON THE ALIENATION OR CONVEYANCE OF SUCH STATE OWNED LAND TO ANY PRIVATE PERSON. THE PURPOSE OF THIS SECTION IS TO PREVENT PRIVATE PERSONS WHO ACQUIRE REAL PROPERTY FROM THE STATE OF NEW YORK FROM INCURRING TAX LIABILITIES EXISTING AT THE TIME OF ACQUISITION. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PREVENT ANY LOCAL GOVERNMENT OR TAXING AUTHORITY FROM ASSESSING AND COLLECTING OTHERWISE LAWFULLY AUTHORIZED TAXES ON SUCH REAL PROPERTY COMMENCING FROM THE DATE THAT OWNERSHIP OF SUCH PROPERTY PASSES FROM THE STATE TO A PRIVATE PERSON.

S 2. This act shall take effect immediately.

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

LBD03258-01-1