

7256

2011-2012 Regular Sessions

I N A S S E M B L Y

April 21, 2011

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

AN ACT to amend the tax law, in relation to authorizing the county of Rockland to impose an additional rate of sales and compensating use taxes

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

1 Section 1. Clause 23 of subparagraph (i) of the opening paragraph of
2 section 1210 of the tax law, as amended by chapter 155 of the laws of
3 2009, is amended to read as follows:
4 (23) the county of Rockland is hereby further authorized and empowered
5 to adopt and amend local laws, ordinances or resolutions imposing such
6 taxes at a rate which is: (i) five-eighths of one percent additional to
7 the three percent rate authorized above in this paragraph for such county
8 for the period beginning March first, two thousand two, and ending
9 November thirtieth, two thousand [eleven] THIRTEEN; and also (ii) at a
10 rate which is three-eighths of one percent additional to the three
11 percent rate authorized above in this paragraph, and which is also additional
12 to the five-eighths of one percent rate also authorized above in
13 this clause for such county, for the period beginning March first, two
14 thousand seven and ending November thirtieth, two thousand [eleven]
15 THIRTEEN;
16 S 2. Section 1262-1 of the tax law, as amended by chapter 155 of the
17 laws of 2009, is amended to read as follows:
18 S 1262-1. Allocation and distribution of net collections from the
19 additional rate of sales and compensating use tax in Rockland county. 1.
20 Notwithstanding any provision of law to the contrary, if the county of
21 Rockland imposes the additional five-eighths of one percent rate of tax
22 authorized by section twelve hundred ten of this article during the
23 period beginning March first, two thousand two, and ending November
24 thirtieth, two thousand [eleven] THIRTEEN, such county shall allocate

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

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1 and distribute twenty percent of the net collections from such addi-
2 tional rate to the towns and villages in the county in accordance with
3 subdivision (c) of section twelve hundred sixty-two of this part on the
4 basis of the ratio which the population of each such town or village
5 bears to such county's total population; and
6 2. Notwithstanding any provision of law to the contrary, if the county
7 of Rockland imposes the additional three-eighths of one percent rate of
8 tax authorized by section twelve hundred ten of this article during the
9 period beginning March first, two thousand seven, and ending November
10 thirtieth, two thousand [eleven] THIRTEEN, such county shall allocate
11 and distribute sixteen and two-thirds percent of the net collections
12 from such additional rate to the general funds of towns and villages
13 within the county of Rockland with existing town and village police
14 departments from March first, two thousand seven through December thir-
15 ty-first, two thousand seven and thirty-three and one-third percent of
16 the net collections from such additional rate from January first, two
17 thousand eight through November thirtieth, two thousand [eleven] THIR-
18 TEEN. The monies allocated and distributed pursuant to this subdivision
19 shall be allocated and distributed to towns and villages with police
20 departments on the basis of the number of full-time equivalent police
21 officers employed by each police department and shall not be used for
22 salaries heretofore or hereafter negotiated.
23 S 3. This act shall take effect immediately.