

5122

2013-2014 Regular Sessions

I N   A S S E M B L Y

February 20, 2013

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Introduced by M. of A. GUNTHER, STEC -- read once and referred to the  
Committee on Education

AN ACT to amend the education law, in relation to excluding the valuation of state forest preserve lands, within the Adirondack and Catskill parks, from the definition of "actual valuation" for purposes of apportionment of state moneys to school districts

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

1     Section 1. Paragraph c of subdivision 1 of section 3602 of the educa-  
2     tion law, as amended by section 11 of part B of chapter 57 of the laws  
3     of 2007, is amended to read as follows:  
4     c. "Actual valuation" shall mean the valuation of taxable real proper-  
5     ty in a school district obtained by taking the assessed valuation of  
6     taxable real property within such district as it appears upon the  
7     assessment roll of the town, city, village, or county in which such  
8     property is located, for the calendar year two years prior to the calen-  
9     dar year in which the base year commenced, after revision as provided by  
10    law, and dividing it by the state equalization rate as determined by the  
11    state board of [equalization and assessment] REAL PROPERTY TAX SERVICES,  
12    for the assessment roll of such town, city, village, or county completed  
13    during such preceding calendar year; PROVIDED, HOWEVER, THAT THE ACTUAL  
14    VALUATION OF A SCHOOL DISTRICT SHALL NOT INCLUDE THE VALUATION OF ANY  
15    REAL PROPERTY WITHIN A STATE FOREST PRESERVE THAT IS EITHER IN THE  
16    ADIRONDACK PARK OR THE CATSKILL PARK. The actual valuation of a central  
17    high school district shall be the sum of such valuations of its compo-  
18    nent districts. Such actual valuation shall include any actual valuation  
19    equivalent of payments in lieu of taxes determined pursuant to section  
20    four hundred eighty-five of the real property tax law. "Selected actual  
21    valuation" shall mean the lesser of actual valuation calculated for aid  
22    payable in the current year or the two-year average of the actual valu-

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

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1 ation calculated for aid payable in the current year and the actual  
2 valuation calculated for aid payable in the base year.  
3 S 2. This act shall take effect on the first of April next succeeding  
4 the date on which it shall have become a law.