

3591

2013-2014 Regular Sessions

I N S E N A T E

February 7, 2013

Introduced by Sen. O'MARA -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT to amend the general municipal law and the education law, in relation to payments in lieu of taxes

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

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

4 (i) The commissioner of taxation and finance shall calculate a quanti-
5 ty change factor for each local government for the coming fiscal year
6 based upon the physical or quantity change, as defined by section twelve
7 hundred twenty of the real property tax law, reported to the commission-
8 er of taxation and finance by the assessor or assessors pursuant to
9 section five hundred seventy-five of the real property tax law. The
10 quantity change factor shall show the percentage by which the full value
11 of the taxable real property in the local government has changed due to
12 physical or quantity change between the second final assessment roll or
13 rolls preceding the final assessment roll or rolls upon which taxes are
14 to be levied, and the final assessment roll or rolls immediately preced-
15 ing the final assessment roll or rolls upon which taxes are to be levied
16 AND INCLUDE THE CHANGE IN ASSESSED VALUE FOR EACH PROPERTY ON THE EXEMPT
17 SIDE OF THE TAX ROLLS UNDER A PAYMENT IN LIEU OF TAX AGREEMENT.

18 S 2. Paragraph b of subdivision 2-a of section 2023-a of the education
19 law, as added by section 2 of part A of chapter 97 of the laws of 2011,
20 is amended to read as follows:

21 b. The commissioner of taxation and finance shall calculate a quantity
22 change factor for the coming school year for each school district based
23 upon the physical or quantity change, as defined by section twelve
24 hundred twenty of the real property tax law, reported to the commission-
25 er of taxation and finance by the assessor or assessors pursuant to

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

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1 section five hundred seventy-five of the real property tax law. The
2 quantity change factor shall show the percentage by which the full value
3 of the taxable real property in the school district has changed due to
4 physical or quantity change between the second final assessment roll or
5 rolls preceding the final assessment roll or rolls upon which taxes are
6 to be levied, and the final assessment roll or rolls immediately preced-
7 ing the final assessment roll or rolls upon which taxes are to be levied
8 AND INCLUDE THE CHANGE IN ASSESSED VALUE FOR EACH PROPERTY ON THE EXEMPT
9 SIDE OF THE TAX ROLLS UNDER A PAYMENT IN LIEU OF TAX AGREEMENT.

10 S 3. This act shall take effect on the one hundred twentieth day after
11 it shall have become a law, provided, however, that the amendments to
12 section 3-c of the general municipal law and section 2023-a of the
13 education law made by sections one and two of this act, respectively,
14 shall not affect the repeal of such sections and shall be deemed
15 repealed therewith. Effective immediately, the addition, amendment
16 and/or repeal of any rules or regulations necessary for the implementa-
17 tion of this act on its effective date is authorized to be made on or
18 before such effective date.