

2854--C

2015-2016 Regular Sessions

I N   A S S E M B L Y

January 20, 2015

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Introduced by M. of A. PEOPLES-STOKES, BLAKE, ROBINSON -- Multi-Sponsored by -- M. of A. GLICK, HOOPER, KEARNS, SCHIMEL -- read once and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Ways and Means in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the tax law, in relation to the definition of "environmental zones" for purposes of the brownfield redevelopment tax credit

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

1     Section 1. Paragraph 6 of subsection (b) of section 21 of the tax law  
2     is amended by adding a new subparagraph (C) to read as follows:  
3     (C) WITH RESPECT TO ANY QUALIFIED SITE FOR WHICH THE DEPARTMENT OF  
4     ENVIRONMENTAL CONSERVATION HAS ISSUED A NOTICE TO THE TAXPAYER BETWEEN  
5     JANUARY FIRST, TWO THOUSAND ELEVEN AND JUNE THIRTIETH, TWO THOUSAND  
6     SIXTEEN THAT ITS REQUEST FOR PARTICIPATION HAS BEEN ACCEPTED UNDER  
7     SUBDIVISION SIX OF SECTION 27-1407 OF THE ENVIRONMENTAL CONSERVATION  
8     LAW, ENVIRONMENTAL ZONES SHALL INCLUDE SUCH AREAS THAT MEET THE CRITERIA  
9     CONTAINED IN SUBPARAGRAPH (A) OF THIS PARAGRAPH AS CALCULATED AS OF  
10    JANUARY FIRST OF THE YEAR IN WHICH THE ACCEPTANCE NOTICE WAS ISSUED  
11    USING EITHER THE MOST RECENT FIVE YEAR ESTIMATE FROM THE AMERICAN COMMU-  
12    NITY SURVEY PUBLISHED BY THE UNITED STATES CENSUS BUREAU OR THE CENSUS  
13    DATA FOR THE YEAR TWO THOUSAND.  
14    S 2. This act shall take effect immediately and shall apply to any  
15    qualified sites for which the department of environmental conservation  
16    has issued a notice to the taxpayer on or after January 1, 2011 that its  
17    request for participation has been accepted under subdivision 6 of  
18    section 27-1407 of the environmental conservation law, provided,

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

LBD01718-07-6

1 further, that the provisions of subparagraph (C) of paragraph (6) of  
2 subsection (b) of section 21 of the tax law, as added by section one of  
3 this act shall apply to tax years beginning on and after January 1,  
4 2016.