

STATE OF NEW YORK

1841--A

2017-2018 Regular Sessions

IN ASSEMBLY

January 13, 2017

Introduced by M. of A. MORELLE, SCHIMMINGER, BARRETT, BRINDISI, MAGEE, LIFTON, BRONSON, GALEF, OAKS, WOERNER, LUPARDO, GOODELL, SEPULVEDA -- Multi-Sponsored by -- M. of A. BUTLER, FINCH, McDONALD, MONTESANO, PALMESANO, SKARTADOS -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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:

Section 1. Subparagraph (i) of paragraph (b) of subdivision 3 of section 3-c of the general municipal law, as amended by section 2 of subpart C of part C of chapter 20 of the laws of 2015, is amended to read as follows:

(i) The commissioner of taxation and finance shall calculate a quantity change factor for each local government for the coming fiscal year based upon the physical or quantity change, as defined by section twelve hundred twenty of the real property tax law, reported to the commissioner of taxation and finance by the assessor or assessors pursuant to section five hundred seventy-five of the real property tax law. The quantity change factor shall show the percentage by which the full value of the taxable real property in the local government has changed due to physical or quantity change between the second final assessment roll or rolls preceding the final assessment roll or rolls upon which taxes are to be levied, and the final assessment roll or rolls immediately preceding the final assessment roll or rolls upon which taxes are to be levied~~[- The commissioner of taxation and finance shall, as appropriate, promulgate rules and regulations regarding the calculation of the quantity change factor which may adjust the calculation based on the development on tax exempt land]~~, and shall include the change in assessed

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

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1 value for each property on the exempt side of the tax rolls under a
2 payment in lieu of tax agreement.

3 § 2. Paragraph b of subdivision 2-a of section 2023-a of the education
4 law, as amended by section 3 of subpart C of part C of chapter 20 of the
5 laws of 2015, is amended to read as follows:

6 b. The commissioner of taxation and finance shall calculate a quantity
7 change factor for the coming school year for each school district based
8 upon the physical or quantity change, as defined by section twelve
9 hundred twenty of the real property tax law, reported to the commission-
10 er of taxation and finance by the assessor or assessors pursuant to
11 section five hundred seventy-five of the real property tax law. The
12 quantity change factor shall show the percentage by which the full value
13 of the taxable real property in the school district has changed due to
14 physical or quantity change between the second final assessment roll or
15 rolls preceding the final assessment roll or rolls upon which taxes are
16 to be levied, and the final assessment roll or rolls immediately preced-
17 ing the final assessment roll or rolls upon which taxes are to be
18 levied[~~., The commissioner of taxation and finance shall, as appropriate,~~

19 ~~promulgate rules and regulations regarding the calculation of the quan-~~
20 ~~tity change factor which may adjust the calculation based on the devel-~~
21 ~~opment on tax exempt land], and shall include the change in assessed
22 value for each property on the exempt side of the tax rolls under a
23 payment in lieu of tax agreement.~~

24 § 3. This act shall take effect on the one hundred twentieth day after
25 it shall have become a law, provided, however, that the amendments to
26 section 3-c of the general municipal law and section 2023-a of the
27 education law made by sections one and two of this act, respectively,
28 shall not affect the repeal of such sections and shall be deemed
29 repealed therewith. Effective immediately, the addition, amendment
30 and/or repeal of any rules or regulations necessary for the implementa-
31 tion of this act on its effective date are authorized to be made on or
32 before such effective date.