STATE OF NEW YORK

5768

2017-2018 Regular Sessions

IN ASSEMBLY

February 15, 2017

Introduced by M. of A. ERRIGO, MORINELLO, CASTORINA -- Multi-Sponsored by -- M. of A. GIGLIO -- read once and referred to the Committee on Real Property Taxation

AN ACT to amend the real property tax law and the public officers law, in relation to requiring real property tax assessment information be subject to the freedom of information law

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 501 of the real property tax law, as added by chapter 773 of the laws of 1981, subdivision 2 as further amended by section 1 of part W of chapter 56 of the laws of 2010, is amended to read as follows:

§ 501. Examination of assessment inventory and valuation data. 1. Upon ascertainment of real property as required by section five hundred of this title, the assessor shall forthwith cause a notice, the contents of which are set forth in subdivision two of this section, to be published at least once in each of two consecutive weeks in a newspaper having general local circulation. Notice shall also be posted on the signboard maintained for the posting of legal notices at the entrance of the town clerk's office pursuant to subdivision six of section thirty of the town law**, and any official web site maintained by the town**.

2. The notice shall state that the assessor has available for review assessment inventory [~~and~~]**,** valuation data, **and any formulas and other information used to calculate assessments,** that an appointment may be made to review this information during certain times as specified in the notice, and any other information which the commissioner may require by rule and regulation.

3. The information available for review in subdivision two of this section shall also be subject to the provisions of article six of the public officers law.

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

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§ 2. Subparagraph iv of paragraph (c) of subdivision 2 of section 89 of the public officers law, as amended by section 11 of part U of chapter 61 of the laws of 2011, is amended to read as follows:

iv. when a record or group of records relates to the right, title or interest in real property, or relates to the inventory, status or characteristics of real property **or any information used to calculate a real property tax assessment**, in which case disclosure and providing copies of such record or group of records shall not be deemed an unwarranted invasion of personal privacy, provided that nothing herein shall be construed to authorize the disclosure of electronic contact information, such as an e-mail address or a social network username, that has been collected from a taxpayer under section one hundred four of the real property tax law.

§ 3. This act shall take effect immediately.