

STATE OF NEW YORK

9799--A

IN ASSEMBLY

February 9, 2018

Introduced by M. of A. HUNTER, ENGLEBRIGHT, COLTON, COOK, D'URSO, HYNDMAN -- Multi-Sponsored by -- M. of A. ERRIGO -- 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, in relation to including the incorporation of resource conservation, energy efficiency, green technologies, and alternative and renewable energy measures in a project into a uniform tax exemption policy

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

1 Section 1. Paragraph (a) of subdivision 4 of section 874 of the general municipal law, as amended by chapter 357 of the laws of 1993, is amended to read as follows:

2 (a) The agency shall establish a uniform tax exemption policy, with
3 input from affected tax jurisdictions, which shall be applicable to the
4 provision of financial assistance pursuant to section eight hundred
5 fifty-nine-a of this chapter and shall provide guidelines for the claim-
6 ing of real property, mortgage recording, and sales tax exemptions.
7 Such guidelines shall include, but not be limited to: period of
8 exemption; percentage of exemption; types of projects for which
9 exemptions can be claimed; procedures for payments in lieu of taxes and
10 instances in which real property appraisals are to be performed as a
11 part of an application for tax exemption; in addition, agencies shall in
12 adopting such policy consider such issues as: the extent to which a
13 project will create or retain permanent, private sector jobs; the esti-
14 mated value of any tax exemptions to be provided; whether affected tax
15 jurisdictions shall be reimbursed by the project occupant if a project
16 does not fulfill the purposes for which an exemption was provided; the
17 impact of a proposed project on existing and proposed businesses and
18 economic development projects in the vicinity; the amount of private
19 sector investment generated or likely to be generated by the proposed
20 project; the demonstrated public support for the proposed project; the
21 likelihood of accomplishing the proposed project in a timely fashion;

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

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1 the effect of the proposed project upon the environment; the extent to
2 which the project will utilize, to the fullest extent practicable and
3 economically feasible, resource conservation, energy efficiency, green
4 technologies, and alternative and renewable energy measures; the extent
5 to which the proposed project will require the provision of additional
6 services, including, but not limited to additional educational, trans-
7 portation, police, emergency medical or fire services; and the extent to
8 which the proposed project will provide additional sources of revenue
9 for municipalities and school districts.

10 § 2. This act shall take effect immediately.