

STATE OF NEW YORK

7216

IN SENATE

January 10, 2020

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

AN ACT to amend the real property tax law, in relation to taxation of state owned land

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

1 Section 1. Section 532 of the real property tax law, subdivision (d)
2 as amended by chapter 364 of the laws of 2004, subdivision (e) as
3 amended by chapter 660 of the laws of 1997, subdivision (g) as amended
4 by chapter 196 of the laws of 2018, subdivision (h) as added by chapter
5 626 of the laws of 1995, subdivision (i) as added by chapter 646 of the
6 laws of 1998, subdivision (j) as added by chapter 18 of the laws of 2008
7 and subdivision (k) as added by section 1 of part VV of chapter 58 of
8 the laws of 2018, is amended to read as follows:

9 § 532. Certain state lands subject to taxation for all purposes. 1.
10 The following state lands shall be subject to taxation for all purposes:

11 (a) All wild or forest lands owned by the state within the forest
12 preserve;

13 (b) All wild or forest lands owned by the state in the towns of Altona
14 and Dannemora, Clinton county, except the lands in the town of Dannemora
15 upon which buildings and inclosures are erected and maintained by the
16 state for the use of state institutions;

17 (c) All state lands located within the boundaries of the Allegany
18 state park in the county of Cattaraugus, exclusive of the improvements
19 thereon;

20 (d) All lands in the counties of Rockland and Putnam acquired for a
21 public use by the state, exclusive of the improvements erected thereon
22 by the state;

23 (e) All lands in the counties of Rockland and Sullivan and in the
24 towns of Monroe, Warwick, Cornwall, Highlands, Tuxedo and Woodbury,
25 Orange county, and in the towns of Gardiner, Rochester, Shawangunk and
26 Wawarsing, Ulster county, acquired for a public use by the commissioners
27 of the Palisades Interstate park, exclusive of the improvements erected
28 thereon by the state;

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

LBD14091-01-9

1 (f) All lands acquired or leased by the state pursuant to chapter one
 2 hundred forty-eight of the laws of eighteen hundred seventy-eight for
 3 the construction and management of a railroad from Lake Champlain to
 4 Clinton prison;

5 (g) All lands owned by the state, including lands leased from the
 6 United States for a term of fifty years or more, for use by the conser-
 7 vation department as a fish hatchery, game farm, game management area,
 8 game refuge or for reforestation purposes, exclusive of the improvements
 9 erected thereon by the state, in the following towns:

10	County	Town
11	Chenango	Otselic
12		Pharsalia
13		Sherburne
14	Jefferson	Antwerp
15		Brownville
16		Lorraine
17		Worth
18	Lewis	Montague
19	Livingston	Conesus
20		Livonia
21		Springwater
22		West Sparta
23		Ontario
24	Oswego	Richmond
25		Redfield
26	Otsego	Morris
27		Pittsfield
28	Rensselaer	Berlin
29		Stephentown
30	Steuben	Wayland
31	Washington	Argyle
32		Ft. Edward
33		Kingsbury
34	Yates	Italy

35 Except, however, for the towns of Conesus, Canadice and Richmond the
 36 provisions of this subdivision shall only apply to lands acquired by the
 37 state on or after December fifteenth, nineteen hundred eighty-nine.

38 (h) All lands owned by the state, in the Bashakill wetland properties
 39 located in the town of Mamakating in Sullivan county.

40 (i) All lands owned by the state in the Neversink Gorge areas in the
 41 Sullivan County towns of Forestburgh, Thompson, and Mamakating.

42 (j) All lands owned by the state pursuant to subdivision two of
 43 section two hundred eight of the racing, pari-mutuel wagering and breed-
 44 ing law located within the counties of Nassau, Queens and Saratoga,
 45 inclusive of the improvements erected thereon.

46 (k) Land owned by the state situate in the towns of McDonough and
 47 Preston in the county of Chenango, constituting a portion of Bowman Lake
 48 State Park, the title to which was vested in the state on February twen-
 49 ty-first, two thousand seventeen, exclusive of the improvements erected
 50 thereon.

51 2. (a) Notwithstanding subdivision one of this section, or any other
 52 provision of law to the contrary, beginning with tax years commencing on
 53 and after January first, two thousand twenty-one, state owned land shall

1 be subject to taxation for all purposes, exclusive of improvements,
2 equal to the following percentages of the taxes that would be owed if
3 the land were privately owned:

4	<u>Tax Years Beginning in</u>	<u>Percentage</u>
5	<u>calendar year:</u>	<u>of taxes paid:</u>
6	<u>2021</u>	<u>10%</u>
7	<u>2022</u>	<u>15%</u>
8	<u>2023</u>	<u>20%</u>
9	<u>2024</u>	<u>25%</u>
10	<u>2025 and thereafter</u>	<u>30%</u>

11 (b) The amount of taxes paid pursuant to this section shall in no way
12 reduce a real property taxation payment owed to a municipal corporation
13 pursuant to any other provision of law. On land in which there exists a
14 payment in lieu of taxes agreement, the state shall pay the greater of
15 the amount owed pursuant to such agreement and the amount of taxes owed
16 pursuant to this subdivision.

17 § 2. This act shall take effect on the first of January next succeed-
18 ing the date on which it shall have become a law and shall apply to
19 assessment rolls prepared on the basis of taxable status dates occurring
20 on or after such date.