STATE OF NEW YORK

4199

2019-2020 Regular Sessions

IN ASSEMBLY

February 1, 2019

Introduced by M. of A. MONTESANO, LAVINE, RA, McDONOUGH, ABINANTI -- Multi-Sponsored by -- M. of A. BRABENEC -- read once and referred to the Committee on Ways and Means

AN ACT to amend the tax law, in relation to establishing a credit for customers of certain private water utilities; and in relation to requiring a feasibility study relating to the Jericho Water District; and providing for the repeal of such provisions upon expiration thereof

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

Section 1. Section 606 of the tax law is amended by adding a new subsection (jjj) to read as follows:

(jjj) Private water utility bill relief credit. (1) General. An individual taxpayer who is serviced by a private water utility, serving the towns of Hempstead and Oyster Bay located in the county of Nassau, shall be allowed a credit against the tax imposed by this article equal to the amount of any annual increase of such taxpayer's annual water bill directly ascribable to an increase in property taxes paid by such private water utility.

(2) Certification for credit allowance. The commissioner shall determine the procedure for certification for the credit authorized pursuant to this subsection.

§ 2. The public service commission, in conjunction with affected municipal corporations located in the county of Nassau, shall conduct a feasibility study of the practicality of Jericho Water District, located in the town of Oyster Bay, supplying water to any current customers of American Water services. Such study shall examine the potential costs to the Jericho Water District of serving these customers, the potential costs to Jericho Water District of acquiring the rights to serve these customers, the potential new water rates as a result of such transfer, and any other information deemed relevant by the affected municipal

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

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corporations. On or before December 31, 2019, the public service commission shall submit such feasibility study to the governor, temporary president of the senate, and speaker of the assembly. For purposes of this section, "municipal corporations" shall have the same meaning as such term is defined by section two of the general municipal law.

§ 3. This act shall take effect immediately; provided, however section one of this act shall apply to taxable years beginning on and after the first of January next succeeding the date on which it shall have become a law; provided, further, that this act shall expire and be deemed repealed December 31, 2022.