

# STATE OF NEW YORK

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5122

2019-2020 Regular Sessions

## IN SENATE

April 10, 2019

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Introduced by Sen. GAUGHRAN -- read twice and ordered printed, and when printed to be committed to the Committee on Energy and Telecommunications

AN ACT to amend the public authorities law, in relation to the liability of a municipality or governmental subdivision for the refund of property taxes to the Long Island power authority

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

1 Section 1. Section 1020-q of the public authorities law, as amended by  
2 section 8 of part A of chapter 173 of the laws of 2013, is amended by  
3 adding a new subdivision 4 to read as follows:

4 4. On and after the effective date of this subdivision, no municipi-  
5 palty or governmental subdivision, including a school district or  
6 special district, shall be liable to the authority, for a refund of  
7 property taxes originally assessed against any power plant, transmission  
8 line or any substation assessment owned by the authority. Any judicial  
9 determination that any such power plant, transmission line or any  
10 substation assessment was excessive, unequal or unlawful on or after the  
11 effective date of this act shall not result in a refund by any taxing  
12 jurisdiction of taxes previously paid by LILCO or the authority, pursu-  
13 ant to such power plant, transmission line or any substation assessment.  
14 The authority shall discontinue or abandon all proceedings, brought by  
15 its predecessor in interest or the authority, which seek the repayment  
16 of all or part of the taxes assessed against any such power plant, tran-  
17 smission line or any substation formally owned by LILCO or currently  
18 owned by the authority.

19 § 2. This act shall take effect on the thirtieth day after it shall  
20 have become a law.

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

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