

STATE OF NEW YORK

5049

2021-2022 Regular Sessions

IN ASSEMBLY

February 10, 2021

Introduced by M. of A. MONTESANO, LAVINE, McDONOUGH, RA, 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 there-
of

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

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

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

10 (2) Certification for credit allowance. The commissioner shall deter-
11 mine the procedure for certification for the credit authorized pursuant
12 to this subsection.

13 § 2. The public service commission, in conjunction with affected
14 municipal corporations located in the county of Nassau, shall conduct a
15 feasibility study of the practicality of Jericho Water District, located
16 in the town of Oyster Bay, supplying water to any current customers of
17 American Water services. Such study shall examine the potential costs to
18 the Jericho Water District of serving these customers, the potential
19 costs to Jericho Water District of acquiring the rights to serve these
20 customers, the potential new water rates as a result of such transfer,
21 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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1 corporations. On or before December 31, 2021, the public service commis-
2 sion shall submit such feasibility study to the governor, temporary
3 president of the senate, and speaker of the assembly. For purposes of
4 this section, "municipal corporations" shall have the same meaning as
5 such term is defined by section two of the general municipal law.
6 § 3. This act shall take effect immediately; provided, however section
7 one of this act shall apply to taxable years beginning on and after the
8 first of January next succeeding the date on which it shall have become
9 a law; provided, further, that this act shall expire and be deemed
10 repealed December 31, 2024.