

RESOLUTION NO. 91

REQUESTING THE NYS LEGISLATURE TO ENACT AN AMENDMENT TO THE TAX LAW TO PROVIDE FOR THE SEPTEMBER 1, 2008 EXPIRATION OF THE COUNTY MORTGAGE RECORDING TAX

Introduced: 3/13/06

By Messrs. Comisso and Collins:

WHEREAS, By Chapter 405 of the Laws of 2005 of the State of New York, the Governor signed legislation authorizing Albany County to impose a county recording tax on obligations secured by a mortgage on real property, and

WHEREAS, The Governor's Office advised the State Legislative sponsors that his approval was dependent upon an agreement to adopt a chapter amendment stipulating that the County's authority to impose the tax would expire and deemed to be repealed on September 1, 2008, and

WHEREAS, Currently, bills entitled, "AN ACT to amend chapter 405 of the laws of 2005 amending the tax law relating to authorizing the county of Albany to impose a county recording tax on obligations secured by a mortgage on real property, in relation to providing an expiration therefore" are before both houses of the New York State Legislature; in the Assembly, Bill A.9575; and in the Senate, Bill S.6505, now, therefore be it

RESOLVED, By the Albany County Legislature, pursuant to Article IX of the New York State Constitution and Section 2 of the Municipal Home Rule Law, that the County Legislature hereby requests the enactment of legislation by the Legislature of the State of New York as contained in Assembly Bill A.9575 and Senate Bill S.6505, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate State and County Officials.

Adopted by voice vote. 3/13/06