

County of Albany

Harold L. Joyce
Albany County Office Building
112 State Street - Albany, NY 12207



Meeting Agenda

Tuesday, May 23, 2023

6:30 PM

**Albany County Office Building
Room 710**

County Legislature

Call to Order

Roll Call

CURRENT BUSINESS:

197. REQUESTING THE NEW YORK STATE LEGISLATURE TO ENACT ASSEMBLY BILL NO. 7117/ SENATE BILL NO. 6762 TO CONTINUE A MORTGAGE RECORDING TAX IN ALBANY COUNTY

Sponsors: A. Joyce

198. REQUESTING THE NEW YORK STATE LEGISLATURE TO ENACT ASSEMBLY BILL NO. A.7009/SENATE BILL NO. S.6687 TO CONTINUE THE 6% HOTEL/MOTEL OCCUPANCY TAX IN ALBANY COUNTY

Sponsors: A. Joyce

Adjournment

A07117 Memo:

NEW YORK STATE ASSEMBLY
MEMORANDUM IN SUPPORT OF LEGISLATION
submitted in accordance with Assembly Rule III, Sec 1(f)

BILL NUMBER: A7117

SPONSOR: Fahy

TITLE OF BILL:

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 extending the effectiveness thereof

PURPOSE:

Extends the authorization to impose a county recording tax on obligations secured by a mortgage on real property in Albany County

SUMMARY OF PROVISIONS:

Section 2 of chapter 405 of the laws of 2005 is amended to authorize the county of Albany to impose a county recording tax on obligations secured by a mortgage on real property for an additional two years

JUSTIFICATION:

Per local request this legislation extends the Albany County Mortgage recording tax until December 1, 2025

LEGISLATIVE HISTORY:

New bill

LOCAL FISCAL IMPLICATIONS:

To be determined

EFFECTIVE DATE:

This act shall take effect on the thirtieth day after it shall have become law.

STATE OF NEW YORK

7117

2023-2024 Regular Sessions

IN ASSEMBLY

May 11, 2023

Introduced by M. of A. FAHY -- read once and referred to the Committee on Ways and Means

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 extending the effectiveness thereof

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

1 Section 1. Section 2 of chapter 405 of the laws of 2005 amending the
2 tax law relating to authorizing the county of Albany to impose a county
3 recording tax on obligations secured by a mortgage on real property, as
4 amended by section 1 of item I of subpart E of part XXX of chapter 58 of
5 the laws of 2020, is amended to read as follows:

6 § 2. This act shall take effect on the thirtieth day after it shall
7 have become a law and shall expire and be deemed repealed on the first
8 of December, [~~2023~~] 2025.

9 § 2. This act shall take effect immediately.

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

LBD11169-01-3

BILL NUMBER: S6762

SPONSOR: BRESLIN

TITLE OF BILL:

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 extending the effectiveness thereof

PURPOSE:

Extends the authorization to impose a county recording tax on obligations secured by a mortgage on real property in Albany County

SUMMARY OF PROVISIONS:

Section 2 of chapter 405 of the laws of 2005 is amended to authorize the county of Albany to impose a county recording tax on obligations secured by a mortgage on real property for an additional two years

JUSTIFICATION:

Per local request this legislation extends the Albany County Mortgage recording tax until December 1, 2025

LEGISLATIVE HISTORY:

New bill

LOCAL FISCAL IMPLICATIONS:

To be determined

EFFECTIVE DATE:

This act shall take effect on the thirtieth day after it shall have become law.

[VIEW LESS](#) ^

STATE OF NEW YORK

6762

2023-2024 Regular Sessions

IN SENATE

May 9, 2023

Introduced by Sen. BRESLIN -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

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 extending the effectiveness thereof

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

- 1 Section 1. Section 2 of chapter 405 of the laws of 2005 amending the
2 tax law relating to authorizing the county of Albany to impose a county
3 recording tax on obligations secured by a mortgage on real property, as
4 amended by section 1 of item I of subpart E of part XXX of chapter 58 of
5 the laws of 2020, is amended to read as follows:
6 § 2. This act shall take effect on the thirtieth day after it shall
7 have become a law and shall expire and be deemed repealed on the first
8 of December, [~~2023~~] 2025.
9 § 2. This act shall take effect immediately.

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

LBD11169-01-3

RESOLUTION NO. 197

REQUESTING THE NEW YORK STATE LEGISLATURE TO ENACT ASSEMBLY BILL NO. 7117 / SENATE BILL NO. 6762 TO CONTINUE A MORTGAGE RECORDING TAX IN ALBANY COUNTY

Introduced: 5/8/23

By A. Joyce:

WHEREAS, Albany County's authority to collect a county recording tax on mortgage obligations on real property within the County expires on December 1, 2023, and

WHEREAS, Revenues from the recording tax help relieve the burdens placed on local property taxpayers, 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 extending the effectiveness thereof" are before both houses of the New York State Legislature: in the Assembly Bill No. A.7117, and in the Senate, Bill No. S.6762, 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 No. A.7117 and Senate Bill No. S.6762, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials; Senators Neil Breslin and Jacob Ashby; and Members of Assembly Patricia Fahy, John T. McDonald III, and Phillip G. Steck.

NEW YORK STATE ASSEMBLY
MEMORANDUM IN SUPPORT OF LEGISLATION
submitted in accordance with Assembly Rule III, Sec 1(f)

BILL NUMBER: A7009

SPONSOR: McDonald

TITLE OF BILL:

An act to amend chapter 105 of the laws of 2009, amending chapter 693 of the laws of 1980 enabling the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county relating to revenues received from the collection of hotel or motel occupancy taxes, in relation to the effectiveness thereof; to extend the authorization of the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county

PURPOSE:

Extends the effectiveness of chapter 58 of the laws of 2020 for one year.

SUMMARY OF PROVISIONS:

Extends the Albany County Hotel Tax sunset from December 31, 2023 to December 31, 2024. The bill enables the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany County relating to revenues received from the collection of hotel or motel occupancy taxes.

JUSTIFICATION:

Currently, the county of Albany's hotel/motel occupancy tax is slated to sunset on December 31, 2023. For the county to continue generating revenue, the sunset must be extended. This ensures the continued promotion of the Capital District and provides funding for the continuation of the Albany Capital Center.

LEGISLATIVE HISTORY:

2017-2018: A.9622/S.7536

2015-2016: A.8607/S.6097

2013-2014: A.8938/S.6723

2011-2012: A.8959/S.6177

2009-2010: A.5222A/S.2096A

FISCAL IMPLICATIONS:

None to the state.

EFFECTIVE DATE:

This act shall take effect immediately

STATE OF NEW YORK

7009

2023-2024 Regular Sessions

IN ASSEMBLY

May 10, 2023

Introduced by M. of A. McDONALD, FAHY -- read once and referred to the Committee on Ways and Means

AN ACT to amend chapter 105 of the laws of 2009, amending chapter 693 of the laws of 1980 enabling the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county relating to revenues received from the collection of hotel or motel occupancy taxes, in relation to the effectiveness thereof; to extend the authorization of the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county

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

1 Section 1. Section 3 of chapter 105 of the laws of 2009, amending
2 chapter 693 of the laws of 1980 enabling the county of Albany to impose
3 and collect taxes on occupancy of hotel or motel rooms in Albany county
4 relating to revenues received from the collection of hotel or motel
5 occupancy taxes, as amended by section 1 of item D of subpart D of part
6 XXX of chapter 58 of the laws of 2020, is amended to read as follows:
7 § 3. This act shall take effect upon the adoption by the county of
8 Albany of a local law imposing in such county the additional occupancy
9 tax authorized by this act and shall expire and be deemed repealed
10 December 31, [~~2023~~] **2024**; provided that Albany county shall notify the
11 legislative bill drafting commission upon the occurrence of the enact-
12 ment of such local law in order that the commission may maintain an
13 accurate and timely effective data base of the official text of the laws
14 of the state of New York in furtherance of effecting the provisions of
15 section 44 of the legislative law and section 70-b of the public offi-
16 cers law.
17 § 2. This act shall take effect immediately.

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

LBD11151-01-3

BILL NUMBER: S6687

SPONSOR: BRESLIN

TITLE OF BILL:

An act to amend chapter 105 of the laws of 2009, amending chapter 693 of the laws of 1980 enabling the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county relating to revenues received from the collection of hotel or motel occupancy taxes, in relation to the effectiveness thereof; to extend the authorization of the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county

PURPOSE:

Extends the effectiveness of chapter 452 of the laws of 2016 for two years.

SUMMARY OF PROVISIONS:

Amends chapter 105 of 2009 as amended by chapter 134 of 2018, extending the sunset from December 31, 2020 to December 31, 2024.

JUSTIFICATION:

Currently, the county of Albany's hotel/motel occupancy tax is slated to sunset on December 31, 2020. For the county to continue generating revenue, the sunset must be extended. This ensures the continued promotion of the Capital District and provides funding for the continuation of the Albany Capital Center..

LEGISLATIVE HISTORY:

2019-2020: A.10048/S.7990

2017-2018: A.9622/S.7536

2015-2016: A.8607/S.6097

2013-2014: A.8938/S.6723

2011-2012: A.8959/S.6177

2009-2010: A.5222A/S.2096A

FISCAL IMPLICATIONS:

None to the state.

EFFECTIVE DATE:

Immediately.

[VIEW LESS](#) ^

STATE OF NEW YORK

6687

2023-2024 Regular Sessions

IN SENATE

May 5, 2023

Introduced by Sen. BRESLIN -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend chapter 105 of the laws of 2009, amending chapter 693 of the laws of 1980 enabling the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county relating to revenues received from the collection of hotel or motel occupancy taxes, in relation to the effectiveness thereof; to extend the authorization of the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county

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

1 Section 1. Section 3 of chapter 105 of the laws of 2009, amending
2 chapter 693 of the laws of 1980 enabling the county of Albany to impose
3 and collect taxes on occupancy of hotel or motel rooms in Albany county
4 relating to revenues received from the collection of hotel or motel
5 occupancy taxes, as amended by section 1 of item D of subpart D of part
6 XXX of chapter 58 of the laws of 2020, is amended to read as follows:
7 § 3. This act shall take effect upon the adoption by the county of
8 Albany of a local law imposing in such county the additional occupancy
9 tax authorized by this act and shall expire and be deemed repealed
10 December 31, [~~2023~~] **2024**; provided that Albany county shall notify the
11 legislative bill drafting commission upon the occurrence of the enact-
12 ment of such local law in order that the commission may maintain an
13 accurate and timely effective data base of the official text of the laws
14 of the state of New York in furtherance of effecting the provisions of
15 section 44 of the legislative law and section 70-b of the public offi-
16 cers law.
17 § 2. This act shall take effect immediately.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets
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LBD11151-01-3

RESOLUTION NO. 198

REQUESTING THE NEW YORK STATE LEGISLATURE TO ENACT ASSEMBLY BILL NO. A.7009/SENATE BILL NO. S.6687 TO CONTINUE THE 6% HOTEL/MOTEL OCCUPANCY TAX IN ALBANY COUNTY

Introduced: 5/8/23

By A. Joyce:

WHEREAS, Reauthorization of the 6% hotel and motel room occupancy tax in Albany County will serve to continue the funding mechanism for the Albany Convention Center project and improvements to the MVP Arena, and

WHEREAS, Reauthorization of the hotel/motel occupancy tax at 6% must be enacted by the State Legislature, and

WHEREAS, Currently, bills entitled, “An act to amend chapter 105 of the laws of 2009, amending chapter 693 of the laws of 1980 enabling the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county relating to revenues received from the collection of hotel or motel occupancy taxes, in relation to the effectiveness thereof; to extend the authorization of the county of Albany to impose and collect taxes on occupancy of hotel or motel rooms in Albany county” are before both houses of the New York State Legislature: in the Assembly, Bill A.7009, and in the Senate, Bill S.6687, 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.7009 and Senate Bill S.6687, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials; Senators Neil Breslin and Jacob Ashby; and Members of Assembly Patricia Fahy, John T. McDonald III, and Phillip G. Steck.