Memorandum

STATE OF NEW YORK
EXECUTIVE DEPARTMENT
OFFICE OF REAL PROPERTY SERVICES

September 4, 2008

TO: County, School and Municipal CEOs, Financial Officers, and Assessment Officers

FROM: Lee Kyriacou, Executive Director

SUBJECT: New Exemption Reporting Requirement

I am writing to make you aware of Chapter 258 of the Laws of 2008. This new law adds Section 495 to the Real Property Tax Law, requiring counties, cities, towns, villages and school districts to attach to their tentative/preliminary budgets an exemption report.

It is anticipated that this law will provide increased transparency to taxpayers in regard to the amount and impact of exemptions on the local tax base. While exemptions serve a valid public purpose, they also erode the tax base and shift the tax burden to other property owners within the taxing district. The extent of this impact is largely hidden from view, because no systematic reporting is done at the local level.

The exemption report is required to show how much of the total assessed value on the final assessment roll used in that budgetary process is exempt from taxation. The law requires exemption reports to include:

- Every type of exemption granted by the taxing authority, and the cumulative impact of each type of exemption (in either dollar amount of assessed value or as a percentage of the total assessed value on the roll);
- The cumulative amount expected to be received from recipients of each type of exemption as payments in lieu of taxes or other payments for municipal services; and
- The cumulative impact of all exemptions granted.

Notice of the report is required to be included in any notice of the preparation of the budget otherwise required by law. Also, the report is required to be posted on any bulletin board maintained by the budgeting authority for public notices and on any website maintained by the budgeting authority. In addition to being attached to the tentative/preliminary budget, the report also will be part of the final budget.

Chapter 258 was signed into law by Governor David A. Paterson on July 7, 2008 and takes effect 90 days after that date. Therefore, the first budgets to be impacted by the new law will be those prepared by most counties and towns in the autumn of 2008.

For those municipalities and counties that use RPS Version 4 software for assessment administration, ORPS is currently developing a standardized report to meet the bulk of the exemption reporting requirements for those jurisdictions. More information will be made available in upcoming months.

Total Assessed Value 3,711,917,469
Uniform Percentage 92.45

Equalized Total Assessed Value 4,015,054,050

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
12100	NYS - GENERALLY	RPTL 404(1)	8	5,612,024	0.14
13430	CITY O/S LIMITS - SPECIFIED US	RPTL 406(2)	1	11,249	0.00
13500	TOWN - GENERALLY	RPTL 406(1)	70	28,137,047	0.70
13800	SCHOOL DISTRICT	RPTL 408	12	50,777,177	1.26
14100	USA - GENERALLY	RPTL 400(1)	2	13,831,585	0.34
14110	USA - SPECIFIED USES	STATE L 54	3	1,070,525	0.03
18020	MUNICIPAL INDUSTRIAL DEV AGENC	RPTL 412-a	8	230,258,876	5.73
21600	RES OF CLERGY - RELIG CORP OWN	RPTL 462	7	1,833,099	0.05
25110	NONPROF CORP - RELIG(CONST PRO	RPTL 420-a	33	28,744,837	0.72
25120	NONPROF CORP - EDUCL(CONST PRO	RPTL 420-a	21	2,775,879	0.07
25230	NONPROF CORP - MORAL/MENTAL IM	RPTL 420-a	6	1,797,080	0.04
25300	NONPROF CORP - SPECIFIED USES	RPTL 420-b	21	24,538,671	0.61
25400	FRATERNAL ORGANIZATION	RPTL 428	2	360,736	0.01
26100	VETERANS ORGANIZATION	RPTL 452	2	859,275	0.02
26400	INC VOLUNTEER FIRE CO OR DEPT	RPTL 464(2)	16	5,992,537	0.15
27350	PRIVATELY OWNED CEMETERY LAND	RPTL 446	9	7,204,870	0.18
28120	NOT-FOR-PROFIT HOUSING CO	RPTL 422	4	26,601,406	0.66
28520	NOT-FOR-PROFIT NURSING HOME CO	RPTL 422	2	11,097,458	0.28
41001	VETERANS EXEMPTION INCR/DECR I	RPTL 458(5)	343	47,322,736	1.18
41121	ALT VET EX-WAR PERIOD-NON-COMB	RPTL 458-a	707	22,739,319	0.57
41131	ALT VET EX-WAR PERIOD-COMBAT	RPTL 458-a	607	31,497,793	0.78
41141	ALT VET EX-WAR PERIOD-DISABILI	RPTL 458-a	93	4,568,201	0.11
41300	PARAPLEGIC VETS	RPTL 458(3)	1	230,503	0.01
41400	CLERGY	RPTL 460	20	32,450	0.00
41700	AGRICULTURAL BUILDING	RPTL 483	2	26,176	0.00
41720	AGRICULTURAL DISTRICT	AG-MKTS L 305	84	6,913,395	0.17
41800	PERSONS AGE 65 OR OVER	RPTL 467	403	29,162,595	0.73

Total Assessed Value 3,711,917,469
Uniform Percentage 92.45

Equalized Total Assessed Value 4,015,054,050

Exemption Code	Exemption Name	Statutory Authority	Number of Exemptions	Total Equalized Value of Exemptions	Percent of Value Exempted
41801	PERSONS AGE 65 OR OVER	RPTL 467	2	172,564	0.00
41900	PHYSICALLY DISABLED	RPTL 459	9	316,982	0.01
41930	DISABILITIES AND LIMITED INCOM	RPTL 459-c	22	1,906,059	0.05
41931	DISABILITIES AND LIMITED INCOM	RPTL 459-c	1	180,584	0.00
42100	SILOS, MANURE STORAGE TANKS,	RPTL 483-a	1	2,812	0.00
47460	FOREST LAND CERTD AFTER 8/74	RPTL 480-a	2	92,331	0.00
47610	BUSINESS INVESTMENT PROPERTY P	RPTL 485-b	2	201,731	0.01
47611	BUSINESS INVESTMENT PROPERTY P	RPTL 485-b	24	12,176,088	0.30
47900	FAIR POLLUTION CONTROL FACILIT	RPTL 477-a	1	804,759	0.02
49500	SOLAR OR WIND ENERGY SYSTEM	RPTL 487	2	55,165	0.00
49530	INDUSTRIAL WASTE TREATMENT FAC	RPTL 477	1	368,848	0.01
Total Exemptions Exclusive of System Exemptions:			2,554	600,275,420	14.95
Total System Exemptions:			0	0	0.00
Totals:			2,554	600,275,420	14.95

Values have been equalized using the Uniform Percentage of Value. The Exempt amounts do not take into consideration, payments in lieu of taxes or other payments for municipal services.

Amount, if any, attributable to payments in lieu of taxes: 207,070,181