

Introduced by: Presiding Officer Norma L. Gonsalves, Deputy Presiding Officer Richard J. Nicoletto, Alternate Deputy Presiding Officer Howard J. Kopel, and Legislators Denise Ford, C. William Gaylor, Vincent T. Muscarella, James Kennedy, Laura Schaefer, Dennis Dunne, Sr., Rose Marie Walker, Donald MacKenzie, Steven Rhoads

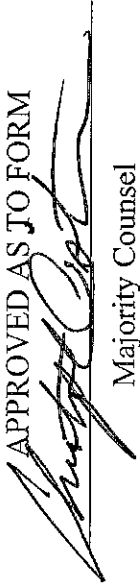
LOCAL LAW NO. 14- 2016

A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE  
IN RELATION TO GRANTING A REAL PROPERTY TAX EXEMPTION TO  
CERTAIN VETERANS WHO PARTICIPATED IN OPERATION GRAPHIC HAND.

Passed by the Nassau County Legislature on December 14, 2016  
Voting: ayaes: 18 naves: 0 abstained: 0

Became a law on December 16, 2016 with the approval of the County Executive

APPROVED AS TO FORM



Majority Counsel

WHEREAS, by the Laws of the State of New York, Chapter 476, the State Legislature has provided for municipalities to opt into the granting of a tax exemption pursuant to Real Property Law section 458-a to certain veterans who participated in Operation Graphic Hand; now, therefore

BE IT ENACTED by the County Legislature of the County of Nassau as follows:

Section 1. Title A of Chapter VI of the Nassau County Administrative Code is amended by adding a new section 6-2.10 to read as follows:

§ 6-2.10. Partial Exemption for Veterans of Operation Graphic Hand. All military personnel who served in the Reserve component of the United States Armed Forces who were deemed on active duty under Executive Order 11519, signed March 23,

1970, 35 Federal Register 5003, dated March 24, 1970 and later designated by the United States Department of Defense as Operation Graphic Hand, and were discharged or released therefrom under honorable conditions shall be entitled to an exemption pursuant to Real Property Tax Law section 458-a provided that such veteran meets all other qualifications of Real Property Tax Law section 458-a.

Section 2. Severability. If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the adoption of this local law is a "Type II" Action within the meaning of Section 617.5(c)(27) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

Section 4. This local law shall take effect immediately.

**APPROVED**

**County Executive**

**DATE**

*Dec. 16, 2016*

**A06140 Summary:**

BILL NO A06140A  
SAME AS SAME AS  
SPONSOR Lavine  
COSPNSR Ra  
MLTSPNSR

And §458-a, RPT L

Relates to including certain reserve veterans for purposes of the veteran alternative exemption; includes Operation Graphic Hand.

**A06140 Actions:**

BILL NO A06140A

03/16/2015 referred to veterans' affairs  
01/06/2016 referred to veterans' affairs  
03/09/2016 amend (t) and recommit to veterans' affairs  
03/09/2016 print number 6140a  
05/17/2016 reported referred to ways and means  
06/14/2016 reported referred to rules  
06/15/2016 reported  
06/15/2016 rules report cal.390  
06/15/2016 substituted by s4842a  
S04842 AMEND=A MARTINS  
04/21/2015 REFERRED TO VETERANS, HOMELAND SECURITY AND MILITARY AFFAIRS  
01/06/2016 REFERRED TO VETERANS, HOMELAND SECURITY AND MILITARY AFFAIRS  
04/05/2016 AMEND (T) AND RECOMMIT TO VETERANS, HOMELAND SECURITY AND MILITARY AFFAIRS  
04/05/2016 PRINT NUMBER 4842A  
06/09/2016 COMMITTEE DISCHARGED AND COMMITTED TO RULES  
06/09/2016 ORDERED TO THIRD READING CAL.1613  
06/09/2016 PASSED SENATE  
06/09/2016 DELIVERED TO ASSEMBLY  
06/09/2016 referred to ways and means  
06/15/2016 substituted for a6140a  
06/15/2016 ordered to third reading rules cal.390  
06/15/2016 passed assembly  
06/15/2016 returned to senate  
11/16/2016 DELIVERED TO GOVERNOR  
11/28/2016 SIGNED CHAP.476

**A06140 Committee Votes:**

VETERANS' AFFAIRS Chair:DenDekker

DATE: 05/17/2016 AYE/NAY: 16/0 Action: Favorable refer to committee Ways and Means

DenDekker	Aye	Hawley	Aye
Nolan	Absent	McDonough	Aye
Cusick	Aye	Curran	Aye
Schimel	Aye	Tenney	Aye
Russell	Aye	Lalor	Aye
Miller	Aye		
Brindisi	Aye		
Ryan	Absent		
Barrett	Aye		
Santabarbara	Aye		
Skoufis	Aye		
Blake	Aye		
Hunter	Aye		

WAYS AND MEANS Chair:Farrell

DATE: 06/14/2016 AYE/NAY: 34/0 Action: Favorable refer to committee Rules

Farrell	Aye	Oaks	Aye
Lentol	Aye	Crouch	Aye
Schimminger	Aye	Barclay	Aye
Gantt	Aye	Fitzpatrick	Aye
Weinstein	Aye	Saladino	Aye
Glick	Aye	Hawley	Aye
Nolan	Aye	Duprey	Aye
Pretlow	Aye	Corwin	Aye
Perry	Aye	Malliotakis	Aye
Colton	Aye	Walter	Aye
Cook	Aye		
Cahill	Aye		
Aubry	Aye		
Hooper	Aye		
Thiele	Aye		
Wright	Excused		
Cusick	Aye		
Ortiz	Aye		
Benedetto	Aye		
Markey	Aye		
Moya	Aye		
Weprin	Aye		
Rodriguez	Aye		
Ramos	Aye		
Braunstein	Aye		

RULES Chair:Heastie

DATE: 06/15/2016 AYE/NAY: 27/0 Action: Favorable

Heastie	Aye	Kolb	Aye
Gottfried	Aye	Tedisco	Aye
Lentol	Aye	Oaks	Aye
Farrell	Aye	Butler	Aye
Gantt	Aye	Crouch	Aye
Nolan	Excused	Pinch	Excused
Weinstein	Aye	Barclay	Aye
Hooper	Aye	Raia	Aye
Ortiz	Aye	Duprey	Aye
Pretlow	Aye		
Cook	Aye		
Glick	Aye		
Morelle	Aye		
Aubry	Aye		
Englebright	Excused		
Wright	Aye		
Dinowitz	Aye		
Colton	Aye		
Magnarelli	Aye		
Perry	Aye		
Markey	Aye		

**A06140 Floor Votes:**

*There are no votes for this bill in this legislative session.*

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**A06140 Memo:**

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

BILL NUMBER: A6140A

SPONSOR: Lavine

TITLE OF BILL:

An act to amend the real property tax law, in relation to tax exemptions for certain veterans

PURPOSE OR GENERAL IDEA OF BILL:

To amend the real property tax law to give a county, city, village, or school district the option to include those veterans who served on active duty, pursuant to Executive Order 11519 of March 23, 1970 signed by President Nixon, certain tax exemptions.

SUMMARY OF SPECIFIC PROVISIONS:

Section 1: Section 458-a of the real property tax law is amended by adding a new subdivision 10 allowing a county, city, village or school district to adopt a local law or resolution to include specified military personnel in certain tax exemptions.

Section 2: Effective Date.

JUSTIFICATION:

On March 23, 1970 the President of the United States declared a state of national emergency and directed the Secretary of Defense to call reserves of the armed forces to active duty to assist the Postmaster General in restoring and maintaining postal service. Executive Order 11519, 35 Reg. 5003 (1970). The call-up, which was designated Operation Graphic Hand included members and units of the New York Army and Air National Guard.

PRIOR LEGISLATIVE HISTORY:

New Legislation.

FISCAL IMPLICATIONS FOR STATE AND LOCAL GOVERNMENTS:

Municipalities that have adopted the Alternative Veterans Tax Exemption will experience a slight shift in revenue collection if eligible veterans are residents of the municipality.

EFFECTIVE DATE:

Immediately and shall apply to assessment rolls on the basis of taxable status dates occurring on or after the second day of January next succeeding the date on which this act shall have become law.

A06140 Text:

## STATE OF NEW YORK

6140--A

2015-2016 Regular Sessions

## IN ASSEMBLY

March 16, 2015

Introduced by M. of A. LAVINE -- read once and referred to the Committee on Veterans' Affairs -- recommitted to the Committee on Veterans' Affairs in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the real property tax law, in relation to tax exemptions for certain veterans

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

- 1 Section 1. Section 458-a of the real property tax law is amended by  
2 adding a new subdivision 10 to read as follows:  
3 10. A county, city, village or school district may adopt a local law  
4 or resolution to include those military personnel who served in the  
5 Reserve component of the United States Armed Forces that were deemed on  
6 active duty under Executive Order 11519 signed March twenty-third, nine-  
7 teen hundred seventy, 35 Federal Register 5003, dated March twenty-  
8 fourth, nineteen hundred seventy and later designated by the United  
9 States Department of Defense as Operation Graphic Hand, if such member  
10 was discharged or released therefrom under honorable conditions,  
11 provided that such veteran meets all other qualifications of this  
12 section.  
13 § 2. This act shall take effect immediately and shall apply to assess-  
14 ment rolls on the basis of taxable status dates occurring on or after  
15 the second day of January next succeeding the date on which this act  
16 shall have become a law.

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

LBD09645-02-6