



Legislation Text

File #: Int 0753-2000, **Version:** *

Int. No. 753

By Council Member Berman (in conjunction with the Mayor); also Council Members Harrison and Rivera.

A Local Law in relation to the date by which if the expense budget is not adopted, the expense budget and tax rate adopted as modified for the current fiscal year shall be deemed to have been extended for the new fiscal year until such time as a new expense budget has been adopted, the date by which if a capital budget and a capital program have not been adopted the unutilized portion of all prior capital appropriations shall be deemed reappropriated, the dates of mayoral disapprovals of Council action and Council overrides thereof, and the date by which if the Council has not fixed the tax rates for the ensuing fiscal year, the commissioner of finance shall be authorized to complete the assessment rolls using estimated rates, relating to the fiscal year two thousand one

Be it enacted by the Council as follows:

Section 1. During the calendar year 2000 and in relation to the 2001 fiscal year:

1. Notwithstanding any inconsistent provisions of subdivision d of section 254 of the New York City Charter, as added by vote of the electors on November 7, 1989, and subdivision b of section 1516 of such charter, as amended by vote of the electors on November 7, 1989, if an expense budget has not been adopted by June 15, 2000 pursuant to subdivisions a and b of section 254, the expense budget and tax rate adopted as modified for the current fiscal year shall be deemed to have been extended for the new fiscal year until such time as a new expense budget has been adopted.

2. Notwithstanding any inconsistent provisions of subdivision e of section 254 of such charter as added by vote of the electors on November 7, 1989, if a capital budget and a capital program have not been adopted by June 15, 2000 pursuant to subdivisions a and b of such section , the unutilized portion of all prior capital appropriations shall be deemed reappropriated.

3. Notwithstanding any inconsistent provisions of subdivision a of section 255 of such charter, as added by vote of the electors on November 7, 1989, the Mayor may make any disapproval provided for therein

no later than four days following the adoption of an expense budget, capital budget and capital program, and, notwithstanding any inconsistent provisions of subdivision b of such section, as added by vote of the electors on November 7, 1989, the Council may override any such disapproval provided for therein no later than seven days following any such disapproval.

4. Notwithstanding any inconsistent provisions of subdivision a of section 1515 of such charter, as added by vote of the electors on November 7, 1989, the Mayor shall pursuant to such subdivision, prepare and submit to the Council, an estimate of the probable amount of receipts as therein described no later than June 15, 2000.

5. Notwithstanding any inconsistent provisions of subdivision a of section 1516-a of such charter, as added by vote of the electors on November 7, 1989, if the Council has not fixed the tax rates for the ensuing fiscal year on or before June 15, 2000, the commissioner of finance shall be authorized to complete the assessment rolls using estimated rates and to collect the sums therein mentioned according to law. The estimated rates shall equal the tax rates for the current fiscal year.

6. Notwithstanding any inconsistent provisions of subdivision b of section 1516-a of such charter, as added by vote of the electors on November 7, 1989, if, subsequent to June 15, 2000, the Council shall, pursuant to section 1516 of such charter, fix the tax rates for the ensuing fiscal year at percentages differing from the estimated rates, real estate tax payments shall nevertheless be payable in accordance with subdivision a of section 1516-a of such charter at the estimated rates, where the commissioner of finance has exercised the authority granted by subdivision a of section 1516-a of such charter to complete the assessment rolls using estimated rates and to collect the sums therein mentioned according to law. However, in such event, prior to the first day of January in such fiscal year, the commissioner of finance shall cause the completed assessment rolls to be revised to reflect the tax rates fixed by the Council pursuant to section 1516 of such charter, and an amended bill for the installment or installments for such fiscal year due and payable on or after the first day of January shall be submitted to each taxpayer in which whatever adjustment may be required as a result of the

estimated bill previously submitted to the taxpayer shall be reflected.

§2. This local law shall take effect immediately.