LOCAL SALES TAX ENACTMENTS

(Technical Assistance Program)

Objective: Provides assistance regarding local sales and compensating use taxes.

Administering Agency: NYS Department of Taxation and Finance

Specific Program URL: NA

NYS Object Code: NA   **Year Established:** NA
Catalog of Federal Domestic Assistance No.: NA

Legal Authority:
  Law: NY Tax Law, Sections 1210, 1223, 1224, 1257, and 1262
  Regulation: NA

Program Contact: **Fiscal Contact:**
 John Bartlett   Same
 Deputy Counsel, Office of Counsel
 NYS Department of Taxation and Finance
 State Office Campus, Building 9, Rm. 123
 Albany, NY 12227
 (518) 457-6240
 E-Mail: NA

Eligibility: Cities and counties authorized to impose a sales tax.

Type of Program and Special Restrictions: The Department makes available model enactments to localities wishing to impose or make certain changes to local sales and compensating use taxes.

Action Required to Receive Aid: Locality should send a written request to program contact.

Description of Aid:

The Department provides assistance by making available model enactments to localities wishing to impose or make certain changes to local sales and compensating use taxes.

MORTGAGE TAX

Objective: Provides revenue for general purposes of local government and certain public authorities.

Administering Agency: NYS Department of Taxation and Finance

Specific Program URL: NA

NYS Object Code: NA   **Year Established:** 1905
Catalog of Federal Domestic Assistance No.: NA

Legal Authority:
   Law: NY Tax Law, Article 11
   Regulation: NYCRR, Title 20, Chapter IV, Subchapter D, Part 640-655

Program Contact: **Fiscal Contact:**
 Peter Ramo   NA
 Program Chief
 Transaction and Transfer Tax Bureau
 NYS Department of Taxation and Finance
 855 Central Avenue
 Albany, NY 12227
 (518) 457-4397
 E-Mail: Peter_Ramo@tax.state.ny.us

Eligibility: Cities, Towns, Villages, NYS Mortgage Agency, Transportation Authorities, Local Governments and Public Benefit Corporations.

Type of Program and Special Restrictions: Mandated, required by State law or regulation.

Action Required to Receive Aid: No action required, automatic payment.

Description of Aid:

   The mortgage recording tax (MRT) is an excise tax on the privilege of recording a mortgage. The MRT consists of six separate taxes. The total amount of the tax depends on the taxes that are in effect in the county and, where applicable, the city where the real property is located.

   The six separate taxes have rates varying from $0.25 to $1.75 for each $100 and each remaining major fraction of principle debt or obligation that is secured by the mortgage. Revenues from the "basic" tax of $0.50 per $100 are distributed to towns and cities. Revenues from the "special additional" tax of $0.25 per $100 go to the State Mortgage Insurance fund for each county and, in counties in the metropolitan commuter transportation district (MCTD) and Erie County, some revenues go to special transportation assistance funds. Revenues from the "additional" tax of $0.25 per $100, where imposed, typically benefit regional transportation authorities. Exceptions includes Washington and Warren counties where funds are used to pay expenses incurred for the support of community colleges, Essex County where funds are used to pay expenses incurred from county office and court facility projects, and Franklin County where funds are used to pay expenses incurred from county office and correctional facility projects.

   Additional taxes apply in New York City, Broome County, and the City of Yonkers. New York City's tax ranges from $1.00 to $1.75 per $100 depending on the type of real property subject to the mortgage. Beginning September 1, 1994, Broome County imposes a tax of $0.25 per $100 to fund the county Office for the Aging. For the period September 1, 1993 to August 31, 2001, the City of Yonkers also imposes a tax of $0.50 per $100.

STOCK TRANSFER INCENTIVE FUND

Objective: Provides revenue to New York City for general city purposes.

Administering Agency: NYS Department of Taxation and Finance

Specific Program URL: NA

NYS Object Code: 60601   **Year Established:** 1891
Catalog of Federal Domestic Assistance No.: NA

Legal Authority:
    Law: NY State Finance Law, Sections 92-b and 92-i, NY Laws of 1990, Chapter 53
    Regulation: NA

Program Contact: **Fiscal Contact:**
Peter Ramo   NA
Program Chief
Transaction and Transfer Tax Bureau
NYS Department of Taxation and Finance
855 Central Avenue
Albany, NY 12227
(518) 457-4397
E-Mail: Peter_Ramo@tax.state.ny.us

Eligibility: New York City only.

Type of Program and Special Restrictions: Since October 1, 1981, 100 percent of the stock transfer tax has been rebated. Payments are made by the State General Fund to the Stock Transfer Incentive Fund, and thence to New York City, in compensation for the rebates.

Action Required to Receive Aid: Automatic Payment.

Description of Aid:

    Flow of Funds: State to Local. Monies are provided on a quarterly basis.
    Type of Aid: Ongoing
    Formula: NA
    Matching Requirement: NA
    Maintenance of Effort: NA

STOCK TRANSFER TAX

Objective: Provides revenue to New York City for general city purposes.

Administering Agency: NYS Department of Taxation and Finance

Specific Program URL: NA

NYS Object Code: 60601   **Year Established:** 1891
Catalog of Federal Domestic Assistance No.: NA

Legal Authority:
   Law: NY State Finance Law, Sections 92-b and 92-i, NY Laws of 1990, Chapter 53
   Regulation: NA

Program Contact: **Fiscal Contact:**
 Peter Ramo   NA
 Program Chief
 Transaction and Transfer Tax Bureau
 NYS Department of Taxation and Finance
 855 Central Avenue
 Albany, NY 12227
 (518) 457-4397
 E-Mail: Peter_Ramo@tax.state.ny.us

Eligibility: New York City only.

Type of Program and Special Restrictions: Optional, local choice. Tax revenue is based on the selling price per share of stock traded with a limit of $350 on any single taxable sale; since October 1, 1981, 100 percent of the tax has been rebated.

Action Required to Receive Aid: Automatic Payment.

Description of Aid:

   Flow of Funds: State to Local. Monies are provided on a quarterly basis.
   Type of Aid: Ongoing
   Formula: NA
   Matching Requirement: NA
   Maintenance of Effort: NA