

# RULE REVIEW

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## Office of Real Property Services

The following rule adoptions by the State Board of Real Property Services during 2003 were reviewed during 2008 pursuant to SAPA section 207 to determine whether they should remain in effect as adopted or should be modified. Notice of that Review appeared in the State Register of January 2, 2008. Public comments were requested by April 30, 2008. None were received.

Each of these rules is contained in Title 9 of the NYCRR. Each was submitted to the State Board of Real Property Services at the Board's August 12, 2008, meeting. Each was continued.

Part 188—Reimbursement of Local Officials—RPS-49-02-00014-A, effective February 5, 2003. Statutory Authority—Real Property Tax Law. Section 202(1)(l), 318 and 1530, and Chapter 53 of the Laws of 2002. These rules continue to govern the proration of reimbursement to local officials for training expenses. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

In addition, the following rules, initially adopted in 1998, were reviewed during 2003 and were continued without modification by the State Board of Real Property Services on April 29, 2003:

Part 185—General Administration of the State Board and State Office of Real Property Services—RPS-29-98-00008-A, effective November 25, 1998. Statutory basis - RPTL, § 202(1)(l), POL, §§ 87(1)(b), 94(2) and 96(1), ECL, § 8-0113(3) and SAPA, § 204. These rules continue to govern the general administration of the State Board and State Office in matters such as Freedom of Information requests, personnel records, declaratory rulings and environmental quality review. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

Part 186—Equalization Products—RPS-29-98-00009-A, effective December 30, 1998. Statutory Basis - RPTL, articles 8, 12, 18 and 19 and sections 202(1)(l), 1314 and 1315. These rules continue to govern the establishment of State equalization products. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

Part 188—Minimum Qualification Standards, Training and Certification of Local Assessment Administration Personnel—RPS-29-98-00010-A, effective November 25, 1998. Statutory basis - RPTL, §§ 202(1)(l), 310, 312, 320, 322, 1530 and 1532. These rules continue to govern the program of training and qualifications for local assessment administration personnel. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

Part 189—Preparation and Maintenance of Tax Maps for Real Property Tax Administration—RPS-29-98-00011-A, effective December 9, 1998. Statutory Basis - RPTL, §§ 202(1)(l) and 503(1)(b). These rules continue to govern the maintenance and preparation of tax maps. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

Part 190—Requirements for Form and Preparation of Local Assessment Rolls—RPS-29-98-00012-A, effective November 25, 1998. Statutory Basis - RPTL, §§ 202(1)(l) and 504(1). These rules continue

to govern the preparation of assessment rolls. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

Part 191—Real Property Transfer Reports—RPS-29-98-00013-A, effective November 25, 1998. Statutory Basis - RPL, § 333, RPTL, §§ 202(1)(l), 574, 738 and 1570. These rules continue to govern the sales reporting process. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

Part 193—Assessors' Reports to the State Board of Real Property Services—RPS-29-98-00014-A, effective November 25, 1998. Statutory Basis - RPTL, §§ 202(1)(l) and 575. These rules continue to govern the assessors' report program. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

Part 195—Advisory Appraisals—RPS-32-98-00007-A, effective December 9, 1998. Statutory Basis - RPTL, §§ 202(1)(l), 1536, 1544, 1546 and 1548. These rules continue to govern the advisory appraisal program. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

Part 196—Assessment of Oil and Gas Economic Units—RPS-32-98-00008-A, effective December 9, 1998. Statutory Basis - RPTL, §§ 202(1)(l) and 592. These rules continue to govern the oil and gas program. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

Part 197—Establishment of Assessments and Full Values of Special Franchises—RPS-32-98-00009-A, effective November 25, 1998. Statutory Basis - RPTL, § 202(1)(l) and Article 6. These rules continue to govern the special franchise program. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

Part 199—Taxation of State Land—RPS-32-98-00010-A, effective December 30, 1998. Statutory Basis - RPTL, Article 5, Title 2 and section 202(1)(l). These rules continue to govern the taxation of State owned land. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

Part 200—Establishment of Railroad Ceilings—RPS-32-98-00011-A, effective December 9, 1998. Statutory Basis - RPTL, §§ 202(1)(l), (m), 489-q and 489-nn. These rules continue to govern the railroad ceilings program. No comments were received. The State Board continued these rules at its August 12, 2008, meeting.

