

EXECUTIVE ORDER

Number 95 of 2020

LAURA CURRAN, County Executive of the County of Nassau, by the powers vested in me by the Nassau County Charter and the Laws of the State of New York do hereby order and declare as follows:

WHEREAS, COVID-19 has created a unique and extraordinary public health emergency for the County and its residents, as it has for the entire country; and

WHEREAS, by a March 7, 2020 Executive Order, the Governor declared a State disaster emergency because of the threat that COVID-19 poses to the health and welfare of the State's residents and visitors; and

WHEREAS, in order to mitigate the risks and burden of the public health emergency for the courts and litigants, the Governor issued Executive Order No. 202.8 on March 20, 2020, which tolled the period for commencement, filing, or service of any legal action, notice, motion or other process or proceeding, as prescribed by the procedural laws of the State; and this tolling has been extended by Executive Order No. 202.48 through September 4, 2020; and

WHEREAS, in concert with the Governor's Executive Order No. 202.8, the Chief Administrative Judge of the State issued Administrative Order 78-20, dated March 22, 2020, directing that no papers could be accepted for filing by any court for a matter that was not on the list of matters deemed essential pursuant to that Administrative Order; and

WHEREAS, as the State and County progressed in gradually reducing the incidence of cases of COVID-19, on May 20, 2020, the Chief Administrative Judge, by Administrative Order No. 114-20, permitted the acceptance of new filings to commence on May 25, 2020 in Nassau and Suffolk County; and

WHEREAS, this Administrative Order permitted the New York State

Supreme Court, Nassau County to begin accepting the filing of small claims assessment review petitions on May 25, 2020 and such petitions began being heard in early June 2020; and

WHEREAS, Governor's Executive Order No. 202.55, dated August 5, 2020, provides that with respect to the time to file a small claims assessment review petition in Nassau County pursuant to Real Property Tax Law §730(3), there shall be no further extensions past September 4, 2020 unless expressly provided otherwise by a subsequent Executive Order issued by the Governor;

WHEREAS, in light of the impact of the extended time to initiate SCAR petitions on the County's ability to effectively and efficiently extend taxes for 2020-2021 school district purposes and to deliver to the town receivers the 2020-2021 school district assessment roll and warrants without incurring unnecessary refund liability, on July 27, 2020, I requested that the Governor issue an executive order: (i) to suspend Nassau County Administrative Code ("Administrative Code") 6-22.0 to the extent necessary to change the deadline for the County Assessor to complete the extension of taxes for 2020-2021 school district purposes (and file the certificate required therein) and the County Legislature to levy such taxes from September 18, 2020 to October 16, 2020; (ii) to suspend Administrative Code §5-11.0(a) to the extent necessary to change the deadline for the County to deliver to the town receivers the 2020-2021 school district assessment roll and warrants from September 28, 2020 to October 26, 2020; (iii) to suspend Administrative Code §5-16.0(a) to the extent necessary to change the deadline that first half 2020-2021 school district taxes shall be due and payable from October 1, 2020 to November 1, 2020; and (iv) to suspend Administrative Code §5-18.0(1) to the extent necessary to change the deadline that first half 2020-2021 school district taxes may be paid without interest or penalties from November 10, 2020 to December 10, 2020;

WHEREAS, on August 5, 2020, the Governor issued Executive Order No.

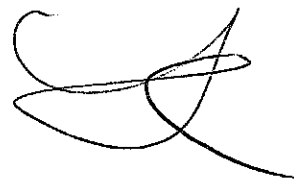
202.55 authorizing me to change each of these Administrative Code deadlines;

NOW THEREFORE BE IT

ORDERED, that pursuant to Governor's Executive Order No. 202.55, I hereby: (i) suspend Administrative Code §6-22.0 to the extent necessary to change the deadline from September 18, 2020 to October 16, 2020 for the County Assessor to complete the extension of taxes for 2020-2021 school district purposes (and file the certificate associated therewith); (ii) further suspend Administrative Code §6-22.0 to the extent necessary to change the date from September 18, 2020 to October 16, 2020 for the County Legislature to levy such taxes; (iii) suspend Administrative Code §5-11.0(a) to the extent necessary to change the deadline for the County to deliver to the town receivers the 2020-2021 school district assessment roll and warrants from September 28, 2020 to October 26, 2020; (iv) suspend Administrative Code §5-16.0(a) to the extent necessary to change the deadline that first half 2020-2021 school district taxes shall be due and payable from October 1, 2020 to November 1, 2020; and (v) suspend Administrative Code §5-18.0(1) to the extent necessary to change the deadline that first half 2020-2021 school district taxes may be paid without interest or penalties from November 10, 2020 to December 10, 2020, with payments after such date to be subject to interest and penalties beginning on December 11, 2020; and be it further

ORDERED, that this Executive Order takes effect immediately.

DATED: August 7, 2020



LAURA CURRAN
COUNTY EXECUTIVE