

2013-2014 Regular Sessions

I N S E N A T E

(PREFILED)

January 9, 2013

Introduced by Sen. DIAZ -- read twice and ordered printed, and when printed to be committed to the Committee on Aging

AN ACT to amend the real property tax law, in relation to renewal notices for applications under the SCRIE program

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. Subdivision 4 of section 467-b of the real property tax
2 law, as amended by chapter 651 of the laws of 1988, is amended to read
3 as follows:
4 4. The head of the household must apply every two years to the appro-
5 priate rent control agency or administrative agency for a tax abatement
6 certificate on a form prescribed by said agency. A tax abatement certif-
7 icate setting forth an amount not in excess of the increase in maximum
8 rent or legal regulated rent for the taxable period or such other amount
9 as shall be determined under subdivision three of this section shall be
10 issued by said agency to each head of the household who is found to be
11 eligible under this section on or before the last date prescribed by law
12 for the payment of the taxes or the first installment thereof of any
13 municipal corporation which has granted an abatement of taxes. Copies of
14 such certificate shall be issued to the owner of the real property
15 containing the dwelling unit of the head of the household and to the
16 collecting officer charged with the duty of collecting the taxes of each
17 municipal corporation which has granted the abatement of taxes author-
18 ized by this section. THE APPROPRIATE RENT CONTROL AGENCY OR ADMINIS-
19 TRATIVE AGENCY SHALL SEND A NOTICE OF REQUIRED RENEWAL TO EACH HEAD OF
20 HOUSEHOLD CURRENTLY RECEIVING AN EXEMPTION UNDER THIS SECTION VIA UNITED
21 STATES POSTAL SERVICE TO THEIR PRIMARY RESIDENCE NO LESS THAN THIRTY
22 DAYS PRIOR TO THE APPLICATION RENEWAL DATE.
23 S 2. Subdivision 4 of section 467-b of the real property tax law, as
24 added by chapter 689 of the laws of 1972, is amended to read as follows:

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

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1 4. The head of the household must apply each year to the appropriate
2 rent control agency for a tax abatement certificate on a form prescribed
3 by said agency. A tax abatement certificate setting forth an amount not
4 in excess of the increase in maximum rent for the taxable period shall
5 be issued by said agency to each head of the household who is found to
6 be eligible under this section on or before the last date prescribed by
7 law for the payment of the taxes or the first installment thereof of any
8 city, town or village which has granted an abatement of taxes. Copies of
9 such certificate shall be issued to the owner of the real property
10 containing the dwelling unit of the head of the household and to the
11 collecting officer charged with the duty of collecting the taxes of each
12 city, town or village which has granted the abatement of taxes author-
13 ized by this section. THE APPROPRIATE RENT CONTROL AGENCY OR ADMINIS-
14 TRATIVE AGENCY SHALL SEND A NOTICE OF REQUIRED RENEWAL TO EACH HEAD OF
15 HOUSEHOLD CURRENTLY RECEIVING AN EXEMPTION UNDER THIS SECTION VIA UNITED
16 STATES POSTAL SERVICE TO THEIR PRIMARY RESIDENCE NO LESS THAN THIRTY
17 DAYS PRIOR TO THE APPLICATION RENEWAL DATE.

18 S 3. This act shall take effect ninety days after it shall have become
19 a law; provided that the amendments to section 467-b of the real proper-
20 ty tax law made by section one of this act shall be subject to the expi-
21 ration and reversion of such section pursuant to section 17 of chapter
22 576 of the laws of 1974, as amended, when upon such date the provisions
23 of section two of this act shall take effect.