S T A T E O F N E W Y O R K

1384

2009-2010 Regular Sessions

I N S E N A T E

January 29, 2009

Introduced by Sens. STAVISKY, ADAMS, DIAZ, C. JOHNSON, ONORATO, PARKER, SAMPSON, SERRANO -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs

AN ACT to amend the real property tax law, in relation to authorizing a tax abatement for certain rental property occupied by disabled veterans

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

Section 1. The section heading and paragraph b of subdivision 1 of section 467-b of the real property tax law, as amended by section 1 of chapter 188 of the laws of 2005, are amended to read as follows:

Tax abatement for rent-controlled and rent regulated property occupied by senior citizens [or], persons with CERTAIN disabilities OR VETERANS WITH CERTAIN DISABILITIES.

b. "Head of the household" means a person (i) who is sixty-two years of age or older, or (ii) who qualifies as a person with a disability pursuant to subdivision five of this section, OR, UPON APPROVAL BY RESOLUTION, ORDINANCE OR LOCAL LAW BY A MUNICIPAL CORPORATION, (III) WHO IS A DISABLED VETERAN AS DEFINED IN SECTION EIGHTY-FIVE OF THE CIVIL SERVICE LAW, and is entitled to the possession or to the use or occupancy of a dwelling unit;

S 2. The section heading and paragraph b of subdivision 1 of section 467-b of the real property tax law, as amended by section 2 of chapter 188 of the laws of 2005, are amended to read as follows:

Tax abatement for rent controlled property occupied by senior citizens [or], persons with CERTAIN disabilities OR VETERANS WITH CERTAIN DISABILITIES.

b. "Head of the household" means a person (i) who is sixty-two years of age or older, or (ii) who qualifies as a person with a disability pursuant to subdivision five of this section, OR, UPON APPROVAL BY

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

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RESOLUTION, ORDINANCE OR LOCAL LAW BY A MUNICIPAL CORPORATION, (III) WHO IS A DISABLED VETERAN AS DEFINED IN SECTION EIGHTY-FIVE OF THE CIVIL SERVICE LAW, AND is not a recipient of public assistance pursuant to the social services law and is entitled to the possession or to the use or occupancy of a dwelling unit;

S 3. This act shall take effect immediately; provided that the amendments to section 467-b of the real property tax law made by section one of this act shall be subject to the expiration and reversion of such section pursuant to section 17 of chapter 576 of the laws of 1974, as amended, when upon such date the provisions of section two of this act shall take effect.