

2440

2009-2010 Regular Sessions

I N S E N A T E

February 20, 2009

Introduced by Sen. STACHOWSKI -- 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 exempting from real property taxation real property owned by a person certified to receive a United States department of veterans affairs disability pension

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

1 Section 1. Paragraph (b) and the closing paragraph of subdivision 2 of  
2 section 459-c of the real property tax law, as amended by chapter 421 of  
3 the laws of 2000, are amended to read as follows:

4 (b) a person with a disability is one who has a physical or mental  
5 impairment, not due to current use of alcohol or illegal drug use, which  
6 substantially limits such person's ability to engage in one or more  
7 major life activities, such as caring for one's self, performing manual  
8 tasks, walking, seeing, hearing, speaking, breathing, learning and work-  
9 ing, and who (i) is certified to receive social security disability  
10 insurance (SSDI) or supplemental security income (SSI) benefits under  
11 the federal Social Security Act, or (ii) is certified to receive Rail-  
12 road Retirement Disability benefits under the federal railroad Retire-  
13 ment Act, or (iii) has received a certificate from the state commission  
14 for the blind and visually handicapped stating that such person is  
15 legally blind, or (iv) is certified to receive a United States Postal  
16 Service disability pension, OR (V) IS CERTIFIED TO RECEIVE A UNITED  
17 STATES DEPARTMENT OF VETERANS AFFAIRS DISABILITY PENSION PURSUANT TO 38  
18 U.S.C. S1521.

19 An award letter from the Social Security Administration or the Rail-  
20 road Retirement Board, or a certificate from the state commission for  
21 the blind and visually handicapped, or an award letter from the United

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

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1 States Postal Service, OR AN AWARD LETTER FROM THE UNITED STATES DEPART-  
2 MENT OF VETERANS AFFAIRS shall be submitted as proof of disability.  
3 S 2. This act shall take effect on the ninetieth day after it shall  
4 have become a law.