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2011-2012 Regular Sessions

IN ASSEMBLY

January 27, 2011

Introduced by M. of A. ENGLEBRIGHT -- read once and referred to the Committee on Aging

AN ACT to amend the real property tax law, in relation to increasing maximum income eligibility levels for real property tax exemptions for seniors

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

Section 1. Paragraphs (c) and (d) of subdivision 1 of section 467 of the real property tax law are relettered paragraphs (g) and (h) and four new paragraphs (c), (d), (e) and (f) are added to read as follows:

(C) ON AND AFTER JULY FIRST, TWO THOUSAND TWELVE, (1) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (A) OF THIS SUBDIVISION MAY BE AMENDED, OR A LOCAL LAW, ORDINANCE OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPORATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS M), TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

11 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION

13 MORE THAN (M) BUT

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14 LESS THAN (M+ \$1,250) 45 PER CENTUM

15 (M+ \$1,250 OR MORE) BUT

16 LESS THAN (M+ \$2,500) 40 PER CENTUM

17 (M+ \$2,500 OR MORE) BUT

18 LESS THAN (M+ \$3,750) 35 PER CENTUM

19 (M+ \$3,750 OR MORE) BUT

20 LESS THAN (M+ \$4,875) 30 PER CENTUM

21 (M+ \$4,875 OR MORE) BUT

22 LESS THAN (M+ \$6,000) 25 PER CENTUM

23 (M+ \$6,000 OR MORE) BUT

24 LESS THAN (M+ \$7,125) 20 PER CENTUM

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

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(2) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-AGRAPH ONE OF THIS PARAGRAPH MAY BE AMENDED, OR A LOCAL LAW, ORDINANCE OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPORATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN THE HERE-INBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH SUBPAR-AGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

ANNUAL INCOME

PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION

10 (M+ \$7,125 OR MORE) BUT 11 LESS THAN (M+ \$8,250) 15 PER CENTUM 12 (M+ \$8,250 OR MORE) BUT 13 LESS THAN (M+ \$9,375) 10 PER CENTUM

- (3) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-15 AGRAPHS ONE AND TWO OF THIS PARAGRAPH MAY BE AMENDED, OR A LOCAL LAW, 16 ORDINANCE OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPO-17 18 RATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN 19 THE HEREINBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH 20 SUBPARAGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:
- PERCENTAGE ASSESSED VALUATION 21 ANNUAL INCOME 22 EXEMPT FROM TAXATION
- 23 (M+ \$9,375 OR MORE)
- 24 BUT LESS THAN (M+ \$10,500) 5 PER CENTUM

(D) ON AND AFTER JULY FIRST, TWO THOUSAND THIRTEEN, (1) ANY LOCAL LAW, 26 ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (A) OF THIS SUBDI-VISION MAY BE AMENDED, OR A LOCAL LAW, ORDINANCE OR RESOLUTION MAY BE 28 ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPORATION AS PROVIDED IN SUBDIVI-

SION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS

M), TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

32 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 33 EXEMPT FROM TAXATION

MORE THAN (M) BUT LESS THAN (M+ \$1,500) (M+ \$1,500 OR MORE) BUT 34 MORE THAN (M) BUT 45 PER CENTUM

40 PER CENTUM

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LESS THAN (M+ \$3,000)

(M+ \$3,000 OR MORE) BUT

LESS THAN (M+ \$4,500)

(M+ \$4,500 OR MORE) BUT

LESS THAN (M+ \$5,850)

(M+ \$5,850 OR MORE) BUT

LESS THAN (M+ \$7,200)

(M+ \$7,200 OR MORE) BUT

LESS THAN (M+ \$8,550)

20 PER CENTUM 41

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45 LESS THAN (M+ \$8,550)

46 (2) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-47 AGRAPH ONE OF THIS PARAGRAPH MAY BE AMENDED, OR A LOCAL LAW, ORDINANCE 48 OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO INCREASE A. 3740 3

THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPORATION AS

- PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN THE HERE-
- INBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH SUBPAR-
- AGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

5 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 6 EXEMPT FROM TAXATION

(M+ \$8,550 OR MORE) BUT 7

15 PER CENTUM LESS THAN (M+ \$9,900)

(M+ \$9,900 OR MORE) BUT

LESS THAN (M+ \$11,250) 10 10 PER CENTUM

(3) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-11

- AGRAPHS ONE AND TWO OF THIS PARAGRAPH MAY BE AMENDED, OR A LOCAL LAW, 12
- 13 ORDINANCE OR RESOLUTION MAY BE ADOPTED TO PROVIDE AN EXEMPTION SO AS
- INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPO-
- 15 RATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN
- THE HEREINBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH 16
- SUBPARAGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE: 17
- 18 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION
- EXEMPT FROM TAXATION 19
- 20 (M+ \$11,250 OR MORE)
- 21 BUT LESS THAN (M+ \$12,600) 5 PER CENTUM
- 22 (E) ON AND AFTER JULY FIRST, TWO THOUSAND FOURTEEN, (1) ANY LOCAL LAW,
- 23 ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (A) OF THIS SUBDI-
- 24 VISION MAY BE AMENDED, OR A LOCAL LAW, ORDINANCE OR RESOLUTION MAY BE
- ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO INCREASE THE MAXIMUM INCOME
- ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPORATION AS PROVIDED IN SUBDIVI-
- SION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS
- M), TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:
- 29 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION
- 30 EXEMPT FROM TAXATION
- MORE THAN (M) BUT 31
- LESS THAN (M+ \$1,750) 45 PER CENTUM
- 33 (M+ \$1,750 OR MORE) BUT
- LESS THAN (M+ \$3,500) 40 PER CENTUM
- (M+ \$3,500 OR MORE) BUT 35
- LESS THAN (M+ \$5,250) 35 PER CENTUM 36
- 37 (M+ \$5,250 OR MORE) BUT
- 38 LESS THAN (M+ \$6,825) 30 PER CENTUM
- 39 (M+ \$6,825 OR MORE) BUT
- LESS THAN (M+ \$8,400) 25 PER CENTUM
- 41 (M+ \$8,400 OR MORE) BUT
- 42 LESS THAN (M+ \$9,975) 20 PER CENTUM
- (2) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-43
- AGRAPH ONE OF THIS PARAGRAPH MAY BE AMENDED, OR A LOCAL LAW, ORDINANCE 44
- 45 OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO
- MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPORATION AS
- PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN THE HERE-

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INBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH SUBPAR-AGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

ANNUAL INCOME PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION (M+ \$9,975 OR MORE) BUT LESS THAN (M+ \$11,550) 15 PER CENTUM

(M+ \$11,550 OR MORE) BUT

LESS THAN (M+ \$13,125) 10 PER CENTUM

(3) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-AGRAPHS ONE AND TWO OF THIS PARAGRAPH MAY BE AMENDED, OR A LOCAL LAW, 10 ORDINANCE OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO 11 INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPO-RATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH SUBPARAGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

16 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION 17

(M+ \$13,125 OR MORE) 18

BUT LESS THAN (M+ \$14,700) 5 PER CENTUM

(F) ON AND AFTER JULY FIRST, TWO THOUSAND FIFTEEN, (1) ANY LOCAL LAW, 20 21 ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (A) OF THIS SUBDI-VISION MAY BE AMENDED, OR A LOCAL LAW, ORDINANCE OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO INCREASE THE MAXIMUM INCOME 23 ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPORATION AS PROVIDED IN SUBDIVI-SION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS

M), TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

27 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 28 EXEMPT FROM TAXATION

29 MORE THAN (M) BUT

MORE THAN (M) BUT LESS THAN (M+ \$2,000) LESS THAN (M+ \$2,000) 45 PER CENTUM (M+ \$2,000 OR MORE) BUT 30

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34 LESS THAN (M+ \$6,000)

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(2) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-41 42 AGRAPH ONE OF THIS PARAGRAPH MAY BE AMENDED, OR A LOCAL LAW, ORDINANCE OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPORATION AS 44 PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN THE HERE-INBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH SUBPAR-AGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

48 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 49 EXEMPT FROM TAXATION 50 (M+ \$11,400 OR MORE) BUT

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1 LESS THAN (M+ \$13,200) 15 PER CENTUM 2 (M+ \$13,200 OR MORE) BUT

3 LESS THAN (M+ \$15,000)

4 (3) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR5 AGRAPHS ONE AND TWO OF THIS PARAGRAPH MAY BE AMENDED, OR A LOCAL LAW,
6 ORDINANCE OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO
7 INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPO8 RATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN
9 THE HEREINBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH

10 SUBPARAGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

11 ANNUAL INCOME

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PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION

10 PER CENTUM

13 (M+ \$15,000 OR MORE) BUT

14 LESS THAN (M+ \$16,800) 5 PER CENTUM

15 S 2. This act shall take effect immediately.