3740--A

2011-2012 Regular Sessions

IN ASSEMBLY

January 27, 2011

Introduced by M. of A. ENGLEBRIGHT -- read once and referred to the Committee on Aging -- recommitted to the Committee on Aging in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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 THIRTEEN, (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

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

11 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION

13 MORE THAN (M) BUT

5

78

9

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

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

LBD04956-03-2

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

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

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

(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 7 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 11

12 EXEMPT FROM TAXATION

13 (M+ \$7,125 OR MORE) BUT

14

15

10 PER CENTUM

17 (3) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-18 AGRAPHS ONE AND TWO 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 CORPO-20

RATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN 21

THE HEREINBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH

SUBPARAGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

24 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 25 EXEMPT FROM TAXATION

(M+ \$9,375 OR MORE) 26

BUT LESS THAN (M+ \$10,500) 5 PER CENTUM 27

(D) ON AND AFTER JULY FIRST, TWO THOUSAND FOURTEEN, (1) ANY LOCAL LAW, 28 ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (A) OF THIS SUBDI-29 30 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 31

32 ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPORATION AS PROVIDED IN SUBDIVI-

SION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS 33 34 M), TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

35 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 36 EXEMPT FROM TAXATION

MORE THAN (M) BUT
LESS THAN (M+ \$1,500) 37 45 PER CENTUM

38

39 40 PER CENTUM

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

35 PER CENTUM

30 PER CENTUM

40 LESS THAN (M+ \$3,000) 41 (M+ \$3,000 OR MORE) BUT 42 LESS THAN (M+ \$4,500) 43 (M+ \$4,500 OR MORE) BUT 44 LESS THAN (M+ \$5,850) 45 (M+ \$5,850 OR MORE) BUT 46 LESS THAN (M+ \$7,200) 47 (M+ \$7,200 OR MORE) BUT 48 LESS THAN (M+ \$8,550) 25 PER CENTUM

20 PER CENTUM

(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 9 EXEMPT FROM TAXATION 10 (M+ \$8,550 OR MORE) BUT 15 PER CENTUM LESS THAN (M+ \$9,900) 11 (M+ \$9,900 OR MORE) BUT 13 LESS THAN (M+ \$11,250) 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, ORDINANCE OR RESOLUTION MAY BE ADOPTED TO PROVIDE AN EXEMPTION SO AS TO 16 INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPO-17 18 RATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH 19 SUBPARAGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE: 20 ANNUAL INCOME 21 PERCENTAGE ASSESSED VALUATION

23 (M+ \$11,250 OR MORE)

22

24 BUT LESS THAN (M+ \$12,600)

5 PER CENTUM

EXEMPT FROM TAXATION

(E) ON AND AFTER JULY FIRST, TWO THOUSAND FIFTEEN, (1) ANY LOCAL LAW, 25 ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (A) OF THIS SUBDI-27 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-29 SION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS M), TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

PERCENTAGE ASSESSED VALUATION 32 ANNUAL INCOME 33 EXEMPT FROM TAXATION 34 MORE THAN (M) BUT LESS THAN (M+ \$1,750) 45 PER CENTUM (M+ \$1,750 OR MORE) BUT 36 LESS THAN (M+ \$3,500) 37 40 PER CENTUM 38 (M+ \$3,500 OR MORE) BUT 39 LESS THAN (M+ \$5,250) 35 PER CENTUM 40 (M+ \$5,250 OR MORE) BUT 30 PER CENTUM LESS THAN (M+ \$6,825) 42 (M+ \$6,825 OR MORE) BUT 25 PER CENTUM 43 LESS THAN (M+ \$8,400) (M+ \$8,400 OR MORE) BUT

44

45 LESS THAN (M+ \$9,975) 20 PER CENTUM

(2) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-AGRAPH ONE OF THIS PARAGRAPH MAY BE AMENDED, OR A LOCAL LAW, ORDINANCE 47

A. 3740--A

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 7

- 15 PER CENTUM
- 10
- (M+ \$9,975 OR MORE) BUT LESS THAN (M+ \$11,550) (M+ \$11,550 OR MORE) BUT LESS THAN (M+ \$13,125) 11 10 PER CENTUM
- 12 (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,
- ORDINANCE OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO 14
- INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPO-15
- RATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN
- 17 THE HEREINBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH
- SUBPARAGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE: 18
- 19 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 20 EXEMPT FROM TAXATION
- 21
- (M+ \$13,125 OR MORE)
 BUT LESS THAN (M+ \$14,700)
 5 PER CENTUM 22
- 23 (F) ON AND AFTER JULY FIRST, TWO THOUSAND SIXTEEN, (1) ANY LOCAL LAW, 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 26 ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPORATION AS PROVIDED IN SUBDIVI-
- 27 28 SION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS
- 29 M), TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:
- 30 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 31 EXEMPT FROM TAXATION
- 32 MORE THAN (M) BUT
- 34
- 35
- 36
- 37
- 38
- 39
- 41
- 43 LESS THAN (M+ \$11,400)
- 44 (2) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-45 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 47
- PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN THE HERE-
- 49 INBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH SUBPAR-
- 50 AGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

A. 3740--A 5

1 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION 3 (M+ \$11,400 OR MORE) BUT

A TECC TIAN (M. 612 200)

4 LESS THAN (M+ \$13,200) 15 PER CENTUM 5 (M+ \$13,200 OR MORE) BUT

6 LESS THAN (M+ \$15,000) 10 PER CENTUM

7 (3) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-8 AGRAPHS ONE AND TWO OF THIS PARAGRAPH MAY BE AMENDED, OR A LOCAL LAW, 9 ORDINANCE OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPO-11 RATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH

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

14 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION

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

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

18 S 2. This act shall take effect immediately.