

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

473--A

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

Introduced by M. of A. DINOWITZ, JACOBS, BING, BENEDETTO, GOTTFRIED, ROSENTHAL, ABBATE, PHEFFER, MAISEL, COOK, ROBINSON, PERRY, CRESPO, MENG, CASTRO, J. RIVERA, GIBSON, WRIGHT, BOYLAND, MILLMAN, N. RIVERA, BARRON, TOWNS -- Multi-Sponsored by -- M. of A. DenDEKKER, FARRELL, GLICK, HEASTIE, HEVESI, V. LOPEZ, MARKEY, McDONOUGH, M. MILLER, NOLAN, OAKS, SALADINO, TITONE -- read once and referred to the Committee on Aging -- 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 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-

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

LBD03320-02-1

1 TRATIVE AGENCY SHALL SEND A NOTICE OF REQUIRED RENEWAL TO EACH HEAD OF
2 HOUSEHOLD CURRENTLY RECEIVING AN EXEMPTION UNDER THIS SECTION VIA UNITED
3 STATES POSTAL SERVICE TO THEIR PRIMARY RESIDENCE NO LESS THAN THIRTY
4 DAYS PRIOR TO THE APPLICATION RENEWAL DATE.

5 S 2. Subdivision 4 of section 467-b of the real property tax law, as
6 added by chapter 689 of the laws of 1972, is amended to read as follows:

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

24 S 3. This act shall take effect ninety days after it shall have become
25 a law; provided that the amendments to section 467-b of the real proper-
26 ty tax law made by section one of this act shall be subject to the expi-
27 ration and reversion of such section pursuant to section 17 of chapter
28 576 of the laws of 1974, as amended, when upon such date the provisions
29 of section two of this act shall take effect.