2212--A

2011-2012 Regular Sessions

IN SENATE

January 18, 2011

Introduced by Sens. GOLDEN, AVELLA, DeFRANCISCO, FUSCHILLO, GRIFFO, JOHNSON, KENNEDY, LARKIN, LIBOUS, RANZENHOFER, SALAND, YOUNG -- read twice and ordered printed, and when printed to be committed to the Committee on Aging -- recommitted to the Committee on Aging in accordance with Senate Rule 6, sec. 8 -- 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 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

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

LBD04956-04-2

S. 2212--A 2 (M+ \$4,875 OR MORE) BUT 25 PER CENTUM LESS THAN (M+ \$6,000) (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 7 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-9 10 INBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH SUBPAR-AGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE: 12 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 13 EXEMPT FROM TAXATION (M+ \$7,125 OR MORE) BUT LESS THAN (M+ \$8,250) (M+ \$8,250 OR MORE) BUT 14 15 LESS THAN (M+ \$8,250) 15 PER CENTUM (M+ \$8,250 OR MORE) BUT 16 17 LESS THAN (M+ \$9,375) 10 PER CENTUM 18 (3) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-19 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 20 INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPO-21 22 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: 25 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 26 EXEMPT FROM TAXATION 27 (M+ \$9,375 OR MORE) BUT LESS THAN (M+ \$10,500) 5 PER CENTUM 28 29 (D) ON AND AFTER JULY FIRST, TWO THOUSAND FOURTEEN, (1) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (A) OF THIS SUBDI-30 31 VISION MAY BE AMENDED, OR A LOCAL LAW, ORDINANCE OR RESOLUTION MAY BE 32 ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO INCREASE THE MAXIMUM INCOME 33 ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPORATION AS PROVIDED IN SUBDIVI-34 SION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS M), TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE: 36 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 37 EXEMPT FROM TAXATION LESS THAN (M+ \$1,500) (M+ \$1,500 OR ---38 45 PER CENTUM 39 (M+ \$1,500 OR MORE) BUT 40 40 PER CENTUM 41 LESS THAN (M+ \$3,000) 35 PER CENTUM
30 PER CENTUM
25 PER CENTUM 42 (M+ \$3,000 OR MORE) BUT 43 LESS THAN (M+ \$4,500) (M+ \$4,500 OR MORE) BUT 44

LESS THAN (M+ \$5,850)

(M+ \$5,850 OR MORE) BUT 47 LESS THAN (M+ \$7,200)

45 46

(M+ \$8,400 OR MORE) BUT

LESS THAN (M+ \$9,975)

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(M+ \$7,200 OR MORE) BUT LESS THAN (M+ \$8,550) 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 7 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 10 PERCENTAGE ASSESSED VALUATION 11 EXEMPT FROM TAXATION 12 (M+ \$8,550 OR MORE) BUT 15 PER CENTUM 13 LESS THAN (M+ \$9,900) (M+ \$9,900 OR MORE) BUT 15 LESS THAN (M+ \$11,250) 10 PER CENTUM 16 (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, 17 18 ORDINANCE OR RESOLUTION MAY BE ADOPTED TO PROVIDE AN EXEMPTION SO AS TO INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPO-19 20 RATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH 21 SUBPARAGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE: 22 23 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 24 EXEMPT FROM TAXATION (M+ \$11,250 OR MORE) BUT LESS THAN (M+ \$12,600) 5 PER CENTUM 26 2.7 (E) ON AND AFTER JULY FIRST, TWO THOUSAND FIFTEEN, (1) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (A) OF THIS SUBDI-28 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-31 SION THREE OF THIS SECTION (REPRESENTED IN THE HEREINBELOW SCHEDULE AS M), TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE: 34 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 35 EXEMPT FROM TAXATION 36 MORE THAN (M) BUT LESS THAN (M+ \$1,750) 45 PER CENTUM 38 (M+ \$1,750 OR MORE) BUT LESS THAN (M+ \$3,500) 40 PER CENTUM (M+ \$3,500 OR MORE) BUT 40 41 LESS THAN (M+ \$5,250) 35 PER CENTUM 42 (M+ \$5,250 OR MORE) BUT 43 LESS THAN (M+ \$6,825) 30 PER CENTUM 44 (M+ \$6,825 OR MORE) BUT LESS THAN (M+ \$8,400) 25 PER CENTUM 45

20 PER CENTUM

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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:

PERCENTAGE ASSESSED VALUATION ANNUAL INCOME ANNUAL INCOME

EXEMPT FROM

(M+ \$9,975 OR MORE) BUT

LESS THAN (M+ \$11,550)

15 PER CENTUM 9 EXEMPT FROM TAXATION 10 11

(M+ \$11,550 OR MORE) BUT LESS THAN (M+ \$13,125)

13 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, 15 ORDINANCE OR RESOLUTION MAY BE ADOPTED, TO PROVIDE AN EXEMPTION SO AS TO 17 INCREASE THE MAXIMUM INCOME ELIGIBILITY LEVEL OF SUCH MUNICIPAL CORPO-RATION AS PROVIDED IN SUBDIVISION THREE OF THIS SECTION (REPRESENTED IN 18 THE HEREINBELOW SCHEDULE AS M), AND AS INCREASED AS PROVIDED FOR IN SUCH 19 SUBPARAGRAPH ONE TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE:

21 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 22 EXEMPT FROM TAXATION (M+ \$13,125 OR MORE) 23

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

25 (F) ON AND AFTER JULY FIRST, TWO THOUSAND SIXTEEN, (1) ANY LOCAL LAW, 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 30 M), TO THE EXTENT PROVIDED IN THE FOLLOWING SCHEDULE: 31

32 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION 33 EXEMPT FROM TAXATION

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(2) ANY LOCAL LAW, ORDINANCE OR RESOLUTION ADOPTED PURSUANT TO SUBPAR-46 47 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 48 49 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

5 (M+ \$11,400 OR MORE) BUT

LESS THAN (M+ \$13,200) 15 PER CENTUM

7 (M+ \$13,200 OR MORE) BUT

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

12 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: 15

16 ANNUAL INCOME PERCENTAGE ASSESSED VALUATION

17 EXEMPT FROM TAXATION

18

(M+ \$15,000 OR MORE) BUT LESS THAN (M+ \$16,800) 5 PER CENTUM

20 S 2. This act shall take effect immediately.