

6592

I N S E N A T E

March 1, 2012

Introduced by Sen. GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Aging

AN ACT to amend the real property tax law, in relation to outreach, status and time limits relating to the tax abatement program for rent-controlled and rent-regulated property occupied by senior citizens or persons with disabilities

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

1 Section 1. Section 467-b of the real property tax law is amended by
2 adding three new subdivisions 10, 11 and 12 to read as follows:
3 10. AN ENTITY THAT ADMINISTERS THE TAX ABATEMENT PROGRAM PURSUANT TO
4 THIS SECTION SHALL IMPLEMENT AND ADMINISTER A PROGRAM THAT DEVELOPS
5 OUTREACH INITIATIVES TO IDENTIFY INDIVIDUALS WHO MEET THE ELIGIBILITY
6 CRITERIA FOR THE TAX ABATEMENT PROGRAM WHO ARE NOT PARTICIPATING IN THE
7 PROGRAM AND ENSURE THAT THEY HAVE INFORMATION REGARDING THE TAX ABATE-
8 MENT PROGRAM. SUCH OUTREACH PROGRAM MAY INCLUDE, BUT SHALL NOT BE
9 LIMITED TO, MAILINGS, ADVERTISEMENTS, PUBLIC SERVICE ANNOUNCEMENTS,
10 LITERATURE DISSEMINATION, INTERNET TECHNOLOGY, SOCIAL MEDIA, COMMUNITY
11 OUTREACH, AND PARTNERSHIPS WITH OTHER MUNICIPAL ENTITIES AND AGENCIES.
12 AN ENTITY THAT ADMINISTERS THE TAX ABATEMENT PROGRAM MAY CONSULT WITH
13 ANY OTHER PERSON OR ENTITY DEEMED PERTINENT TO DEVELOP THE OUTREACH
14 INITIATIVE.
15 11. ANY MUNICIPALITY THAT ADOPTS A LOCAL LAW, RESOLUTION, OR ORDINANCE
16 PURSUANT TO SUBDIVISION TWO OF THIS SECTION SHALL DEVELOP A PROGRAM TO
17 ALLOW APPLICANTS AND PARTICIPANTS TO ASCERTAIN THE STATUS OF ANY TAX
18 ABATEMENT OR THE STATUS OF ANY FORM THAT HAS BEEN FILED BY SUCH APPLI-
19 CANT OR PARTICIPANT ON THE APPLICANT OR PARTICIPANT'S BEHALF PURSUANT TO
20 THIS SECTION. SUCH PROGRAM SHALL INCLUDE PROVISIONS TO ENSURE THAT
21 APPLICANTS AND PARTICIPANTS WHOSE PRIMARY LANGUAGE IS NOT ENGLISH, WHO
22 MAY HAVE COMMUNICATION RESTRICTIONS DUE TO PARTIAL OR TOTAL BLINDNESS,
23 DEAFNESS, SPEECH IMPEDIMENT, OR COGNITIVE IMPAIRMENT, AND/OR WHO LACK
24 ACCESS TO THE INTERNET MAY ASCERTAIN SUCH STATUS.
25 12. A. WITHIN THREE DAYS OF RECEIVING ANY FORM FOR APPLICATION,
26 RENEWAL, OR ADJUSTMENT OF ABATEMENT FOR THE TAX ABATEMENT PROGRAM, A

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

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1 LETTER ACKNOWLEDGING RECEIPT OF SUCH FORM SHALL BE SENT TO THE APPLI-
2 CANT. SUCH LETTER SHALL INCLUDE THE DATE THE FORM WAS RECEIVED.

3 B. WITHIN THIRTY DAYS OF THE RECEIPT OF AN APPLICATION OR RENEWAL
4 APPLICATION FROM AN APPLICANT, THE ENTITY THAT ADMINISTERS THE TAX
5 ABATEMENT PROGRAM SHALL APPROVE THE APPLICATION OR RENEWAL APPLICATION
6 FOR THE TAX ABATEMENT PROGRAM, DENY THE APPLICATION OR RENEWAL APPLICA-
7 TION FOR THE TAX ABATEMENT PROGRAM, OR REQUEST FURTHER INFORMATION OR
8 DOCUMENTATION FROM THE APPLICANT. IF A REQUEST IS MADE FOR FURTHER
9 INFORMATION OR DOCUMENTATION, THE ENTITY THAT ADMINISTERS THE TAX ABATE-
10 MENT PROGRAM SHALL HAVE FIFTEEN DAYS AFTER SUCH INFORMATION OR DOCUMEN-
11 TATION REQUESTED IS RECEIVED BY THE ENTITY TO EITHER APPROVE OR DENY THE
12 APPLICATION OR RENEWAL APPLICATION.

13 C. WITHIN THIRTY DAYS OF ANY FORM OTHER THAN AN APPLICATION OR RENEWAL
14 APPLICATION FORM FROM AN APPLICANT, THE ENTITY THAT ADMINISTERS THE
15 PROGRAM SHALL ACT ON SUCH FORM.

16 D. WITHIN THREE DAYS OF APPROVING OR REJECTING AN APPLICATION OR
17 RENEWAL APPLICATION PURSUANT TO PARAGRAPH B OF THIS SUBDIVISION OR
18 ACTING UPON ANY OTHER FORM PURSUANT TO PARAGRAPH C OF THIS SUBDIVISION,
19 A WRITTEN NOTIFICATION SHALL BE SENT TO THE INDIVIDUAL WHO MADE SUCH
20 APPLICATION OR RENEWAL APPLICATION OR SENT SUCH FORM. SUCH WRITTEN
21 NOTIFICATION SHALL INCLUDE THE ACTION TAKEN BY THE ENTITY ADMINISTERING
22 THE TAX ABATEMENT PROGRAM, THE DATE SUCH ACTION WAS TAKEN, WHAT RECOURSE
23 IS AVAILABLE SHOULD THE INDIVIDUAL BE DISSATISFIED WITH SUCH ACTION, AND
24 HOW TO PURSUE THE RECOURSE AVAILABLE.

25 S 2. This act shall take effect immediately, provided, however, that
26 the amendments to section 467-b of the real property tax law made by
27 section one of this act shall not affect the expiration of such section
28 and shall be deemed to expire therewith.