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2011-2012 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 5, 2011

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Introduced by M. of A. GUNTHER, COLTON, PERRY -- Multi-Sponsored by --  
M. of A. BOYLAND, COOK, HOOPER, LATIMER, PHEFFER, SWEENEY, TITUS --  
read once and referred to the Committee on Real Property Taxation

AN ACT to amend the real property tax law, in relation to the limitation  
of taxation on certain seniors

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

1     Section 1. The real property tax law is amended by adding a new  
2     section 496 to read as follows:  
3     S 496. LIMITATION OF TAXATION ON CERTAIN SENIORS. 1. THE AMOUNT OF  
4     TAXES PAID ON REAL PROPERTY BY QUALIFIED SENIORS IN SUBSEQUENT YEARS,  
5     INCLUDING SCHOOL TAXES, SHALL NOT EXCEED THE AMOUNT PAID BY SUCH INDIVIDUAL  
6     IN THE YEAR IN WHICH HE OR SHE TURNS SEVENTY YEARS OF AGE.  
7     2. FOR PURPOSES OF THIS SECTION, A QUALIFIED SENIOR IS AN INDIVIDUAL  
8     WHO IS:  
9     A. THE OWNER OF THE SUBJECT PROPERTY; AND  
10    B. RESIDES AT THE PROPERTY FOR AT LEAST TWO HUNDRED SEVENTY-FOUR DAYS  
11    IN ANY GIVEN YEAR; AND  
12    C. IS AT LEAST SEVENTY YEARS OF AGE.  
13    S 2. This act shall take effect immediately and shall apply to all  
14    real property tax assessments occurring on or after such effective date.

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

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