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

16--A

2013-2014 Regular Sessions

I N S E N A T E

(PREFILED)

January 9, 2013

Introduced by Sens. DIAZ, HOYLMAN, KRUEGER, SAMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Aging -- reported favorably from said committee and committed to the Committee on Finance -- 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:

Section 1. Subdivision 4 of section 467-b of the real property tax law, as amended by chapter 651 of the laws of 1988, is amended to read as follows:

4. The head of the household must apply every two years to the appropriate rent control agency or administrative agency for a tax abatement certificate on a form prescribed by said agency. A tax abatement certificate setting forth an amount not in excess of the increase in maximum rent or legal regulated rent for the taxable period or such other amount as shall be determined under subdivision three of this section shall be issued by said agency to each head of the household who is found to be eligible under this section on or before the last date prescribed by law for the payment of the taxes or the first installment thereof of any municipal corporation which has granted an abatement of taxes. Copies of such certificate shall be issued to the owner of the real property containing the dwelling unit of the head of the household and to the collecting officer charged with the duty of collecting the taxes of each municipal corporation which has granted the abatement of taxes authorized by this section. THE APPROPRIATE RENT CONTROL AGENCY OR ADMINISTRATIVE AGENCY SHALL SEND A NOTICE OF REQUIRED RENEWAL TO EACH HEAD OF HOUSEHOLD CURRENTLY RECEIVING AN EXEMPTION UNDER THIS SECTION VIA UNITED

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

LBD00932-02-3

STATES POSTAL SERVICE TO THEIR PRIMARY RESIDENCE NO LESS THAN THIRTY DAYS PRIOR TO THE APPLICATION RENEWAL DATE.

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

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

S 3. Subdivision 4 of section 467-c of the real property tax law, as added by chapter 208 of the laws of 1975, is amended to read as follows:

4. Any such local law or ordinance may provide that the eligible head of the household shall apply annually to the supervising agency for a rent increase exemption order/tax abatement certificate on a form to be prescribed and made available by the supervising agency. The supervising agency shall approve or disapprove applications and, if it approves, shall issue a rent increase exemption order/tax abatement certificate. Copies of such order/certificate shall be issued to the housing company managing the dwelling unit of the eligible head of the household, to the eligible head of the household and to the collecting officer charged with the duty of collecting the taxes of the municipality. THE APPROPRIATE SUPERVISING AGENCY SHALL SEND A NOTICE OF REQUIRED RENEWAL TO EACH HEAD OF HOUSEHOLD CURRENTLY RECEIVING AN EXEMPTION UNDER THIS SECTION VIA UNITED STATES POSTAL SERVICE TO THEIR PRIMARY RESIDENCE NO LESS THAN THIRTY DAYS PRIOR TO THE APPLICATION RENEWAL DATE.

S 4. This act shall take effect on the ninetieth day after it shall have become a law; provided that the amendments to section 467-b of the real property tax law made by section one of this act shall be subject to the expiration and reversion of such section pursuant to section 17 of chapter 576 of the laws of 1974, as amended, when upon such date the provisions of section two of this act shall take effect.