

465

2015-2016 Regular Sessions

I N   S E N A T E

(PREFILED)

January 7, 2015

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Introduced by Sen. DIAZ -- 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 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-  
19    TRATIVE AGENCY SHALL SEND A NOTICE OF REQUIRED RENEWAL TO EACH HEAD OF  
20    HOUSEHOLD CURRENTLY RECEIVING AN EXEMPTION UNDER THIS SECTION VIA UNITED  
21    STATES POSTAL SERVICE TO THEIR PRIMARY RESIDENCE NO LESS THAN THIRTY  
22    DAYS PRIOR TO THE APPLICATION RENEWAL DATE.  
23    S 2. Subdivision 4 of section 467-b of the real property tax law, as  
24    added by chapter 689 of the laws of 1972, is amended to read as follows:

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

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

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

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

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