

8103

2015-2016 Regular Sessions

I N   A S S E M B L Y

June 9, 2015

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Introduced by M. of A. ZEBROWSKI -- read once and referred to the  
Committee on Real Property Taxation

AN ACT to amend the real property tax law, in relation to authorizing  
municipalities to add unpaid housing code violation penalties, costs  
and fines to the municipality's annual tax levy

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

- 1     Section 1. The real property tax law is amended by adding a new  
2     section 901 to read as follows:  
3     S 901. COLLECTION OF UNPAID HOUSING CODE VIOLATION PENALTIES; LEVY. 1.  
4     NOTWITHSTANDING ANY OTHER PROVISIONS OF ANY GENERAL, SPECIAL, OR LOCAL  
5     LAW, CODE OR CHARTER, A MUNICIPALITY, EXCEPT THOSE HAVING A POPULATION  
6     OF ONE MILLION OR MORE, MAY COLLECT ANY UNPAID HOUSING CODE VIOLATION  
7     PENALTIES, COSTS AND FINES THROUGH PLACEMENT BY THE OFFICIAL AUTHORIZED  
8     TO ADMINISTER A MUNICIPALITY'S ANNUAL TAX LEVY.  
9     2. IN ORDER TO BE ELIGIBLE FOR PLACEMENT ON A MUNICIPALITY'S ANNUAL  
10    TAX LEVY SUCH UNPAID HOUSING CODE VIOLATION PENALTIES, COSTS AND FINES  
11    SHALL HAVE BEEN ADJUDICATED AND IMPOSED THROUGH A JUDGMENT IN A COURT OF  
12    COMPETENT JURISDICTION ON AN OWNER OF REAL PROPERTY WITHIN THE MUNICI-  
13    PALITY AND HAVE REMAINED UNPAID FOR ONE YEAR PRECEDING THE PLACEMENT ON  
14    THE MUNICIPALITY'S TAX LEVY.  
15    3. SUCH HOUSING CODE VIOLATION PENALTY, COST OR FINE SHALL BE SET DOWN  
16    IN THE ANNUAL TAX LEVY UNDER THE HEADING UNCOLLECTED FINES AND PENALTIES  
17    AND SHALL BE LEVIED, ENFORCED AND COLLECTED IN THE SAME MANNER, BY THE  
18    SAME PROCEEDINGS, AT THE SAME TIME, UNDER THE SAME PENALTIES AND HAVING  
19    THE SAME LIEN UPON THE PROPERTY ASSESSED AS THE GENERAL MUNICIPAL TAX  
20    AND AS A PART THEREOF.  
21    S 2. This act shall take effect immediately.

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

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