

7981

I N   S E N A T E

June 2, 2016

---

Introduced by Sen. MARTINS -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government

AN ACT authorizing the village of Plandome Manor to enter into a contract to sell some or all of the delinquent tax liens held by such municipality to a private party; and providing for the repeal of such provisions upon expiration thereof

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

1     Section 1. Notwithstanding any provision of any general, special or  
2     local law to the contrary, the village of Plandome Manor may enter into  
3     a contract to sell some or all of the delinquent tax liens held by it to  
4     a private party, subject to the following conditions:  
5     (a) The consideration to be paid for a sale of the delinquent tax  
6     liens held by it may be more or less than the face amount of the tax  
7     liens sold.  
8     (b) Property owners shall be given at least 30 days advance notice of  
9     such sale in the same form and manner as is provided by subdivision 2 of  
10    section 1190 of the real property tax law. Failure to provide such  
11    notice or the failure of the addressee to receive the same shall not in  
12    any way affect the validity of any sale of a tax lien or tax liens or  
13    the validity of the taxes or interest prescribed by law with respect  
14    thereto.  
15    (c) The sale of a tax lien pursuant to this act shall not operate to  
16    shorten the otherwise applicable redemption period or change the other-  
17    wise applicable interest rate.  
18    (d) Upon the expiration of the redemption period prescribed by law,  
19    the purchaser of a delinquent tax lien, or its successors or assigns,  
20    may foreclose the lien as in an action to foreclose a mortgage as  
21    provided in section 1194 of the real property tax law. The procedure in  
22    such action shall be the procedure prescribed by article 13 of the real  
23    property actions and proceedings law for the foreclosure of mortgages.  
24    At any time following the commencement of an action to foreclose a lien,  
25    the amount required to redeem the lien, or the amount received upon sale

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

LBD15730-01-6

1 of a property, shall include reasonable and necessary collection costs,  
2 attorneys' fees, legal costs, allowances, and disbursements.

3 (e) The provisions of title 5 of article 11 of the real property tax  
4 law shall apply so far as is practicable to a contract for the sale of  
5 tax liens pursuant to this act.

6 S 2. This act shall take effect immediately and shall expire December  
7 31, 2019 when upon such date the provisions of this act shall be deemed  
8 repealed.