STATE OF NEW YORK

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2759

2017-2018 Regular Sessions

IN ASSEMBLY

January 23, 2017
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Introduced by M. of A. BUTLER -- Multi-Sponsored by -- M. of A. OAKS --
  read once and referred to the Committee on Veterans' Affairs

AN ACT to amend the real property tax law, in relation to veteran occu-
  pied primary residences owned by a limited liability company

  **The People of the State of New York, represented in Senate and Assem-
  bly, do enact as follows:**

 1   Section 1. Section 458 of the real property tax law is amended by
 2 adding a new subdivision 11 to read as follows:
 3   **11. Notwithstanding any other provision of law to the contrary, the**
 4 **provisions of this section shall apply to any real property owned by a**
 5 **limited liability company, as defined by subdivision (m) of section one**
 6 **hundred two of the limited liability company law, if such limited**
 7 **liability company is owned by such person or persons to whom the**
 8 **exemption would be granted had such person or persons owned the real**
 9 **property in question rather than the limited liability company.**
10   § 2. Paragraph (c) of subdivision 1 of section 458-a of the real prop-
11 erty tax law, as amended by chapter 100 of the laws of 1988, is amended
12 to read as follows:
13   (c) "Qualified owner" means a veteran, the spouse of a veteran [~~or~~]**,**
14 the unremarried surviving spouse of a veteran**, or a limited liability**
15 **company, as defined by subdivision (m) of section one hundred two of the**
16 **limited liability company law, if such limited liability company is**
17 **owned by such person or persons to whom the exemption would be granted**
18 **had such person or persons owned the real property in question rather**
19 **than the limited liability company**. Where property is owned by more than
20 one qualified owner, the exemption to which each is entitled may be
21 combined. Where a veteran is also the unremarried surviving spouse of a
22 veteran, such person may also receive any exemption to which the
23 deceased spouse was entitled.
24   § 3. This act shall take effect immediately.