STATE OF NEW YORK

5967

2017-2018 Regular Sessions

IN ASSEMBLY

February 17, 2017

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

AN ACT to amend the real property tax law, in relation to tax exemptions for persons sixty-five years or older

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Paragraph (a) of subdivision 1 of section 467 of the real property tax law, as amended by chapter 348 of the laws of 2007, is amended to read as follows:

(a) **(1)** Real property owned by one or more persons, each of whom is sixty-five years **to sixty-nine years** of age [~~or over~~], or real property owned by husband and wife or by siblings, one of whom is sixty-five years **to sixty-nine years** of age [~~or over~~], or real property owned by one or more persons, some of whom qualify under this section and the others of whom qualify under section four hundred fifty-nine-c of this title, shall be exempt from taxation by any municipal corporation in which located to the extent of fifty per centum of the assessed valuation thereof, provided the governing board of such municipality, after public hearing, adopts a local law, ordinance or resolution providing therefor. For the purposes of this section, sibling shall mean a brother or a sister, whether related through half blood, whole blood or adoption.

(2) Real property owned by one or more persons, each of whom is seventy years to seventy-four years of age, or real property owned by husband and wife or by siblings, one of whom is seventy years to seventy-four years of age, or real property owned by one or more persons, some of whom qualify under this section and the others of whom qualify under section four hundred fifty-nine-c of this title, shall be exempt from taxation by any municipal corporation in which located to the extent of fifty-five per centum of the assessed valuation thereof, provided the governing board of such municipality, after public hearing, adopts a

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

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local law, ordinance or resolution providing therefor. For the purposes of this section, sibling shall mean a brother or a sister, whether related through half blood, whole blood or adoption.

(3) Real property owned by one or more persons, each of whom is seventy-five years to seventy-nine years of age, or real property owned by husband and wife or by siblings, one of whom is seventy-five years to seventy-nine years of age, or real property owned by one or more persons, some of whom qualify under this section and the others of whom qualify under section four hundred fifty-nine-c of this title, shall be exempt from taxation by any municipal corporation in which located to the extent of sixty per centum of the assessed valuation thereof, provided the governing board of such municipality, after public hearing, adopts a local law, ordinance or resolution providing therefor. For the purposes of this section, sibling shall mean a brother or a sister, whether related through half blood, whole blood or adoption.

(4) Real property owned by one or more persons, each of whom is eighty years to eighty-four years of age, or real property owned by husband and wife or by siblings, one of whom is eighty years to eighty-four years of age, or real property owned by one or more persons, some of whom qualify under this section and the others of whom qualify under section four hundred fifty-nine-c of this title, shall be exempt from taxation by any municipal corporation in which located to the extent of sixty-five per centum of the assessed valuation thereof, provided the governing board of such municipality, after public hearing, adopts a local law, ordinance or resolution providing therefor. For the purposes of this section, sibling shall mean a brother or a sister, whether related through half blood, whole blood or adoption.

(5) Real property owned by one or more persons, each of whom is eighty-five years to eighty-nine years of age, or real property owned by husband and wife or by siblings, one of whom is eighty-five years to eighty-nine years of age, or real property owned by one or more persons, some of whom qualify under this section and the others of whom qualify under section four hundred fifty-nine-c of this title, shall be exempt from taxation by any municipal corporation in which located to the extent of seventy per centum of the assessed valuation thereof, provided the governing board of such municipality, after public hearing, adopts a local law, ordinance or resolution providing therefor. For the purposes of this section, sibling shall mean a brother or a sister, whether related through half blood, whole blood or adoption.

(6) Real property owned by one or more persons, each of whom is ninety years of age or older, or real property owned by husband and wife or by siblings, one of whom is ninety years of age or older, or real property owned by one or more persons, some of whom qualify under this section and the others of whom qualify under section four hundred fifty-nine-c of this title, shall be exempt from taxation by any municipal corporation in which located to the extent of seventy-five per centum of the assessed valuation thereof, provided the governing board of such municipality, after public hearing, adopts a local law, ordinance or resolution providing therefor. For the purposes of this section, sibling shall mean a brother or a sister, whether related through half blood, whole blood or adoption.

§ 2. This act shall take effect one year after it shall have become a law.