

STATE OF NEW YORK

6637

2019-2020 Regular Sessions

IN SENATE

July 29, 2019

Introduced by Sen. MONTGOMERY -- read twice and ordered printed, and
when printed to be committed to the Committee on Rules

AN ACT to amend chapter 696 of the laws of 1887 relating to providing
hospitals, orphan asylums and other charitable institutions in the
city of New York with water and remitting assessments therefor, in
relation to exempting certain housing development fund corporations
from payment for water usage and supply

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

1 Section 1. Section 1 of chapter 696 of the laws of 1887 relating to
2 providing hospitals, orphan asylums and other charitable institutions in
3 the city of New York with water and remitting assessments therefor, as
4 amended by chapter 950 of the laws of 1983, is amended to read as
5 follows:

6 ~~[§]~~ Section 1. a. Except as otherwise provided in section three of
7 this act, the several hospitals, dispensaries, orphan asylums, regis-
8 tered volunteer ambulance corps, homes for the aged, non-profit housing
9 development fund corporations as defined in subdivision b of this
10 section, houses or homes for the reformation, protection or shelter of
11 females, day nurseries or corporations or societies for the care and
12 instruction of poor babies and needy children, any corporation which was
13 created by an act of congress of the United States to be non-profit and
14 without capital stock and organized exclusively for the purpose of
15 furnishing volunteer aid to the sick and wounded of armies in time of
16 war and to continue and carry on a system of national international
17 relief in time of peace and to mitigate the suffering caused by fire,
18 floods and other great national calamities, and industrial homes, and
19 any benevolent or charitable corporation owning or maintaining an insti-
20 tution for medical research, public baths, for free school societies or
21 free circulating libraries or veteran firemen's associations, and any
22 social settlement, whether incorporated or unincorporated, which shall

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

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1 own or lease for a term not less than three years a building or build-
2 ings devoted exclusively to the purposes of such social settlement work
3 or any religious society owning or leasing for a period of not less than
4 three years a building devoted exclusively to social settlement work,
5 now existing or hereafter established in the city of New York, or the
6 real estate owned by any religious corporation located in the city of
7 New York as now constituted, actually dedicated and used by such corpo-
8 ration exclusively as a place of public worship, or the real estate used
9 exclusively for education through and including the twelfth grade which
10 is owned by any corporation or association entitled to exemption under
11 the provisions of paragraph (a) of subdivision one of section four
12 hundred twenty-a of the real property tax law, or the real estate owned
13 by an association of honorably discharged soldiers, sailors, or marines,
14 devoted exclusively to patriotic and charitable purposes, are hereby
15 exempted from the payment of any sum of money whatever to said city, for
16 the use of water taken by same from said city, and water shall be
17 supplied to the same by said city, in sufficient quantity for all
18 purposes for which it is now used by said corporations, societies and
19 institutions, or which may be necessary to be used by the same, free of
20 all charge whatsoever, and the real estate necessarily used for any
21 hospital, dispensary, institution for medical research, orphan asylum,
22 registered volunteer ambulance corps, home for the aged, free school or
23 free circulating library, veteran firemen's association, house or home
24 for reformation, protection or shelter of females, day nurseries or
25 corporations or societies for the care and instruction of poor babies
26 and needy children, or any corporation which was created by an act of
27 the congress of the United States to be non-profit and without capital
28 stock and organized exclusively for the purpose of furnishing volunteer
29 aid to the sick and wounded of armies in time of war and to continue and
30 carry on a system of national and international relief in time of peace
31 and to mitigate the suffering caused by fire, floods and other great
32 national calamities, or industrial homes, or social settlements main-
33 tained or conducted by any incorporated or unincorporated social settle-
34 ment, church or religious society, or occupied for such public bath,
35 owned or leased for a term of not less than three years, or held under
36 any renewal or extension of such lease by any such corporation, socie-
37 ties and institutions aforesaid, or the real estate owned by any reli-
38 gious corporation located in the city of New York, as now constituted,
39 actually dedicated and used by such corporation exclusively as a place
40 of public worship, or the real estate used exclusively for education
41 through and including the twelfth grade which is owned by any corpo-
42 ration or association entitled to exemption under the provisions of
43 paragraph (a) of subdivision one of section four hundred twenty-a of the
44 real property tax law, or the real estate used exclusively by non-profit
45 housing development fund corporations as defined in subdivision b of
46 this section, is hereby released, discharged and exempted from all lien
47 and charge for water heretofore used or which may hereafter be used by
48 any such institution, society or corporation. Notwithstanding the fore-
49 going provisions, the mayor of the city of New York, by executive order,
50 may provide that such institution, society or corporation shall not be
51 exempt from payment for the use and supply of water, except that such
52 executive order shall apply only with respect to those institutions,
53 societies or corporations who are eligible to receive reimbursement from
54 either the United States, the state of New York, or the city of New
55 York, or any agency thereof, for payments for the use and supply of
56 water.

1 b. As used in subdivision a of this section, the term "non-profit
2 housing development fund corporations" shall mean in a city having a
3 population of one million or more, a corporation, partnership, or limit-
4 ed liability company formed for the purpose of providing housing accom-
5 modations for persons with families of low income as defined in section
6 two of the private housing finance law and used for such purpose and
7 organized as a non-profit housing development fund corporation pursuant
8 to article eleven of the private housing finance law.

9 § 2. This act shall take effect immediately.