

STATE OF NEW YORK

5496

2021-2022 Regular Sessions

IN SENATE

March 9, 2021

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

AN ACT to amend the real property tax law, in relation to exempting homeowners from tax increases for certain renewable energy systems

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

1 Section 1. Subdivision 5 of section 487 of the real property tax law,
2 as amended by chapter 325 of the laws of 2018, is amended to read as
3 follows:

4 5. The exemption granted pursuant to this section shall only be appli-
5 cable to (a) solar or wind energy systems or farm waste energy systems
6 which are (i) existing or constructed prior to July first, nineteen
7 hundred eighty-eight or (ii) constructed subsequent to January first,
8 nineteen hundred ninety-one and prior to January first, two thousand
9 twenty-five, and (b) micro-hydroelectric energy systems, fuel cell elec-
10 tric generating systems, micro-combined heat and power generating equip-
11 ment systems, electric energy storage equipment or electric energy stor-
12 age system, or fuel-flexible linear generator electric generating system
13 which are constructed subsequent to January first, two thousand eighteen
14 and prior to January first, two thousand twenty-five, and (c) all
15 systems described in paragraphs (a) and (b) of this subdivision whose
16 standalone or combined generation capacity does not exceed twenty kilo-
17 watts and whose standalone or combined electric energy storage capacity
18 does not exceed thirty kilowatt-hours.

19 § 2. Subdivision 8 of section 487 of the real property tax law, as
20 amended by chapter 325 of the laws of 2018, is amended by adding a new
21 paragraph (c) to read as follows:

22 (c) This subdivision shall not apply to exemptions granted pursuant to
23 paragraph (c) of subdivision five of this section.

24 § 3. Subdivision 9 of section 487 of the real property tax law is
25 amended by adding a new paragraph (c) to read as follows:

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

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1 (c) This subdivision shall not apply to exemptions granted pursuant to
2 paragraph (c) of subdivision five of this section.

3 § 4. This act shall take effect immediately.