

# STATE OF NEW YORK

4378

2023-2024 Regular Sessions

## IN ASSEMBLY

February 14, 2023

Introduced by M. of A. O'DONNELL -- read once and referred to the  
Committee on Aging

AN ACT to amend the administrative code of the city of New York, in  
relation to eligibility requirements for rent increase exemptions for  
persons with disabilities

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

1 Section 1. Subdivision d of section 26-601 of the administrative code  
2 of the city of New York, as separately amended by local law numbers 75  
3 and 76 of the city of New York for the year 2005, is amended to read as  
4 follows:

5 d. "Eligible head of the household" means (1) a person or his or her  
6 spouse who is sixty-two years of age or older, or (2) a person, his or  
7 her spouse or his or her child who qualifies as a person with a disabil-  
8 ity pursuant to section 26-617 of this chapter and is entitled to the  
9 possession or to the use and occupancy of a dwelling unit, provided,  
10 however, that with respect to a dwelling which was subject to a mortgage  
11 insured or initially insured by the federal government pursuant to  
12 section two hundred thirteen of the national housing act, as amended,  
13 "eligible head of the household" shall be limited to that person ~~[or]~~,  
14 his or her spouse or his or her child if such child qualifies as a  
15 person with a disability pursuant to section 26-617 of this chapter, who  
16 was entitled to possession or the use and occupancy of such dwelling  
17 unit at the time of termination of such mortgage, and whose income when  
18 combined with the income of all other members of the household whose  
19 head of household is sixty-two years of age or older does not exceed  
20 twenty-five thousand dollars beginning July first, two thousand five,  
21 twenty-six thousand dollars beginning July first, two thousand six,  
22 twenty-seven thousand dollars beginning July first, two thousand seven,  
23 twenty-eight thousand dollars beginning July first, two thousand eight,  
24 and twenty-nine thousand dollars beginning July first, two thousand

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

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1 nine, for the taxable period, or whose income for the current income tax  
2 year when combined with the income of all members of the household  
3 residing in the housing accommodation whose head of the household is a  
4 person with a disability does not exceed the maximum income above which  
5 such head of the household would not be eligible to receive cash supple-  
6 mental security income benefits under federal law during such tax year.  
7 § 2. This act shall take effect immediately.