

# STATE OF NEW YORK

2451--A

2025-2026 Regular Sessions

## IN SENATE

January 17, 2025

Introduced by Sens. KAVANAGH, ADDABBO, SEPULVEDA -- read twice and ordered printed, and when printed to be committed to the Committee on Aging -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the real property tax law and the administrative code of the city of New York, in relation to establishing a maximum rent of one-third of household income for the senior citizens rent increase exemption (SCRIE) and disability rent increase exemption (DRIE)

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

1 Section 1. Short title. This act shall be known and may be cited as  
2 the "senior citizens rent increase exemption (SCRIE) and disability rent  
3 increase exemption (DRIE) rollback act".

4 § 2. Subdivision 4 of section 467-b of the real property tax law is  
5 amended by adding a new paragraph c to read as follows:

6 c. Provided, however, that if provided by the local law, ordinance or  
7 resolution adopted pursuant to this section, a tax abatement certificate  
8 setting forth an amount equal to the amount by which the maximum rent or  
9 legal regulated rent of the subsequent dwelling unit exceeds one-third  
10 of the combined income of all members of the household for the taxable  
11 period shall be issued by said agency to each head of household who is  
12 found to be eligible under this section and upon application to the  
13 appropriate rent control agency or administrative agency on a form  
14 prescribed by said agency on or before the last date prescribed by law  
15 for the payment of the taxes or the first installment therefor of any  
16 municipal corporation which has granted an abatement of taxes. Copies of  
17 such certificate shall be issued to the owner of the real property  
18 containing the dwelling unit of the head of the household and to the  
19 collecting officer charged with the duty of collecting the taxes or each  
20 municipal corporation which has granted the abatement of taxes author-  
21 ized by this section.

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

LBD00073-04-5

1 § 3. Subdivision (a) of section 26-605 of the administrative code of  
2 the city of New York, as amended by local law number 98 of the city of  
3 New York for the year 1985 and paragraph 3 as added by chapter 553 of  
4 the laws of 2015, is amended to read as follows:

5 (a) Subject to the provisions of this chapter and if provided by the  
6 local law, ordinance or resolution adopted pursuant to this section, an  
7 eligible head of the household may obtain a rent increase exemption  
8 order/tax abatement certificate entitling [~~him or her~~] such head of the  
9 household to an exemption from increases in the maximum rent equal to  
10 the amount by which the maximum rent or legal regulated rent of the  
11 subsequent dwelling unit exceeds one-third of the combined income of all  
12 members of the household otherwise payable in one of the following  
13 amounts:

14 (1) where the eligible head of the household does not receive a month-  
15 ly allowance for shelter pursuant to the social services law, the amount  
16 by which increases in the maximum rent subsequent to such persons'  
17 eligibility date have resulted in the maximum rent exceeding one-third  
18 of the combined income of all members of the household for the taxable  
19 period, except that in no event shall a rent increase exemption order  
20 tax abatement certificate become effective prior to January first, nine-  
21 teen hundred seventy-six; or

22 (2) where the eligible head of the household receives a monthly allow-  
23 ance for shelter pursuant to the social services law, an amount not  
24 exceeding that portion of any increase in maximum rent subsequent to  
25 such person's eligibility date which is not covered by the maximum  
26 allowance for shelter which such person is entitled to receive pursuant  
27 to the social services law.

28 [~~(3) notwithstanding paragraph one of this subdivision, where the~~  
29 ~~eligible head of the household is a person who qualifies as a person~~  
30 ~~with a disability pursuant to section 26-617 of this chapter and who has~~  
31 ~~been granted a rent increase exemption order that is in effect as of~~  
32 ~~January first, two thousand fifteen or takes effect on or before July~~  
33 ~~first, two thousand fifteen, the amount specified in such order, as~~  
34 ~~adjusted by any other provision of this chapter, regardless of whether~~  
35 ~~increases in the maximum rent subsequent to such persons' eligibility~~  
36 ~~date have resulted in the maximum rent exceeding one third of the~~  
37 ~~combined income of all members of the household for the taxable period.]~~

38 § 4. Item (a) of subparagraph (i) of paragraph 3 of subdivision b of  
39 section 26-509 of the administrative code of the city of New York, as  
40 amended by local law number 98 of the city of New York for the year  
41 1985, is amended to read as follows:

42 (a) in the case of a head of the household who does not receive a  
43 monthly allowance for shelter pursuant to the social services law, that  
44 the landlord may not collect from the tenant to whom it is issued rent  
45 at a rate in excess of [~~either~~] one-third of the aggregate disposable  
46 income[, ~~or the rent in effect immediately preceding the eligibility~~  
47 ~~date, whichever is greater~~]; or

48 § 5. This act shall take effect immediately; provided that the amend-  
49 ments to section 26-509 of chapter 4 of title 26 of the administrative  
50 code of the city of New York made by section four of this act shall  
51 expire on the same date as such law expires and shall not affect the  
52 expiration of such law as provided under section 26-520 of such law.