

STATE OF NEW YORK

5744

2017-2018 Regular Sessions

IN ASSEMBLY

February 15, 2017

Introduced by M. of A. ZEBROWSKI -- read once and referred to the
Committee on Banks

AN ACT to amend the banking law, in relation to the order in which a
payor bank shall pay checks

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

1 Section 1. The banking law is amended by adding a new section 9-x to
2 read as follows:

3 § 9-x. Banking institutions to pay checks drawn therein in order of
4 presentation. Notwithstanding any other law, rule or regulation to the
5 contrary, every banking institution which provides checking accounts for
6 its customers shall, in paying such checks as are presented for payment,
7 pay the checks in the order wherein they are received; provided, howev-
8 er, if a check is dishonored for insufficient funds and thereafter smal-
9 ler checks which could be paid are received, the smaller checks shall be
10 honored within amounts on deposit in the subject account.

11 § 2. This act shall take effect on the first of January next succeed-
12 ing the date on which it shall have become a law.

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

LBD07483-01-7