S T A T E O F N E W Y O R K

6444

2009-2010 Regular Sessions

I N A S S E M B L Y

March 4, 2009

Introduced by M. of A. DINOWITZ -- read once and referred to the Committee on Judiciary

AN ACT to amend the New York city civil court act, in relation to the authority of marshals in evicting tenants

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Section 1609 of the New York city civil court act is amended by adding a new subdivision 1-a to read as follows:

1-A. A MARSHAL EVICTING A TENANT FROM AN APARTMENT PURSUANT TO A DULY ISSUED EVICTION WARRANT SHALL ONLY BE AUTHORIZED TO GIVE POSSESSION OF THE APARTMENT TO THE LANDLORD OR BUILDING OWNER AND SHALL NOT BE RESPONSIBLE FOR THE PACKAGING, REMOVAL OR STORAGE OF THE TENANT'S PROPERTY. A MARSHAL SHALL HAVE NO INTEREST IN NOR INVOLVEMENT WITH ANY MOVER OR MOVING COMPANY.

S 2. This act shall take effect on the first of September next succeeding 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.

LBD08368-01-9