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

5766

2011-2012 Regular Sessions

I N A S S E M B L Y

February 28, 2011

Introduced by M. of A. TOBACCO -- read once and referred to the Committee on Governmental Employees

AN ACT to amend the administrative code of the city of New York, in relation to allowing garnishment of pensions from the New York city police pension fund by the estate of a person murdered by the retiree

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

Section 1. Section 13-264 of the administrative code of the city of New York is amended by adding a new closing paragraph to read as follows:

NOTWITHSTANDING THE FOREGOING PROVISIONS OF THIS SECTION OR ANY OTHER LAW, RULE OR REGULATION TO THE CONTRARY, THE BENEFITS BEING RECEIVED BY A PERSON AS A RETIREE FROM THE NEW YORK CITY POLICE PENSION FUND ARE SUBJECT TO EXECUTION, GARNISHMENT, ATTACHMENT OR ANY OTHER PROCESS TO SATISFY A JUDGMENT AGAINST THE RETIREE RECEIVING THE BENEFITS OBTAINED BY THE ESTATE OF A VICTIM WHO WAS MURDERED BY SUCH RETIREE WHO WAS CONVICTED OF SUCH MURDER INCLUDING A JUDGEMENT OBTAINED AS THE RESULT IN A WRONGFUL DEATH ACTION BY THE ESTATE OF SUCH VICTIM AGAINST THE RETIREE.

S 2. This act shall take effect immediately.

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

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