

STATE OF NEW YORK

8250

IN SENATE

April 27, 2020

Introduced by Sen. CARLUCCI -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

AN ACT to amend the civil practice law and rules, in relation to prohibiting the execution, garnishment or attachment of any federal or state stimulus check that is the result of a declared national or state disaster emergency

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

1 Section 1. The civil practice law and rules is amended by adding a new
2 section 5201-a to read as follows:

3 § 5201-a. Federal or state stimulus checks; exempt. 1. Notwithstand-
4 ing any other provision of law, rule or regulation to the contrary, no
5 federal or state stimulus check that is the result of a declared
6 national or state disaster emergency shall be subject to execution,
7 garnishment, or attachment or any other legal process whatsoever.

8 2. For the purposes of this act, the term "stimulus check" shall mean
9 any economic impact payment sent by the government to taxpayers to boost
10 their spending power and spur economic activity.

11 § 2. The civil practice law and rules is amended by adding a new
12 section 6202-a to read as follows:

13 § 6202-a. Federal or state stimulus checks; exempt. 1. Notwithstand-
14 ing any other provision of law, rule or regulation to the contrary, no
15 federal or state stimulus check that is the result of a declared
16 national or state disaster emergency shall be subject to execution,
17 garnishment, or attachment or any other legal process whatsoever.

18 2. For the purposes of this act, the term "stimulus check" shall mean
19 any economic impact payment sent by the government to taxpayers to boost
20 their spending power and spur economic activity.

21 § 3. 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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