STATE OF NEW YORK

9907

IN SENATE

April 13, 2026

Introduced by Sen. BOTTCHER -- read twice and ordered printed, and when printed to be committed to the Committee on Housing, Construction and Community Development

AN ACT to amend the real property actions and proceedings law, in relation to compliance by New York city marshals with filing requirement regarding service of a notice of eviction

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

Section 1. Section 749-a of the real property actions and proceedings law, as added by chapter 129 of the laws of 2024, is amended to read as follows:

§ 749-a. New York city marshals. A marshal of the city of New York shall provide notice of [~~execution of a warrant of~~] eviction [~~by physical posting of the notice~~] **in the manner prescribed in this article for the service of a notice of petition** and by an electronic filing **within one business day of service of the notice of eviction**. For purposes of this section, "electronic filing" shall mean an electronic filing as described in section twenty-one hundred three-a of the New York city civil court act **and "business day" shall mean any day other than Saturday or Sunday**.

§ 2. This act shall take effect immediately; provided, however, that the amendments to section 749-a of the real property actions and proceedings law made by section one of this act shall be subject to the repeal of such section and shall expire and be deemed repealed therewith.

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

LBD07099-03-5