

IN SENATE

Senate introducer s signature

The senators whose names are circled below wish to join me in the sponsorship
of this proposal

s20 Adams	s03 Foley	s24 Ianza	s12 Onorato	s09 Skelos
s15 Addabbo	s08 Puschillo	s39 Iarkin	s37 Oppenheimer	s14 Smith
s55 Alesi	s22 Golden	s01 LaValle	s11 Padavan	s25 Squadron
s48 Aubertine	s47 Griffio	s40 Leibell	s21 Parker	s58 Stachowski
s42 Bonacic	s06 Hannon	s52 Libous	s30 Perkins	s16 Stavisky
s46 Breslin	s36 Hassell-	s45 Little	s61 Ranzenhofer	s35 Stewart-
s50 DeFrancisco	Thompson	s05 Marcellino	s56 Robach	Cousins
s32 Diaz	s10 Huntley	s62 Maziarz	s41 Saland	s60 Thompson
s17 Dilan	s07 Johnson. C.	s43 McDonald	s19 Sampson	s49 Valesky
s29 Duane	s04 Johnson. O.	s13 Monserrate	s23 Savino	s59 Volker
s33 Espada	s34 Klein	s18 Montgomery	s31 Schneiderman	s53 Winner
s44 Farley	s26 Krueger	s38 Morahan	s28 Serrano	s57 Young
s02 Flanagan	s27 Kruger	s54 Nozzolio	s51 Seward	

S. -----
Senate

IN SENATE--Introduced by Sen

--read twice and ordered printed,
and when printed to be committed
to the Committee on

----- A.
Assembly

IN ASSEMBLY

Assembly introducer s signature

The Members of the Assembly whose names are circled below wish to join me in the
multi-sponsorship of this proposal:

a049 Abbate	a047 Colton	a098 Gunther	a027 Mayersohn	a076 Rivera. P.
a001 Alessi	a010 Conte	a139 Hawley	a019 McDonough	a056 Robinson
a021 Alfano	a032 Cook	a148 Hayes	a104 McEneny	a067 Rosenthal
a105 Amedore	a142 Corwin	a083 Heastie	a017 McKeVitt	a118 Russell
a084 Arroyo	a107 Crouch	a028 Hevesi	a022 Meng	a012 Saladino
a035 Aubry	a063 Cusick	a048 Hikind	a102 Miller	a113 Sayward
a136 Bacalles	a045 Cymbrowitz	a018 Hooper	a052 Millman	a029 Scarborough
a099 Ball	a138 DelMonte	a144 Hoyt	a103 Molinaro	a016 Schimel
a124 Barclay	a034 DenDekker	a060 Hyer-Spencer	a132 Morelle	a140 Schimminger
a014 Bazra	a116 Destito	a042 Jacobs	a037 Nolan	a145 Schroeder
a040 Barron	a085 Diaz	a095 Jaffee	a128 Oaks	a122 Scozzafava
a082 Benedetto	a081 Dinowitz	a057 Jeffries	a069 O Donnell	a038 Seminerio
a079 Benjamin	a114 Duprey	a131 John	a137 O Mara	a064 Silver
a073 Bing	a003 Eddington	a112 Jordan	a051 Ortiz	a100 Skartados
a055 Boyland	a004 Englebright	a074 Kavanagh	a150 Parment	a093 Spano
a008 Boyle	a130 Errigo	a065 Kellner	a088 Paulin	a121 Stirpe
a089 Bradley	a072 Espallat	a129 Kolb	a141 Peoples	a011 Sweeney
a044 Brennan	a071 Farrell	a135 Koon	a039 Peralta	a110 Tedisco
a092 Brodsky	a005 Fields	a025 Lancman	a058 Perry	a002 Thiele
a046 Brook-Krasny	a123 Finch	a091 Latimer	a023 Pheffer	a061 Titone
a147 Burling	a007 Fitzpatrick	a013 Iavine	a068 Powell	a031 Titus
a117 Butler	a143 Gabryszak	a050 Lentol	a087 Pretlow	a062 Tobacco
a101 Cahill	a090 Galef	a125 Lifton	a146 Quinn	a054 Towns
a096 Calhoun	a133 Gantt	a127 Lopez. P.	a097 Rabbitt	a115 Townsend
a043 Camara	a036 Gianaris	a053 Lopez. V.	a009 Raia	a015 Walker
a106 Canestrari	a149 Giglio	a126 Lupardo	a006 Ramos	a041 Weinstein
a026 Carrozza	a066 Glick	a111 Magee	a134 Reilich	a020 Weisenberg
a086 Castro	a108 Gordon	a120 Magnarelli	a109 Reilly	a024 Weprin
a119 Christensen	a075 Gottfried	a059 Maisel	a078 Rivera. J.	a070 Wright
a033 Clark	a077 Greene	a030 Markey	a080 Rivera. N.	a094 Zebrowski

IN ASSEMBLY--Introduced by M. of A.

with M. of A. as co-sponsors

--read once and referred to the
Committee on

NAVILA *State Comptroller 3 R-3*
(Provides environmental liens shall
have priority over other liens
except certain mortgages and liens
for taxes on real property in favor
of an assessing unit)

Nav. judgment enfrmnt; petr disch

AN ACT

to amend the navigation law, in
relation to the lien priority of
liens of the New York environmental
protection and spill compensation
fund

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

1) Single House Bill (introduced and printed separately in either or both
houses). Uni-Bill (introduced simultaneously in both houses and printed as one
bill. Senate and Assembly introducer sign the same copy of the bill).

2) Circle names of co-sponsors and return to introduction clerk with 2 signed
copies of bill and 4 copies of memorandum in support (single house); or 4 signed
copies of bill and 8 copies of memorandum in support (uni-bill).

1 Section 1. Subdivision 4 of section 181-a of the navigation law, as
2 added by chapter 488 of the laws of 1991, is amended and a new subdivi-
3 sion 5 is added to read as follows:

4 4. An environmental lien [is subject to the rights of any other
5 person, including an owner, purchaser, holder of a mortgage or security
6 interest, or judgment lien creditor,] shall have priority over all other
7 liens except:

8 (a) mortgages whose interest is perfected before a lien notice has
9 been filed as provided in section one hundred eighty-one-c of this part;
10 and

11 (b) liens for taxes on the real property in favor of any assessing
12 unit, school district, special district, county or other taxing unit.

13 5. (a) If execution upon a judgment for the recovery of the expenses
14 of any such cleanup and removal costs and damage costs incurred by the
15 fund is returned wholly or partially unsatisfied, such judgment, if
16 docketed in the place and manner required by law to make a judgment of a
17 court of record a lien upon real property, a copy of which shall be
18 delivered to the department of audit and control, shall be a first lien
19 upon such premises, having preference over any and all other liens and
20 encumbrances.

21 (b) Notwithstanding the provisions of paragraph (a) of this subdivi-
22 sion, such lien shall not have preference over any: (i) prior recorded
23 mortgage; or (ii) other encumbrance for the benefit of the state of New
24 York or a public benefit corporation thereof.

25 § 2. This act shall take effect immediately and shall apply to liens
26 perfected on and after such date.