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

1648

2009-2010 Regular Sessions

I N S E N A T E

February 4, 2009

Introduced by Sens. DILAN, ADAMS, DIAZ, HASSELL-THOMPSON, HUNTLEY, MONTGOMERY, ONORATO, PARKER, THOMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

AN ACT to amend the New York city civil court act, in relation to authorizing appearance without counsel within the housing part

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

Section 1. Section 110 of the New York city civil court act is amended by adding a new subdivision (q) to read as follows:

(Q) ANY TENANT WHO IS A PARTY MAY BE REPRESENTED IN THE HOUSING PART BY COUNSEL OR BY SUCH OTHER PERSON DESIGNATED IN WRITING OR ON THE RECORD TO SPEAK ON BEHALF OF SUCH TENANT, TRANSLATE FOR SUCH TENANT, AND/OR TO MAKE ANY APPLICATION, INCLUDING AN APPLICATION FOR ADJOURNMENT ON BEHALF OF SUCH TENANT, PROVIDED, HOWEVER, THAT SUCH DESIGNATED REPRESENTATIVE IF NOT AUTHORIZED TO PRACTICE LAW SHALL BE PROHIBITED FROM ACCEPTING ANY FEE, COMPENSATION OR OTHER REMUNERATION FOR SUCH REPRESENTATION SERVICES. NOTHING IN THIS SUBDIVISION SHALL BE CONSTRUED TO AUTHORIZE SUCH DESIGNATED REPRESENTATIVE TO CONSENT TO THE ENTRY OF ANY JUDGMENT AGAINST THE TENANT.

S 2. This act shall take effect on the first of September next succeeding the date on which it shall have become a law and shall govern all actions or proceedings commenced on or after such date.

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

LBD04998-01-9