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

4965

2009-2010 Regular Sessions

I N A S S E M B L Y

February 10, 2009

Introduced by M. of A. BRENNAN, JOHN -- Multi-Sponsored by -- M. of A. SWEENEY -- read once and referred to the Committee on Codes

AN ACT to amend the civil practice law and rules, in relation to the serving of more than one notice of a restraining order

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

Section 1. Subdivision (c) of section 5222 of the civil practice law and rules, as amended by chapter 575 of the laws of 2008, is amended to read as follows:

(c) Subsequent notice. Leave of court is required to serve more than one restraining notice upon the same person with respect to the same judgment or order WITHIN ANY TWELVE MONTH PERIOD. A judgment creditor shall not serve more than two restraining notices per year upon a natural person's banking institution account.

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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