

5032--A

R. R. 87

2011-2012 Regular Sessions

I N A S S E M B L Y

February 10, 2011

Introduced by M. of A. COOK -- read once and referred to the Committee on Codes -- amended on the special order of third reading, ordered reprinted as amended, retaining its place on the special order of third reading

AN ACT to amend the civil practice law and rules, in relation to statutory stays on appeal in certain cases

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

1 Section 1. Subdivision (a) of section 5519 of the civil practice law
2 and rules is amended by adding a new closing paragraph to read as
3 follows:
4 NOTWITHSTANDING THE FOREGOING, THE PROVISIONS OF THIS SUBDIVISION
5 SHALL NOT APPLY TO THE MAINTENANCE, SPOUSAL SUPPORT OR CHILD SUPPORT
6 PROVISIONS, AS DEFINED IN ARTICLE THIRTEEN OF THE DOMESTIC RELATIONS LAW
7 AND IN ARTICLES FOUR, FIVE AND FIVE-B OF THE FAMILY COURT ACT, OF A
8 JUDGMENT, ORDER OR DECREE.
9 S 2. This act shall take effect immediately and shall apply to all
10 matrimonial actions whenever commenced; except that, where enforcement
11 of a judgment, order or decree has been stayed pursuant to subdivision
12 (a) of section 5519 of the civil practice law and rules prior to such
13 effective date, such stay shall continue in effect in accordance with
14 law then in effect.

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

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