

7466

2013-2014 Regular Sessions

I N A S S E M B L Y

May 21, 2013

Introduced by M. of A. THIELE -- Multi-Sponsored by -- M. of A. CROUCH
-- read once and referred to the Committee on Judiciary

AN ACT to amend the uniform justice court act, in relation to the monetary jurisdiction of justice courts

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

1 Section 1. Subdivision a of section 201 of the uniform justice court
2 act, as amended by chapter 685 of the laws of 1977, is amended to read
3 as follows:
4 a. The court shall have jurisdiction as set forth in this article and
5 as elsewhere provided by law, subject, in the case of a city court
6 governed by this act, to the limitations stated in S 2300 (b) (2) (i) of
7 this act. The phrase "[§3000] \$5000", whenever it appears herein, shall
8 be taken to mean "[§3000] \$5000 exclusive of interest and costs", except
9 that, in the case of a city court governed by this act whose monetary
10 jurisdiction is, pursuant to S 2300 (b) (2) (i) of this act, below
11 [§3000] \$5000, it shall be taken to mean such lesser sum as is applica-
12 ble in the particular court, exclusive of interest and costs.
13 S 2. Section 202 of the uniform justice court act, as amended by chap-
14 ter 685 of the laws of 1977, is amended to read as follows:
15 S 202. Money actions and actions to recover chattels.
16 Notwithstanding any other provision of law, the court shall have
17 jurisdiction of actions and proceedings for the recovery of money or
18 chattels where the amount sought to be recovered or the value of the
19 property does not exceed [§3000] \$5000.
20 S 3. Section 208 of the uniform justice court act, as amended by chap-
21 ter 685 of the laws of 1977, is amended to read as follows:
22 S 208. Counterclaims.
23 The Court shall have jurisdiction of any counterclaim whose subject
24 matter would be within its jurisdiction if sued upon separately. If a
25 counterclaim for money only in excess of [§3000] \$5000 is interposed,

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

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1 the court may entertain it to the extent of [\$3000] \$5000 but it shall
2 be deemed waived as to the excess above [\$3000] \$5000.
3 S 4. Section 211 of the uniform justice court act, as amended by chap-
4 ter 685 of the laws of 1977, is amended to read as follows:
5 S 211. Joinder of causes of action in complaint; effect on jurisdiction.
6 Where several causes of action are asserted in the complaint, and each
7 of them would be within the jurisdiction of the court if sued upon sepa-
8 rately, the court shall have jurisdiction of the action. In such case
9 judgment may be rendered by the court in excess of [\$3000] \$5000 if such
10 excess result solely because of such joinder.
11 S 5. This act shall take effect on the thirtieth day after it shall
12 have become a law.