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

9354

I N A S S E M B L Y

April 21, 2014

Introduced by M. of A. WEINSTEIN -- read once and referred to the Committee on Judiciary

AN ACT to amend chapter 507 of the laws of 2009, amending the real property actions and proceedings law and other laws relating to home mortgage loans, in relation to extending the expiration of certain provisions thereof relating to notice of foreclosure and mandatory settlement conferences in residential foreclosure actions; to amend chapter 455 of the laws of 1997 amending the New York city civil court act and the civil practice law and rules relating to authorizing New York city marshals to exercise the same functions, powers and duties as sheriffs with respect to the execution of money judgments, in relation to extending the effectiveness of such chapter; to amend chapter 363 of the laws of 2010, amending the judiciary law relating to granting the chief administrator of the courts the authority to allow referees to determine applications for orders of protection during the hours family court is in session, in relation to the expiration date thereof; and to amend chapter 219 of the laws of 2002 amending the judiciary law relating to the judicial hearing officer pilot program and the powers of the chief administrator of the courts, in relation to extending the expiration of the provisions of such chapter

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

Section 1. Subdivisions a and e of section 25 of chapter 507 of the laws of 2009, amending the real property actions and proceedings law and other laws relating to home mortgage loans, are amended to read as follows:

a. Sections one, one-a, two and three of this act shall take effect on the thirtieth day after this act shall have become a law and shall apply to notices required on or after such date; provided, however, that section one-a of this act shall expire and be deemed repealed [5] *10* years after such effective date;

e. Section nine of this act shall take effect on the sixtieth day after this act shall have become a law and shall apply to legal actions

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

LBD13875-02-4

filed on or after such date; provided, however that the amendments to subdivision (a) of rule 3408 of the civil practice law and rules made by such section shall expire and be deemed repealed [5] 10 years after such effective date;

S 2. Section 3 of chapter 455 of the laws of 1997, amending the New York city civil court act and the civil practice law and rules relating to authorizing New York city marshals to exercise the same functions, powers and duties as sheriffs with respect to the execution of money judgments, as amended by chapter 103 of the laws of 2009, is amended to read as follows:

S 3. This act shall take effect immediately and shall remain in full force and effect only until June 30, [2014] 2019 when upon such date this act shall be deemed repealed.

S 3. Section 2 of chapter 363 of the laws of 2010, amending the judiciary law relating to granting the chief administrator of the courts the authority to allow referees to determine applications for orders of protection during the hours family court is in session, as amended by chapter 137 of the laws of 2012, is amended to read as follows:

S 2. This act shall take effect immediately; provided that paragraph (n) of subdivision 2 of section 212 of the judiciary law, as added by section one of this act, shall expire and be deemed repealed September 1, [2014] 2016.

S 4. Section 2 of chapter 219 of the laws of 2002, amending the judiciary law relating to the judicial hearing officer pilot program and the powers of the chief administrator of the courts, as amended by chapter 34 of the laws of 2011, is amended to read as follows:

S 2. This act shall take effect immediately and shall expire [12] 14 years after its effective date, when, upon such date, the provisions of this act shall be deemed repealed.

S 5. This act shall take effect immediately.