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

4841

2015-2016 Regular Sessions

I N S E N A T E

April 21, 2015

Introduced by Sen. MARTINS -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs

AN ACT to amend the military law, in relation to requiring written consent for arbitration of controversies relating to contracts with persons in military service

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

Section 1. The military law is amended by adding a new section 320 to read as follows:

S 320. WRITTEN CONSENT REQUIRED FOR ARBITRATION. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, WHENEVER A CONTRACT WITH A PERSON IN MILITARY SERVICE, AS DEFINED IN SECTION THREE HUNDRED ONE OF THIS ARTICLE, OR A PERSON IN MILITARY SERVICE AND SUCH PERSON'S SPOUSE JOINTLY, PROVIDES FOR THE USE OF ARBITRATION TO RESOLVE A CONTROVERSY SUBJECT TO A PROVISION OF THIS ARTICLE OR THE FEDERAL SERVICEMEMBERS CIVIL RELIEF ACT AND ARISING OUT OF OR RELATING TO SUCH CONTRACT, ARBITRATION MAY BE USED TO SETTLE SUCH CONTROVERSY ONLY IF, AFTER SUCH CONTROVERSY ARISES, ALL PARTIES TO SUCH CONTROVERSY CONSENT IN WRITING TO USE ARBITRATION TO SETTLE SUCH CONTROVERSY.

S 2. This act shall take effect immediately and shall apply to contracts entered into, amended, altered, modified, renewed, or extended after such effective date.

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

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