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

6370

2015-2016 Regular Sessions

I N  A S S E M B L Y

March 20, 2015

Introduced by M. of A. COOK -- read once and referred to the Committee on Codes

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:

Section 1. Subdivision (a) of section 5519 of the civil practice law and rules is amended by adding a new closing paragraph to read as follows:

NOTWITHSTANDING THE FOREGOING, THE PROVISIONS OF THIS SUBDIVISION SHALL NOT APPLY TO THE MAINTENANCE, SPOUSAL SUPPORT OR CHILD SUPPORT PROVISIONS, AS DEFINED IN ARTICLE THIRTEEN OF THE DOMESTIC RELATIONS LAW AND IN ARTICLES FOUR, FIVE AND FIVE-B OF THE FAMILY COURT ACT, OF A JUDGMENT, ORDER OR DECREE.

S 2. This act shall take effect immediately and shall apply to all matrimonial actions whenever commenced; except that, where enforcement of a judgment, order or decree has been stayed pursuant to subdivision (a) of section 5519 of the civil practice law and rules prior to such effective date, such stay shall continue in effect in accordance with law then in effect.

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

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