

# STATE OF NEW YORK

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5376

2017-2018 Regular Sessions

## IN ASSEMBLY

February 8, 2017

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Introduced by M. of A. TITUS, JAFFEE, M. G. MILLER, WEPRIN, HOOPER,  
ROSENTHAL, COOK, STECK -- read once and referred to the Committee on  
Judiciary

AN ACT to amend the real property law, in relation to prohibiting mort-  
gagee from refusing to accept partial mortgage payments

The People of the State of New York, represented in Senate and Assem-  
bly, do enact as follows:

1 Section 1. The real property law is amended by adding a new section  
2 254-e to read as follows:

3 § 254-e. Refusal by mortgagee to accept partial mortgage payments. 1.  
4 No mortgagee shall refuse to accept a partial payment of an entire  
5 amount due from a mortgagor which does not bring the mortgagor current  
6 on his or her mortgage debt.

7 2. The provisions of this section shall not bar any other contractual  
8 or statutory rights or remedies available to a mortgagor.

9 § 2. This act shall take effect on the thirtieth day after it shall  
10 have become a law.

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

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