

STATE OF NEW YORK

6050

2019-2020 Regular Sessions

IN SENATE

May 16, 2019

Introduced by Sen. HOYLMAN -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

AN ACT to amend the domestic relations law, in relation to including acts of domestic violence in the criteria the court shall consider in determining the equitable disposition of property during divorce proceedings

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

1 Section 1. Subparagraph 14 of paragraph d of subdivision 5 of part B
2 of section 236 of the domestic relations law, as amended by chapter 281
3 of the laws of 1980 and as renumbered by chapter 229 of the laws of
4 2009, is amended to read as follows:

5 (14) whether either party has committed an act or acts of domestic
6 violence, as described in subdivision one of section four hundred
7 fifty-nine-a of the social services law, against the other party and the
8 nature, extent and duration of such act or acts; and

9 (15) any other factor which the court shall expressly find to be just
10 and proper.

11 § 2. This act shall take effect on the thirtieth day after it shall
12 have become a law and shall apply to matrimonial actions commenced on or
13 after such effective date. Nothing in this act shall be deemed to affect
14 the validity of any agreement made pursuant to subdivision 3 of part B
15 of section 236 of the domestic relations law or section 425 of the fami-
16 ly court act prior to the effective date of this act. Effective imme-
17 diately, the addition, amendment and/or repeal of any rule or regulation
18 necessary for the implementation of this act on its effective date are
19 authorized to be made on or before such date.

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

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