

STATE OF NEW YORK

1503

2021-2022 Regular Sessions

IN ASSEMBLY

January 11, 2021

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

AN ACT to amend the domestic relations law, in relation to prohibiting a
person who has abandoned his or her spouse from collecting any portion
of the spouse's pension

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

1 Section 1. The domestic relations law is amended by adding a new
2 section 212 to read as follows:

3 § 212. Abandonment; bar to pension collection. (a) Notwithstanding any
4 provision of law to the contrary, a person who has abandoned his or her
5 spouse or domestic partner shall be barred from claiming or collecting,
6 as part of a distributive award, any portion of a pension owed to such
7 spouse or domestic partner by any public or private employer.

8 (b) Nothing in this section shall be construed to bar or impede the
9 enforcement of an order for child support or for spousal maintenance by
10 garnishment or attachment of such pension funds or by other means.

11 § 2. This act shall take effect immediately.

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

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