

STATE OF NEW YORK

6050

2021-2022 Regular Sessions

IN SENATE

March 31, 2021

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

AN ACT to amend the civil practice law and rules, in relation to exempting any federal or state stimulus check that is the result of a declared national or state disaster emergency from money judgments

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

1 Section 1. Section 5205 of the civil practice law and rules is amended
2 by adding a new subdivision (p) to read as follows:

3 (p) Exemption for federal or state stimulus checks. 1. No federal or
4 state stimulus check that is the result of a declared national or state
5 disaster emergency shall be subject to execution, garnishment, or
6 attachment or any other legal process, except such part as a court
7 determines to be unnecessary for the reasonable requirements of the
8 judgment debtor and the debtor's dependents.

9 2. For the purposes of this subdivision, the term "stimulus check"
10 shall mean any economic impact payment sent by the government to taxpay-
11 ers.

12 § 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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