

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 exempt-
ing 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 Assem-
bly, 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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