STATE OF NEW YORK

4391

2023-2024 Regular Sessions

IN SENATE

February 8, 2023

Introduced by Sen. MAY -- 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 allowing tenants to appeal judgments or orders issued against them without first being required to pay any portion of such judgment or order

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

Section 1. Section 5519 of the civil practice law and rules is amended by adding a new subdivision (h) to read as follows:

(h) Appeals of judgments or orders by tenants. Notwithstanding any provision of law to the contrary, if a tenant serves upon a landlord a notice of appeal or an affidavit of intention to move for permission to appeal a judgment or order or pay an undertaking under paragraph two or six of subdivision (a) of this section, such tenant shall not be required to pay any portion of money under such judgment or order until the end of the stay triggered by such service.

§ 2. This act shall take effect immediately and shall apply to judgments and orders issued on or after such date.

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

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