STATE OF NEW YORK

11435

IN ASSEMBLY

May 15, 2026

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Lunsford) -- read once and referred to the Committee on Judiciary

AN ACT to amend the civil practice law and rules, in relation to attorneys' fees in class actions

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

Section 1. Rule 909 of the civil practice law and rules, as amended by chapter 566 of the laws of 2011, is amended to read as follows:

Rule 909. Attorneys' fees. If a judgment in an action maintained as a class action is rendered in favor of the class, the court in its discretion may award attorneys' fees to the representatives of the class and/or to any other person that the court finds has acted to benefit the class based on the reasonable value of legal services rendered and if justice requires, allow recovery of the amount awarded from the opponent of the class. **It may, in its discretion where appropriate, award an additional amount to such class representatives.**

§ 2. This act shall take effect immediately and shall apply to all actions commenced on or after the date on which it shall have become a law and all actions pending on the date on which it shall have become a law.

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

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