STATE OF NEW YORK

8299

2025-2026 Regular Sessions

IN ASSEMBLY

May 12, 2025

Introduced by M. of A. LAVINE -- (at request of the Unified Court System) -- read once and referred to the Committee on Judiciary

AN ACT to amend the domestic relations law, in relation to automatic orders in matrimonial actions

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

Section 1. The opening paragraph of paragraph b of subdivision 2 of part B of section 236 of the domestic relations law, as added by chapter 72 of the laws of 2009, is amended and a new subparagraph 6 is added to read as follows:

With respect to matrimonial actions which commence on or after the effective date of this paragraph, the plaintiff shall cause to be served upon the defendant, simultaneous with the service of the summons, a copy of the automatic orders set forth in this paragraph. The automatic orders shall **take effect and** be binding upon the plaintiff in a matrimonial action immediately upon the filing of the summons, or summons and complaint, and **shall be binding** upon the defendant immediately upon the service of the automatic orders with the summons. [~~The~~] **Each** automatic [~~orders~~] **order** shall remain in full force and effect [~~during the pendency of the action,~~] **until the judgment of divorce is entered or the action is dismissed, discontinued or stayed, whichever shall occur first,** unless **the order is** terminated, modified or amended by further order of the court upon motion of either of the parties or upon written agreement between the parties duly executed and acknowledged. The automatic orders are as follows:

(6) If either party receives notice of a tax lien, foreclosure, bankruptcy, or litigation, or the filing of same, or of the lifting of a stay in bankruptcy, that could adversely affect the marital estate, that party shall, within ten days after receiving such notice, send written notice of such event to the other party.

§ 2. This act shall take effect on the sixtieth day after 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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