S T A T E O F N E W Y O R K

S. 3313 A. 4120

2013-2014 Regular Sessions

S E N A T E - A S S E M B L Y

January 31, 2013

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Judiciary

AN ACT in relation to authorizing the state comptroller to pay the proceeds of the estate of Howard J. Geyer to any person who can trace a familial relationship through common great-grandparents with the decedent, and providing for a kinship hearing in the surrogate's court of the county of Suffolk to determine persons entitled to such proceeds

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Notwithstanding the provisions of section 4-1.1 of the estates, powers, and trusts law, or any other provision of law to the contrary, the state comptroller shall be authorized to pay the net proceeds of the estate of Howard J. Geyer, county of Suffolk (file No. 392A2003), plus any interest accrued, from the abandoned property fund of the state of New York, to any person who can trace a familial relationship through common great-grandparents with the decedent. Persons entitled to the proceeds of such estate, pursuant to this act, shall first be determined through a kinship hearing to be conducted by the surrogate's court of the county of Suffolk. As a condition precedent to distribution of the funds by the state comptroller, all persons entitled to the proceeds of such estate, as determined by the kinship hearing, shall present to the state comptroller a binding legal agreement, providing for the apportionment of the proceeds of such estate plus any interest accrued, executed by all persons entitled to the proceeds. The state comptroller shall not make any payment until such agreement shall have been filed with both the surrogate's court of Suffolk County and the state comptroller.

S 2. This act shall take effect on the thirtieth 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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