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

6072

2009-2010 Regular Sessions

I N A S S E M B L Y

February 24, 2009

Introduced by M. of A. COOK, CHRISTENSEN, CLARK, SCARBOROUGH, V. LOPEZ, McENENY, PHEFFER -- Multi-Sponsored by -- M. of A. BENJAMIN, BOYLAND, CYMBROWITZ, GALEF, TOWNS, WRIGHT -- read once and referred to the Committee on Judiciary

AN ACT to amend the estates, powers and trusts law, in relation to recognizing the legal rights of children conceived after death to inherit

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

Section 1. Paragraph (a) of section 1-2.10 of the estates, powers and trusts law is amended by adding a new subparagraph 3 to read as follows:

(3) THE TERM "ISSUE" SHALL ALSO INCLUDE CHILDREN CONCEIVED AND BORN AFTER THE DEATH OF A PARENT THROUGH ARTIFICIAL METHODS INCLUDING, BUT NOT LIMITED TO, IN VITRO FERTILIZATION AND ARTIFICIAL INSEMINATION.

S 2. Paragraph (a) of section 2-1.3 of the estates, powers and trusts law is amended by adding a new subparagraph 4 to read as follows:

(4) CHILDREN CONCEIVED AND BORN ALIVE AFTER SUCH DISPOSITION BECOMES EFFECTIVE.

S 3. 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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