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

6196

2009-2010 Regular Sessions

I N A S S E M B L Y

February 26, 2009

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

AN ACT to amend the estates, powers and trusts law, in relation to the revocatory effect of a child born after the execution of a will

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

Section 1. Section 5-3.2 of the estates, powers and trusts law is amended by adding a new paragraph (d) to read as follows:

(D) FOR PURPOSES OF THIS SECTION, A NON-MARITAL CHILD, BORN AFTER THE EXECUTION OF A LAST WILL SHALL BE CONSIDERED AN AFTER-BORN CHILD OF HIS OR HER FATHER WHERE PATERNITY IS ESTABLISHED PURSUANT TO SECTION 4-1.2 OF THIS CHAPTER.

S 2. This act shall take effect immediately and shall apply to all actions and proceedings commenced on or after such effective date.

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

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