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

3458

2009-2010 Regular Sessions

I N A S S E M B L Y

January 27, 2009

Introduced by M. of A. PERRY -- Multi-Sponsored by -- M. of A. PHEFFER -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to requiring certain disclosures by sperm and ovum storage facilities

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

Section 1. The general business law is amended by adding a new section 391-q to read as follows:

S 391-Q. DISCLOSURE STATEMENT BY SPERM OR OVUM STORAGE FACILITY. ANY MEDICAL FACILITY, OR OTHER FACILITY, ENGAGED IN THE BUSINESS OF THE STORAGE OF SPERM OR OVUM MUST PROVIDE, PRIOR TO ENGAGING IN ANY CONTRACTUAL AGREEMENT WITH A CLIENT, A DISCLOSURE STATEMENT TO SUCH CLIENT WHICH NOTIFIES HIM OR HER OF THE PROVISIONS OF ANY EXISTING STATE OR FEDERAL LAWS INCLUDING ANY STATUTES OF LIMITATIONS RELATING TO THE INHERITANCE RIGHTS OF A CHILD POSTHUMOUSLY CONCEIVED FROM THE UTILIZATION OF SPERM OR OVUM STORED WITH SUCH FACILITY.

S 2. 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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