

7288

2009-2010 Regular Sessions

I N   A S S E M B L Y

March 27, 2009

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Introduced by M. of A. PRETLOW -- 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 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:

1     Section 1. Notwithstanding the provisions of section 4-1.1 of the  
2     estates, powers, and trusts law, or any other provision of law to the  
3     contrary, the state comptroller shall be authorized to pay the net  
4     proceeds of the estate of Howard J. Geyer, county of Suffolk (file No.  
5     392A2003), plus any interest accrued, from the abandoned property fund  
6     of the state of New York, to any person who can trace a familial  
7     relationship through common great-grandparents with the decedent.  
8     Persons entitled to the proceeds of such estate, pursuant to this act,  
9     shall first be determined through a kinship hearing to be conducted by  
10    the surrogate's court of the county of Suffolk. As a condition precedent  
11    to distribution of the funds by the state comptroller, all persons entitled  
12    to the proceeds of such estate, as determined by the kinship hearing,  
13    shall present to the state comptroller a binding legal agreement,  
14    providing for the apportionment of the proceeds of such estate plus any  
15    interest accrued, executed by all persons entitled to the proceeds. The  
16    state comptroller shall not make any payment until such agreement shall  
17    have been filed with both the surrogate's court of Suffolk County and  
18    the state comptroller.

19    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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