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

3310

2009-2010 Regular Sessions

I N S E N A T E

March 16, 2009

Introduced by Sen. OPPENHEIMER -- read twice and ordered printed, and when printed to be committed to the Committee on Children and Families

AN ACT to amend the domestic relations law, in relation to who may adopt a person

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

Section 1. The closing paragraph of section 110 of the domestic relations law, as added by chapter 522 of the laws of 1999, is amended to read as follows:

It shall be unlawful to preclude a prospective adoptive parent or parents solely on the basis that the adoptor or [adopters] ADOPTORS has had, or has cancer, or any other disease. THE PERMANENT IMPAIRMENT OR INCAPACITATION OF ONE SPOUSE SHALL NOT PRECLUDE A HUSBAND AND WIFE FROM ADOPTING TOGETHER OR THE COMPETENT SPOUSE FROM ADOPTING AS A SINGLE PARENT. Nothing herein shall prevent the rejection of a prospective applicant based upon his or her poor health or limited life expectancy.

S 2. This act shall take effect immediately.

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

LBD09279-01-9