

4999

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sen. DUANE -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to permitting an electronic signature to make an anatomical gift

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

1 Section 1. Subdivision 2 of section 4310 of the public health law, as  
2 amended by chapter 362 of the laws of 2008, is amended to read as  
3 follows:  
4 2. Such registration of consent to make an anatomical gift can be made  
5 through (a) indication made on the application or renewal form of a  
6 license, (b) indication made on a non-driver identification card appli-  
7 cation or renewal form, (c) enrolling in the registry website maintained  
8 by the department, (d) indication made on a voter registration form  
9 pursuant to subdivision five of section 5-210 of the election law, or  
10 (e) through any other method identified by the commissioner. NOTWITH-  
11 STANDING SECTION THREE HUNDRED SEVEN OF THE STATE TECHNOLOGY LAW, A  
12 REGISTRATION OF CONSENT TO MAKE AN ANATOMICAL GIFT MAY BE MADE USING AN  
13 ELECTRONIC SIGNATURE AND SHALL BE SUBJECT TO THE OTHER PROVISIONS OF  
14 ARTICLE THREE OF THE STATE TECHNOLOGY LAW. The registration shall take  
15 effect upon the department sending written notice of the registration to  
16 the person enrolling in the registry.  
17 S 2. This act shall take effect immediately.

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

LBD11421-01-9