

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

2010

2011-2012 Regular Sessions

I N A S S E M B L Y

January 12, 2011

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

AN ACT to amend the surrogate's court procedure act, in relation to
service of a citation

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

1 Section 1. Section 306 of the surrogate's court procedure act is
2 amended by adding a new subdivision 5 to read as follows:

3 5. A COPY OF THE PETITION, AFFIDAVITS, AFFIRMATIONS AND EXHIBITS THER-
4 ETO UPON WHICH PROCESS WAS ISSUED, SHALL BE SERVED WITH THE CITATION OR
5 OTHER PROCESS TO OBTAIN JURISDICTION OF A PARTY, EXCEPT WHERE SERVICE IS
6 BY PUBLICATION, AND EXCEPT IN A PROCEEDING FOR A VOLUNTARY ACCOUNTING.

7 S 2. This act shall take effect immediately.

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

LBD05097-01-1