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

2061

2011-2012 Regular Sessions

I N A S S E M B L Y

January 13, 2011

Introduced by M. of A. GOTTFRIED, PAULIN -- Multi-Sponsored by -- M. of A. BOYLAND -- read once and referred to the Committee on Codes

AN ACT to amend the civil practice law and rules, in relation to changing reference from physician, osteopath or dentist to health care practitioner

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

Section 1. Rule 2106 of the civil practice law and rules, as amended by judicial conference proposal No. 3 for the year 1973, is amended to read as follows:

Rule 2106. Affirmation of truth of statement by attorney[, physician, osteopath or dentist] OR HEALTH CARE PRACTITIONER. The statement of an attorney admitted to practice in the courts of the state, or of a [physician, osteopath or dentist] HEALTH CARE PRACTITIONER, authorized by TITLE EIGHT OF THE EDUCATION law to practice in the state, who is not a party to an action, when subscribed and affirmed by him OR HER to be true under the penalties of perjury, may be served or filed in the action in lieu of and with the same force and effect as an affidavit.

S 2. This act shall take effect immediately.

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

LBD05346-01-1