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

97

2011-2012 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 5, 2011

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

AN ACT to amend the civil practice law and rules, in relation to enacting the "civil practice medical records production act"

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

Section 1. Short title. This act shall be known and may be cited as the "civil practice medical records production act".

S 2. Subdivision (c) of section 8001 of the civil practice law and rules is amended to read as follows:

(c) [Transcripts] PRODUCTION of PAPER records AND/OR DOCUMENTS. [Wherever] NOTWITHSTANDING ANY OTHER PROVISION OF LAW RELATING TO FEES FOR THE PRODUCTION OF PAPER RECORDS AND/OR DOCUMENTS WHENEVER the [preparation of a transcript] PRODUCTION of PAPER records AND/OR DOCUMENTS is required in order to comply with a subpoena, the person subpoenaed shall receive an additional fee of ten cents per [folio] PAGE upon demand, IN ADDITION TO ANY SUCH ATTENDANCE FEE AND/OR TRAVEL EXPENSES WHICH THE PERSON SUBPOENAED MIGHT BE ELIGIBLE TO RECEIVE FOR THEIR ACTUAL ATTENDANCE.

S 3. 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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