STATE OF NEW YORK

8062

IN SENATE

January 5, 2024

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

AN ACT to amend the state technology law, in relation to providing for the remote conduct of witnessing health care proxies

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivision 1 of section 307 of the state technology law, as amended by chapter 222 of the laws of 2021, is amended to read as follows:

1. To any document providing for the disposition of an individual's person or property upon death or incompetence, or appointing a fiduciary of an individual's person or property, including, without limitation, wills, trusts, decisions consenting to orders not to resuscitate, **and** powers of attorney [~~**and health care proxies**~~], with the exception of: (a) contractual beneficiary designations; (b) the registration of making, amending, or revoking an anatomical gift under section forty-three hundred ten of the public health law; and (c) documents and forms authorizing or accepting funeral, cemetery and cremation services.

§ 2. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2023 amending the public health law relating to providing for the remote conduct of witnessing health care proxies, as proposed in legislative bills numbers S. 5100 and A. 2190, takes effect.

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

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