

# STATE OF NEW YORK

3542--A

2023-2024 Regular Sessions

## IN SENATE

January 31, 2023

Introduced by Sen. BRESLIN -- read twice and ordered printed, and when printed to be committed to the Committee on Judiciary -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general obligations law and the state technology law, in relation to electronic signatures and salvage title

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

1 Section 1. Section 5-1501B of the general obligations law is amended  
2 by adding a new subdivision 6 to read as follows:

3 6. Nothing in this title shall prohibit the execution of a valid power  
4 of attorney for the purpose of transferring a salvage certificate of  
5 title and the execution of an odometer and damage disclosure statement  
6 in connection with such title by electronic means pursuant to article  
7 three of the state technology law.

8 § 2. Subdivision 1 of section 307 of the state technology law, as  
9 amended by chapter 222 of the laws of 2021, is amended to read as  
10 follows:

11 1. To any document providing for the disposition of an individual's  
12 person or property upon death or incompetence, or appointing a fiduciary  
13 of an individual's person or property, including, without limitation,  
14 wills, trusts, decisions consenting to orders not to resuscitate, powers  
15 of attorney and health care proxies, with the exception of: (a) contrac-  
16 tual beneficiary designations; (b) the registration of making, amending,  
17 or revoking an anatomical gift under section forty-three hundred ten of  
18 the public health law; [~~and~~] (c) documents and forms authorizing or  
19 accepting funeral, cemetery and cremation services[~~-~~]; and (d) the  
20 execution of a valid power of attorney for the purpose of transferring  
21 a salvage certificate of title and the execution of an odometer and  
22 damage disclosure statement in connection with such title whenever a  
23 loss in connection with a private automobile is determined by an insurer

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

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1 to be a total loss or constructive total loss under section three thou-  
2 sand four hundred twelve of the insurance law.  
3 § 3. This act shall take effect immediately.