

STATE OF NEW YORK

8302

2025-2026 Regular Sessions

IN ASSEMBLY

May 12, 2025

Introduced by M. of A. O'PHARROW -- (at request of the Unified Court System) -- read once and referred to the Committee on Judiciary

AN ACT to amend the civil practice law and rules, in relation to an affirmation by any person, wherever made, in a civil action

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

1 Section 1. Rule 2106 of the civil practice law and rules, as amended
2 by chapter 559 of the laws of 2023, is amended to read as follows:

3 Rule 2106. Affirmation of truth of statement. (a) The statement of any
4 person wherever made, subscribed and affirmed by that person to be true
5 under the penalties of perjury, other than in a deposition, or an oath
6 of office, or an oath required to be taken before a specified person
7 other than a notary, may be used in an action in New York in lieu of and
8 with the same force and effect as an affidavit, a certificate, a
9 response to a notice to admit, an answer to interrogatories, a verifica-
10 tion of a pleading, a bill of particulars and any other sworn statement.

11 Such affirmation shall be in substantially the following form:

12 I affirm this ____ day of _____, _____, under the penalties of perjury
13 under the laws of New York, which may include a fine or imprisonment,
14 that the foregoing is true, except as to matters alleged on information
15 and belief and as to those matters I believe it to be true, and I under-
16 stand that this document may be filed in an action or proceeding in a
17 court of law.

18 (Signature)

19 (b) Nothing in this rule shall be construed to eliminate any require-
20 ment under the domestic relations law that matrimonial agreements must
21 be acknowledged in the form of deed.

22 § 2. 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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