STATE OF NEW YORK

8538

2025-2026 Regular Sessions

IN SENATE

October 22, 2025

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

AN ACT to amend the civil practice law and rules, in relation to extending the statute of limitations for coroners, coroners' physicians or medical examiners for article 78 proceedings

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

Section 1. Subdivision 1 of section 217 of the civil practice law and rules, as amended by chapter 467 of the laws of 1990, is amended to read as follows:

1. Unless a shorter time is provided in the law authorizing the proceeding, a proceeding against a body or officer must be commenced within four months after the determination to be reviewed becomes final and binding upon the petitioner or the person whom [~~he~~] **such petitioner** represents in law or in fact, or after the respondent's refusal, upon the demand of the petitioner or the person whom [~~he~~] **such petitioner** represents, to perform its duty; or with leave of the court where the petitioner or the person whom [~~he~~] **such petitioner** represents, at the time such determination became final and binding upon [~~him~~] **such petitioner** or at the time of such refusal, was under a disability specified in section 208 **of this article**, within two years after such time**, or in the case of a coroner, coroner's physician or medical examiner a proceeding must be commenced within ten years after such coroner, coroner's physician or medical examiner's report is finalized**.

§ 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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