

A 4392 Weinstein Same as [S 1728](#)
SAMPSON
General Obligations Law
TITLE....Delays from March 1, 2009 until September
1, 2009, the effective date of amendments to the
provisions of law providing for powers of attorney
02/03/09 referred to judiciary
02/10/09 reported referred to rules
02/10/09 reported
02/10/09 rules report cal.3
02/10/09 ordered to third reading rules cal.3
02/10/09 passed assembly
02/10/09 delivered to senate
02/10/09 REFERRED TO JUDICIARY
02/24/09 SUBSTITUTED FOR S1728
02/24/09 3RD READING CAL.20
02/24/09 PASSED SENATE
02/24/09 RETURNED TO ASSEMBLY
02/24/09 delivered to governor
02/25/09 signed chap.4

S1728 SAMPSON Same as [A 4392](#) Weinstein
ON FILE: 02/06/09 Judiciary
TITLE....Delays from March 1, 2009 until
September 1, 2009, the effective date of
amendments to the provisions of law providing for
powers of attorney
02/05/09 REFERRED TO JUDICIARY
02/10/09 1ST REPORT CAL.20
02/11/09 2ND REPORT CAL.
02/23/09 ADVANCED TO THIRD READING
02/24/09 SUBSTITUTED BY A4392

A04392 Weinstein

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STATE OF NEW YORK

4392

2009-2010 Regular Sessions

IN ASSEMBLY

February 3, 2009

Introduced by M. of A. WEINSTEIN -- read once and referred to
the
Committee on Judiciary
AN ACT to amend chapter 644 of the laws of 2008, amending the
general
obligations law relating to powers of attorney, in relation to
delay-
ing the effective date thereof

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

1 Section 1. Section 21 of chapter 644 of the laws of 2008, amending
the
2 general obligations law relating to powers of attorney, is amended
to

3 read as follows:

4 § 21. This act shall take effect on the first of ~~March~~
September
5 next succeeding the date on which it shall have become a law;
provided

6 that the provisions of this act shall apply to all powers of
attorney

7 executed on or after the effective date of this act and the
provisions

8 of this act shall not affect the validity of any power of attorney
or

9 the conveyance of authority to an attorney-in-fact or agent contained
in

10 a power of attorney executed prior to the effective date of this act
if

11 such power of attorney was valid at the time of its execution;
except

12 that sections eleven, twelve and eighteen of this act, and
sections

13 5-1505 and 5-1510 of the general obligations law, as added by
section

14 nineteen of this act, shall also apply to all powers of
attorney

15 executed prior to the effective date of this act.

16 § 2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in
brackets

[-] is old law to be omitted.

LBD08580-

01-9

**NEW YORK STATE ASSEMBLY
MEMORANDUM IN SUPPORT OF LEGISLATION
submitted in accordance with Assembly Rule III, Sec 1(f)**

BILL NUMBER: A4392

SPONSOR: Weinstein

TITLE OF BILL: An act to amend chapter 644 of the laws of 2008,
amending the general obligations law relating to powers of attorney, in
relation to delaying the effective date thereof

PURPOSE OF BILL: This bill enacts a chapter amendment to Assembly
bill A.6421-B, Chapter 644 of the laws of 2009 changing the enactment

date from March 1, 2009 to September 1, 2009.

JUSTIFICATION: Assembly bill A.6421-B, Chapter 644 of the laws of 2009 was signed into law on 1/27/09 with an enactment date of March 1, 2009. Since A.6421-B provides a comprehensive change in the law regarding power of attorney requirements, additional time is needed to educate the legal community regarding this change. Therefore, the enactment date is changed to September 1, 2009.

LEGISLATIVE HISTORY: New Bill, 2009 - Chapter Amendment to Ch. 644 '08.

FISCAL IMPLICATIONS FOR STATE AND LOCAL GOVERNMENTS: None.

EFFECTIVE DATE: Immediately.

Chapter Text Not available