

CIVIL COURT OF THE CITY OF NEW YORK

DIRECTIVES & PROCEDURES

Class: DRP-225

**Subject: Notarization Requirement
rescinded under CPLR §2106**

Category: GP-10; LT-10; SC-10

Eff. Date: March 18, 2024

BACKGROUND:

The New York State Legislature has voted to amend the Civil Practice Law and Rules (CPLR) §2106, and after being signed by Governor Hochul, the amendment took effect on January 1, 2024.

This CPLR §2106 amendment allows court users to submit personal affirmations under penalty of perjury in lieu of notarized affidavits. Before this amendment took effect, only a limited group of people, including licensed attorneys and certain healthcare professionals, were eligible to submit a personal affirmation; all other non-party court users were required to submit an affidavit that had been sworn and subscribed as true before a Notary Public. To uphold the spirit and letter of CPLR §2106 as amended, the following policy is being implemented.

POLICY:

Effective immediately, court users shall be provided with amended applicable affidavit forms that do not require notarization, as updated by the Office of Trial Support. Forms are available here: [New York City Civil Court \(nycourts.gov\)](https://nycourts.gov) as well as in the “Forms” tab of the UCMS database for employees.

The amendment to CPLR §2106 applies only to affidavits and does not apply to pleadings. The format and requirements of pleadings are prescribed distinctly in other statutes of the CPLR. As such, complaints, petitions, answers, verifications, acknowledgements, oaths, and designations, and other pleadings, are not subject to this change.

Date: March 18, 2024

/s/
Hon. Carolyn Walker-Diallo, J.S.C.
Administrative Judge
Civil Court of the City of New York