

1287

2011-2012 Regular Sessions

I N S E N A T E

January 6, 2011

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

AN ACT to amend the civil rights law, in relation to waiving the state's
sovereign immunity to claims under the Americans with Disabilities Act
of 1990

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-
BLY, DO ENACT AS FOLLOWS:

1 Section 1. The civil rights law is amended by adding a new section 16
2 to read as follows:
3 S 16. WAIVER OF STATE IMMUNITY; AMERICANS WITH DISABILITIES ACT OF
4 1990. THE STATE HEREBY WAIVES ITS SOVEREIGN IMMUNITY WITH REGARD TO ALL
5 CLAIMS, ACTIONS AND PROCEEDINGS BROUGHT PURSUANT TO THE AMERICANS WITH
6 DISABILITIES ACT OF 1990 (P.L. 101-336, AS AMENDED). THE PROVISIONS OF
7 SUCH ACT SHALL APPLY TO THE STATE, AND ANY INSTRUMENTALITY OR POLITICAL
8 SUBDIVISION THEREOF.
9 S 2. This act shall take effect on the ninetieth day after it shall
10 have become a law and shall be deemed to have been in full force and
11 effect on and after February 21, 2001.

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

LBD01127-01-1