

STATE OF NEW YORK

9818

IN ASSEMBLY

April 19, 2022

Introduced by M. of A. PAULIN -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to address confidentiality to protect reproductive health care services providers, employees, volunteers, or patients

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

1 Section 1. The opening paragraph and subdivision 3 of section 108 of
2 the executive law, as amended by chapter 141 of the laws of 2019, are
3 amended to read as follows:

4 There is created in the office of the secretary of state a program to
5 be known as the "address confidentiality program" to protect victims of
6 domestic violence, victims of human trafficking, victims of a sexual
7 offense [~~and~~], victims of stalking, and reproductive health care
8 services providers, employees, volunteers, or patients by authorizing
9 the use of designated addresses for such victims and their minor chil-
10 dren. The program shall be administered by the secretary of state.

11 3. Designation of agencies to assist applicants. The secretary shall
12 designate state, local or nonprofit agencies that provide counseling,
13 referral, shelter or other specialized services to victims of domestic
14 violence, victims of human trafficking, victims of a sexual offense
15 [~~and~~], victims of stalking, and reproductive health care services
16 providers, employees, volunteers, or patients to assist persons applying
17 to be program participants. Such persons providing assistance shall be
18 trained by the secretary. Any assistance and counseling rendered by an
19 officer of the secretary or his or her designees to applicants shall in
20 no way be construed as legal advice.

21 § 2. Subdivision 1 of section 108 of the executive law is amended by
22 adding two new paragraphs (l) and (m) to read as follows:

23 (l) "Reproductive health care services provider, employee, volunteer,
24 or patient" means a person who obtains, provides, or assists, at the
25 request of another person, in obtaining or providing reproductive health
26 care services, or a person who owns or operates a reproductive health
27 care services facility.

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

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1 (m) "Reproductive health care services facility" includes a hospital,
2 an office operated by a licensed physician and surgeon, a licensed clin-
3 ic, or other licensed health care facility that provides reproductive
4 health care services and includes only the building or structure in
5 which the reproductive health care services are actually provided.

6 § 3. Clauses (A) and (B) of subparagraph (i) of paragraph (a) of
7 subdivision 2 of section 108 of the executive law, as amended by chapter
8 141 of the laws of 2019, are amended to read as follows:

9 (A) the applicant, or the minor or incapacitated person on whose
10 behalf the application is made, is a victim of domestic violence, victim
11 of human trafficking, victim of a sexual offense, [e~~x~~] victim of stalk-
12 ing, or reproductive health care services provider, employee, volunteer,
13 or patient;

14 (B) the applicant, or the minor or incapacitated person on whose
15 behalf the application is made, has left his or her residence because of
16 such violence or acts, or in the case of a reproductive health care
17 services provider, employee, volunteer or patient, threats of violence;

18 § 4. This act shall take effect on the ninetieth day after it shall
19 have become a law.