

# STATE OF NEW YORK

9384

## IN SENATE

May 23, 2022

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

AN ACT to amend the executive law, in relation to including abortion providers and patients in the address confidentiality program

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

1 Section 1. The opening paragraph of section 108 of the executive law,  
2 as amended by chapter 141 of the laws of 2019, is amended to read as  
3 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 abortion providers or patients of  
8 abortion providers by authorizing the use of designated addresses for  
9 such victims and their minor children. The program shall be administered  
10 by the secretary of state.

11 § 2. Subdivision 1 of section 108 of the executive law is amended by  
12 adding a new paragraph (1) to read as follows:

13 (1) "Abortion providers or patients of abortion providers" shall mean:

14 (i) a licensed health care practitioner or licensed medical profes-  
15 sional who performs or induces an abortion as authorized under section  
16 two thousand five hundred ninety-nine-bb of the public health law,  
17 including any employee, volunteer or contractor of such health care  
18 practitioner or medical professional;

19 (ii) a patient of a licensed health care practitioner or licensed  
20 medical professional who has had an abortion or intends to have an  
21 abortion as described in subparagraph (i) of this paragraph; and

22 (iii) an immediate family member as defined in subdivision eight of  
23 section two hundred thirty-eight of the public health law or members of  
24 the household of a person described in subparagraph (i) or (ii) of this  
25 paragraph.

26 § 3. The opening paragraph of subparagraph (i) and subparagraph (iv)  
27 of paragraph (a) of subdivision 2 of section 108 of the executive law,  
28 the opening paragraph of subparagraph (i) as amended by section 2 of

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

LBD15252-03-2

1 part C of chapter 491 of the laws of 2012, and subparagraph (iv) as  
2 amended by chapter 141 of the laws of 2019, are amended to read as  
3 follows:

4 a signed written statement affirmed by the applicant that such appli-  
5 cant is either an abortion provider or patient of an abortion provider  
6 and fears for his or her safety or the safety of an immediate family  
7 member or the safety of a member of his or her household or:

8 (iv) the actual address or addresses that the applicant requests not  
9 be disclosed because of the increased risk of domestic violence, a sexu-  
10 al offense, stalking, [ex] physical injury, or such applicant's status  
11 as an abortion provider or patient of an abortion provider; and

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