

STATE OF NEW YORK

9791

IN SENATE

May 30, 2024

Introduced by Sen. SCARCELLA-SPANTON -- (at request of the Department of Veterans' Services) -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to compensation protection

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

1 Section 1. The section heading of section 349-f of the general business law, as added by chapter 183 of the laws of 2019, is amended and
2 subdivision 3 is amended by adding a new paragraph (c) to read as
3 follows:

4 Pension poaching prevention and compensation protection.

5 (c) No entity shall advise, assist, or advertise to any party regarding veterans' benefits matters specifically relating to Camp Lejeune injuries without clearly providing, at the outset of this business relationship, the following disclosure, both orally and in writing: "In accordance with the Camp Lejeune Justice Act of 2022 any award or settlement obtained from a lawsuit against the Government may result in an offset of VA, Medicare, or Medicaid benefits." The party must verbally acknowledge understanding of the oral disclosure and must provide his or her signature to represent understanding of these provisions on the document in which the written disclosure appears. The entity must provide a copy to the party and must retain a copy of the written disclosure while acting as legal representative of the veteran for compensation and for at least one year after the date on which this service relationship terminates.

6 § 2. This act shall take effect immediately.

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

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