

# STATE OF NEW YORK

4309

2025-2026 Regular Sessions

## IN ASSEMBLY

February 4, 2025

Introduced by M. of A. TAGUE, MANKTELOW, DURSO, PALMESANO, HAWLEY, SMULLEN, DeSTEFANO, GALLAHAN, WOERNER, LEMONDES -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to prohibiting certain COVID-19 mask and face covering mandates by state agencies

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

1 Section 1. The executive law is amended by adding a new section 170-i  
2 to read as follows:

3 § 170-i. COVID-19 mask and face covering mandate. 1. No state agency  
4 shall promulgate rules, regulations or any form of guidance requiring  
5 individuals under the age of eighteen who are not exhibiting COVID-19  
6 related symptoms, as defined by the centers for disease control and  
7 prevention, to wear a mask or face covering in a public place or while  
8 participating in any recreational or organized sporting activity.

9 2. For the purposes of this section:

10 (a) "state agency" shall mean any executive department, bureau,  
11 commission, agency, board or other agency, any public authority, and the  
12 judiciary and the legislature.

13 (b) "face-covering" shall include, but not be limited to, cloth masks,  
14 surgical masks or N95 respirators.

15 (c) "public place" shall not include facilities established pursuant  
16 to article twenty-eight of the public health law or private health care  
17 facilities.

18 § 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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