STATE OF NEW YORK

5909

2025-2026 Regular Sessions

IN ASSEMBLY

February 24, 2025

Introduced by M. of A. JACKSON -- read once and referred to the Committee on Economic Development

AN ACT to amend the general business law, in relation to requiring certain businesses licensed to practice appearance enhancement, cosmetology, and/or barbering provide adequate handwashing facilities and such facilities are used between clients

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

Section 1. The general business law is amended by adding a new section 404-d to read as follows:

§ 404-d. Sanitary rules. 1. All businesses licensed under this article shall:

(a) be maintained and operated in accordance with the provisions of the state sanitary code, except in the city of New York where the city health code shall apply, and all licensees or persons employed or engaged therein or in connection therewith shall comply with the provisions of such rules.

(b) ensure adequate handwashing facilities are provided and maintained and keep in good repair in or adjacent to toilet rooms. Such handwashing facilities shall include: (i) running hot and cold or tempered potable water; (ii) where self-closing or metering faucets are used, such faucets provide a flow of water for at least fifteen seconds without need to reactivate the faucet; (iii) steam mixing valves are prohibited; (iv) in new construction or extensively altered installations, a mixing valve or combination faucet with hot and cold or tempered water; (v) hand cleaning soap or detergent with a sanitary storage receptacle; (vi) individual single-service towels, warm air blowers or clean individual sections of continuous cloth; (vii) waste receptacles; and (viii) signage developed by the department in conjunction with the department of health in English, Spanish, and Chinese which indicates that hand

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

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washing is mandatory before returning to work. Such handwashing facilities shall be used between clients.

(c) provide gloves approved by the department in conjunction with the department of health to employees. Such gloves shall be discarded and replaced when switching clients or when punctured, torn, or damaged.

2. No business licensed under this article shall have handwashing facilities which use steam mixing valves or common towels.

§ 2. Section 436 of the general business law, as amended by chapter 499 of the laws of 1961, is amended to read as follows:

§ 436. Sanitary rules. **1.** All barber shops shall**:**

(a) be maintained and operated in accordance with the provisions of the state sanitary code, except in the city of New York where the city health code shall apply, and all licensees or persons employed or engaged therein or in connection therewith shall comply with the provisions of such rules.

(b) ensure adequate handwashing facilities are provided and maintained and keep in good repair in or adjacent to toilet rooms. Such handwashing facilities shall include: (i) running hot and cold or tempered potable water; (ii) where self-closing or metering faucets are used, such faucets provide a flow of water for at least fifteen seconds without need to reactivate the faucet; (iii) steam mixing valves are prohibited; (iv) in new construction or extensively altered installations, a mixing valve or combination faucet with hot and cold or tempered water; (v) hand cleaning soap or detergent with a sanitary storage receptacle; (vi) individual single-service towels, warm air blowers or clean individual sections of continuous cloth; (vii) waste receptacles; and (viii) signage developed by the department in conjunction with the department of health in English, Spanish, and Chinese which indicates that hand washing is mandatory before returning to work. Such handwashing facilities shall be used between clients.

(c) provide gloves approved by the department in conjunction with the department of health to employees. Such gloves shall be discarded and replaced when switching clients or when punctured, torn, or damaged.

2. No barber shop shall have handwashing facilities which use steam mixing valves or common towels.

§ 3. This act shall take effect on the one hundred eightieth day after it shall have become a law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.