S T A T E O F N E W Y O R K

1384

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. WRIGHT -- read once and referred to the Committee on Labor

AN ACT to amend the labor law, in relation to establishing a contract for the employment of domestic workers

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The labor law is amended by adding a new section 201-g to read as follows:

S 201-G. DOMESTIC WORKER CONTRACTS. 1. THE COMMISSIONER SHALL ESTABLISH THE FORM AND CONTENT OF CONTRACTS FOR THE EMPLOYMENT OF DOMESTIC WORKERS. EVERY SUCH CONTRACT SHALL INCLUDE:

A. A DESCRIPTION OF THE EMPLOYMENT AND THE DUTIES THAT ARE EXPECTED TO BE PERFORMED IN THE COURSE OF SUCH EMPLOYMENT;

B. THE EXPECTED NUMBER OF HOURS OF WORK PER WEEK;

C. PROVISIONS FOR VACATION, HOLIDAY, PERSONAL AND SICK LEAVE;

D. THE RATE OF WAGES PAID FOR SUCH EMPLOYMENT; AND

E. CONSENT TO WORK OVERTIME.

2. NO PERSON SHALL EMPLOY ANY DOMESTIC WORKER UNLESS SUCH PERSON HAS ENTERED INTO A WRITTEN CONTRACT, MEETING THE REQUIREMENTS OF SUBDIVISION ONE OF THIS SECTION, WITH EACH DOMESTIC WORKER EMPLOYED.

S 2. This act shall take effect immediately, provided that subdivision 2 of section 201-g of the labor law, as added by section one of this act, shall take effect on the one hundred eightieth day after it shall have become a law.

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

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