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

2133

2009-2010 Regular Sessions

I N A S S E M B L Y

January 15, 2009

Introduced by M. of A. JOHN, NOLAN, PERALTA -- read once and referred to the Committee on Labor

AN ACT to amend the workers' compensation law, in relation to liability for compensation of an employee exposed to anthrax in the course of their employment

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

Section 1. Section 10 of the workers' compensation law is amended by adding a new subdivision 5 to read as follows:

5. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, WHERE AN EMPLOYEE IS EXPOSED TO A SUBSTANCE WHICH THE EMPLOYER, THE STATE OR LOCAL POLICE, PARAMEDICS OR ANY OTHER OFFICIAL HEALTH OR SAFETY AGENCY DETERMINES MAY BE ANTHRAX, SUCH EMPLOYEE SHALL BE IMMEDIATELY ENTITLED TO ALL TREATMENT AND CARE AS IS ORDINARILY PROVIDED FOR ACCIDENTS AND INJURIES WHICH OCCUR IN THE COURSE OF THEIR EMPLOYMENT, AND THE COSTS OF SUCH TREATMENT SHALL BE DEEMED WITHIN THE COVERAGE PROVIDED BY THE EMPLOYER'S WORKERS' COMPENSATION CARRIER.

S 2. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after September 11, 2001.

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

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