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

755--A

Cal. No. 209

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. PAULIN, N. RIVERA, BENEDETTO, EDDINGTON, GALEF, MILLMAN, BRADLEY, DINOWITZ, HOYT, ORTIZ, PEOPLES, ESPAILLAT, CLARK, JOHN, SCHROEDER, ENGLEBRIGHT, GABRYSZAK, BALL, KAVANAGH, SPANO, ABBATE, GREENE, SCHIMEL, JAFFEE, ROSENTHAL, COLTON -- Multi-Sponsored by -- M. of A. ALESSI, ALFANO, BARRA, CHRISTENSEN, COOK, CYMBROWITZ, DIAZ, FARRELL, GLICK, GOTTFRIED, HEASTIE, HYER-SPENCER, KOON, LATIMER, LAVINE, LUPARDO, MAYERSOHN, McENENY, MOLINARO, NOLAN, PHEFFER, REILLY, ROBINSON, SAYWARD, SCARBOROUGH, SEMINERIO, SKARTADOS, SWEENEY, TOWNS, WEINSTEIN, WEISENBERG -- read once and referred to the Committee on Governmental Operations -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the executive law, in relation to prohibiting employers from discriminating against victims of domestic violence or stalking based upon status as a domestic violence victim

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

Section 1. Paragraph (a) of subdivision 1 of section 296 of the executive law, as amended by chapter 75 of the laws of 2005, is amended to read as follows:

(a) For an employer or licensing agency, because of [the] AN INDIVIDUAL'S age, race, creed, color, national origin, sexual orientation, military status, sex, disability, predisposing genetic characteristics, [or] marital status [of any individual], OR DOMESTIC VIOLENCE VICTIM STATUS, to refuse to hire or employ or to bar or to discharge from employment such individual or to discriminate against such individual in compensation or in terms, conditions or privileges of employment.

S 2. Section 292 of the executive law is amended by adding a new subdivision 34 to read as follows:

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

LBD00467-08-9

34. THE TERM "DOMESTIC VIOLENCE VICTIM", WHEN USED IN THIS ARTICLE, MEANS AN INDIVIDUAL WHO IS A VICTIM OF AN ACT WHICH WOULD CONSTITUTE A FAMILY OFFENSE PURSUANT TO SUBDIVISION ONE OF SECTION EIGHT HUNDRED TWELVE OF THE FAMILY COURT ACT.

S 3. This act shall take effect immediately.