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

420

2009-2010 Regular Sessions

I N S E N A T E

(PREFILED)

January 7, 2009

Introduced by Sens. BRESLIN, HASSELL-THOMPSON -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the public health law, in relation to exemption from liability for agencies implementing the lead poisoning prevention program

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

Section 1. Section 1375 of the public health law is amended by adding a new subdivision 4 to read as follows:

4. NOTWITHSTANDING THE PROVISIONS OF SECTION EIGHT OF THE COURT OF CLAIMS ACT, THE ENFORCEMENT AGENCIES DESCRIBED IN SUBDIVISION ONE OF THIS SECTION SHALL BE IMMUNE FROM LIABILITY FOR ANY AND ALL CLAIMS OF NEGLIGENCE IN THE ENFORCEMENT OF THIS TITLE.

S 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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