

4439

2009-2010 Regular Sessions

I N A S S E M B L Y

February 4, 2009

Introduced by M. of A. HEASTIE, JOHN -- read once and referred to the  
Committee on Corporations, Authorities and Commissions

AN ACT to amend the public authorities law, in relation to providing a  
disability benefit for employees of the New York city transit authori-  
ty and its subsidiary corporations who are disabled by reason of an  
assault sustained in the course of employment

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

1 Section 1. The public authorities law is amended by adding a new  
2 section 1210-b to read as follows:

3 S 1210-B. DISABILITY BENEFIT FOR EMPLOYEES. 1. AS USED IN THIS  
4 SECTION, THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:

5 A. "AUTHORITY" SHALL MEAN THE NEW YORK CITY TRANSIT AUTHORITY AND ANY  
6 OF ITS SUBSIDIARY CORPORATIONS, INCLUDING THE MANHATTAN AND BRONX  
7 SURFACE OPERATING AUTHORITY.

8 B. "EMPLOYEE" SHALL MEAN ANY OFFICER OR EMPLOYEE OF THE AUTHORITY.

9 2. ANY EMPLOYEE OF THE AUTHORITY WHO, AFTER THE EFFECTIVE DATE OF THIS  
10 SECTION, SUSTAINS AN INJURY FOR WHICH HE OR SHE IS DETERMINED TO BE  
11 ELIGIBLE FOR WORKERS' COMPENSATION BENEFITS AS A RESULT OF AN ASSAULT  
12 SUSTAINED IN THE COURSE OF HIS OR HER EMPLOYMENT SHALL BE ENTITLED, IN  
13 ADDITION TO ANY WORKERS' COMPENSATION PAYMENT AND ANY OTHER BENEFIT  
14 RECEIVED BY THE EMPLOYEE OWING TO SUCH DISABILITY WHETHER PURSUANT TO  
15 LAW OR CONTRACT, TO A DISABILITY BENEFIT PAYMENT EQUAL TO ONE-HALF OF  
16 THE WEEKLY WORKERS' COMPENSATION PAYMENT, EXCLUDING SCHEDULE AWARDS THAT  
17 THE EMPLOYEE RECEIVES FOR THE SAME DISABILITY. SUCH DISABILITY PAYMENT  
18 SHALL BE MADE BY THE AUTHORITY BI-WEEKLY AND SHALL CONTINUE FOR SO LONG  
19 AS THE EMPLOYEE RECEIVES A WORKERS' COMPENSATION PAYMENT FOR THE SAME  
20 DISABILITY. THE BENEFITS PROVIDED FOR IN THIS SECTION SHALL NOT BE  
21 DEEMED TO OFFSET OR REDUCE ANY OTHER PAYMENT TO WHICH THE EMPLOYEE IS  
22 OTHERWISE ENTITLED.

23 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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