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

4669

2009-2010 Regular Sessions

I N A S S E M B L Y

February 5, 2009

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

AN ACT to amend the workers' compensation law, in relation to providing benefits to individuals who contract skin cancer while working as lifeguards

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

Section 1. Paragraph 30 of subdivision 2 of section 3 of the workers' compensation law, as renumbered by chapter 665 of the laws of 1971, is renumbered paragraph 31 and a new paragraph 30 is added to read as follows:

30. SKIN CANCER.

30. PROLONGED EXPOSURE TO THE SUN THROUGH EMPLOYMENT AS A LIFEGUARD.

S 2. The workers' compensation law is amended by adding a new section 126 to read as follows:

S 126. REBUTTABLE PRESUMPTIONS. THE EXISTENCE OF SKIN CANCER ON ANY PERSON WHO IS EMPLOYED AS A LIFEGUARD FOR MORE THAN THREE CONSECUTIVE MONTHS IN A CALENDAR YEAR CREATES A REBUTTABLE PRESUMPTION THAT SUCH SKIN CANCER WAS CONTRACTED AS A RESULT OF SUCH INDIVIDUAL'S EMPLOYMENT AS A LIFEGUARD.

S 3. 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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