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

8003

2013-2014 Regular Sessions

I N A S S E M B L Y

June 14, 2013

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

AN ACT to amend the labor law, in relation to prohibiting a claimant from qualifying for unemployment benefits after failing a drug test administered by his or her employer

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

Section 1. Section 593 of the labor law is amended by adding a new subdivision 3-a to read as follows:

3-A. DRUG TEST FAILURE. NO DAYS OF TOTAL UNEMPLOYMENT SHALL BE DEEMED TO OCCUR AFTER A CLAIMANT LOST EMPLOYMENT THROUGH FAILING A DRUG TEST ADMINISTERED BY HIS OR HER EMPLOYER, REGARDLESS OF WHETHER THE DRUG TEST FAILURE WAS DURING THE CLAIMANT'S WORKING HOURS, UNTIL HE OR SHE HAS SUBSEQUENTLY WORKED IN EMPLOYMENT AND EARNED REMUNERATION AT LEAST EQUAL TO TEN TIMES HIS OR HER WEEKLY BENEFIT RATE.

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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