

5287

2013-2014 Regular Sessions

I N   S E N A T E

May 15, 2013

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Introduced by Sen. CARLUCCI -- read twice and ordered printed, and when printed to be committed to the Committee on Labor

AN ACT to amend the labor law, in relation to prohibiting direct-care workers from working two double shifts within any two day period

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

1     Section 1. The labor law is amended by adding a new section 171 to  
2 read as follows:  
3     S 171. DOUBLE SHIFTS FOR DIRECT-CARE WORKERS. 1. FOR THE PURPOSES OF  
4 THIS SECTION, THE FOLLOWING TERMS SHALL HAVE THE FOLLOWING MEANINGS:  
5     A. "DIRECT-CARE WORKER" SHALL MEAN ANY EMPLOYEE WHO IS NOT A NURSE OR  
6 OTHER PERSON LICENSED, CERTIFIED OR REGISTERED UNDER TITLE EIGHT OF THE  
7 EDUCATION LAW WHOSE PRINCIPAL RESPONSIBILITY IS TO CARRY OUT DIRECT  
8 PATIENT CARE FOR ONE OR MORE PATIENTS OR PROVIDE DIRECT ASSISTANCE IN  
9 THE DELIVERY OF PATIENT CARE.  
10    B. "DOUBLE SHIFT" SHALL MEAN A WORK DAY COMPRISED OF TWICE THE LENGTH  
11 OF A NORMAL WORKING PERIOD.  
12    2. NO DIRECT-CARE WORKER SHALL BE PERMITTED TO WORK MORE THAN ONE  
13 DOUBLE SHIFT IN ANY FORTY-EIGHT HOUR PERIOD.  
14    S 2. This act shall take effect on the sixtieth day after it shall  
15 have become a law.

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

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