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

10101--A

I N A S S E M B L Y

May 11, 2016

Introduced by M. of A. ABBATE -- read once and referred to the Committee on Labor -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the arts and cultural affairs law, in relation to child performers in community theater

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

Section 1. Subdivision 2 of section 35.01 of the arts and cultural affairs law, as amended by chapter 35 of the laws of 2004, is amended to read as follows:

2. The provisions of subdivision one of this section shall not apply to the participation or employment, use or exhibition of any child in a church, academy or school, including a dancing or dramatic school, as part of the regular services or activities thereof respectively; or in the annual graduation exercises of any such academy or school; or in a private home; or in any place where such performance is under the direction, control or supervision of a department of education; or in the performance of radio or television programs in cases where the child or children broadcasting do so from a school, church, academy, museum, library or other religious, civic or educational institution, or for not more than two hours a week from the studios of a regularly licensed broadcasting company, where the performance of the child or children is of a nonprofessional character and occurs during hours when attendance for instruction is not required in accordance with the education law; OR AT A NOT-FOR-PROFIT COMMUNITY THEATER WHERE THE PERFORMANCE OF THE CHILD OR CHILDREN OCCURS DURING HOURS WHEN ATTENDANCE FOR INSTRUCTION IS NOT REQUIRED IN ACCORDANCE WITH THE EDUCATION LAW, WHERE NONE OF THE PARTICIPANTS ARE MEMBERS OF ANY PERFORMING ARTS LABOR ORGANIZATION, AND THAT ALL PERFORMERS, NOT ONLY CHILDREN, MUST PARTICIPATE AS AMATEUR VOLUNTEERS.

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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