

6256--A

2015-2016 Regular Sessions

I N   A S S E M B L Y

March 18, 2015

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Introduced by M. of A. MAGEE, HAWLEY, SKOUFIS, CROUCH, DUPREY, FAHY,  
DiPIETRO -- 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 labor law, in relation to exempting agricultural  
employers from paying for unemployment benefits for federally ineligi-  
ble farm labor

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

1     Section 1. Subdivision 2 of section 564 of the labor law is renumbered  
2     subdivision 3 and a new subdivision 2 is added to read as follows:  
3     2. EXCLUSION FROM COVERAGE. THE TERM "EMPLOYMENT" SHALL NOT INCLUDE  
4     SERVICES RENDERED BY AN INDIVIDUAL WHO IS AN ALIEN ADMITTED TO THE  
5     UNITED STATES TO PERFORM AGRICULTURAL LABOR PURSUANT TO SECTIONS 214(C)  
6     AND 101(A)(15)(H) OF THE FEDERAL IMMIGRATION AND NATIONALITY ACT IF, AT  
7     THE TIME SUCH SERVICES ARE RENDERED, THEY ARE EXCLUDED FROM THE DEFI-  
8     NITION OF EMPLOYMENT IN SECTION 3306(C) OF THE FEDERAL UNEMPLOYMENT TAX  
9     ACT.  
10     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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