

2481

2015-2016 Regular Sessions

I N S E N A T E

January 23, 2015

Introduced by Sens. GIANARIS, AVELLA, BRESLIN, DILAN, HASSELL-THOMPSON,
MONTGOMERY, PARKER, PERKINS -- read twice and ordered printed, and
when printed to be committed to the Committee on Judiciary

AN ACT to amend the general obligations law, in relation to granting
immunity from liability for personal injury, death or property damage
incurred by a victim of a crime while seeking assistance upon the
premises of a business entity or not-for-profit corporation

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

1 Section 1. Section 9-103 of the general obligations law is amended by
2 adding a new subdivision 2-a to read as follows:
3 2-A. AN OWNER, LESSEE OR OCCUPANT OF A PREMISES, WHICH IS OPERATED AS
4 A BUSINESS ENTITY OR NOT-FOR-PROFIT CORPORATION, WHO PROVIDES ASSISTANCE
5 TO A VICTIM OF A CRIME BY ALLOWING SUCH VICTIM TO REMAIN UPON SUCH PREM-
6 ISES FOR THE PURPOSE OF SUMMONING A POLICE OFFICER AND/OR EMERGENCY
7 MEDICAL PERSONNEL, SHALL ASSUME NO RESPONSIBILITY FOR OR INCUR LIABILITY
8 FOR ANY PERSONAL INJURY, DEATH OR PROPERTY DAMAGE SUSTAINED BY THE CRIME
9 VICTIM WHILE UPON SUCH PREMISES IN THE COURSE OF SEEKING ASSISTANCE,
10 UNLESS IT IS ESTABLISHED THAT SUCH INJURY OR DEATH WAS CAUSED BY GROSS
11 NEGLIGENCE ON THE PART OF SUCH BUSINESS ENTITY OR NOT-FOR-PROFIT CORPO-
12 RATION.
13 S 2. This act shall take effect on the sixtieth day after it shall
14 have become a law.

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

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