STATE OF NEW YORK

4451

2017-2018 Regular Sessions

IN ASSEMBLY

February 2, 2017

Introduced by M. of A. LAVINE -- read once and referred to the Committee on Judiciary

AN ACT to amend the general obligations law, in relation to recovery by certain persons for intentional or negligent infliction of emotional distress

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. The general obligations law is amended by adding a new section 11-108 to read as follows:

§ 11-108. Recovery by certain persons for intentional or negligent infliction of emotional distress. In addition to any other right of action or recovery otherwise available under law, an immediate family member within the zone of danger may recover damages for intentional or negligent infliction of emotional distress. For the purposes of this section, "immediate family member" shall mean a spouse, parent, child, sibling or grandparent.

§ 2. This act shall take effect immediately.

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

LBD07880-01-7