

# STATE OF NEW YORK

7032--C

Cal. No. 495

2017-2018 Regular Sessions

## IN ASSEMBLY

March 29, 2017

Introduced by M. of A. SOLAGES -- read once and referred to the Committee on Health -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- ordered to a third reading, amended and ordered reprinted, retaining its place on the order of third reading -- again amended on third reading, ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the public health law and chapter 802 of the laws of 1947 relating to facilitating the financing and effectuation of air terminals by the Port of New York Authority, in relation to requiring certain lactation accommodations in airports

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

1 Section 1. This act shall be known and may be cited as the "lactation  
2 accommodation in airports act".

3 § 2. The public health law is amended by adding a new section 2505-b  
4 to read as follows:

5 § 2505-b. Lactation accommodations in airports. 1. The terminal opera-  
6 tor of a commercial service airport owned or operated by a county, city,  
7 town, village, or state or local authority that has one million or more  
8 enplanements a year shall provide a room or other location at each  
9 airport passenger terminal behind the airport security screening area  
10 for members of the public to express breast milk in private that meets  
11 the following conditions:

12 (a) includes, at a minimum, a chair and an electrical outlet;

13 (b) is located outside of the confines of a public restroom; and

14 (c) upon completion of the construction of a new passenger terminal,  
15 or the replacement, expansion, or renovation of an existing passenger  
16 terminal, includes a sink.

17 2. The terminal operator of a commercial service airport owned or  
18 operated by a county, city, town, village, or state or local authority  
19 that has fewer than one million, but more than ten thousand enplanements

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

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1 a year shall, upon completion of the construction of a new passenger  
2 terminal, or the replacement, expansion, or renovation of an existing  
3 passenger terminal, provide a room or other location at each airport  
4 passenger terminal behind the airport security screening area for  
5 members of the public to express breast milk in private that meets the  
6 following conditions:

7 (a) includes, at a minimum, a chair, a sink, and an electrical outlet;  
8 and

9 (b) is located outside of the confines of a public restroom.

10 3. As used in this section, "renovation of an existing passenger  
11 terminal" means the repurposing of more than twenty-five percent of the  
12 space in the passenger terminal.

13 § 3. Chapter 802 of the laws of 1947 relating to facilitating the  
14 financing and effectuation of air terminals by the Port of New York  
15 Authority is amended by adding a new section 4-b to read as follows:

16 § 4-b. Lactation accommodations in airports. 1. Any airport main-  
17 tained or operated by the Port Authority that has one million or more  
18 enplanements a year shall provide a room or other location at each  
19 airport passenger terminal behind the terminal security screening area  
20 for members of the public to express breast milk in private that meets  
21 the following conditions:

22 (a) includes, at a minimum, a chair and an electrical outlet;

23 (b) is located outside of the confines of a public restroom; and

24 (c) upon completion of the construction of a new passenger terminal,  
25 or the replacement, expansion, or renovation of an existing passenger  
26 terminal, includes a sink.

27 2. Any airport maintained or operated by the Port Authority that has  
28 fewer than one million but more than ten thousand enplanements a year  
29 shall, upon completion of the construction of a new passenger terminal,  
30 or the replacement, expansion, or renovation of an existing passenger  
31 terminal, provide a room or other location at each airport passenger  
32 terminal behind the terminal security screening area for members of the  
33 public to express breast milk in private that meets the following condi-  
34 tions:

35 (a) includes, at a minimum, a chair, a sink, and an electrical outlet;  
36 and

37 (b) is located outside of the confines of a public restroom.

38 3. As used in this section, "renovation of an existing passenger  
39 terminal" means the repurposing of more than twenty-five percent of the  
40 space in the passenger terminal.

41 § 4. This act shall take effect on the first of January next succeed-  
42 ing the date on which it shall have become a law, provided, however,  
43 section three of this act shall take effect upon the enactment into law  
44 by the state of New Jersey of legislation having an identical effect  
45 with this act but if the state of New Jersey shall have already enacted  
46 such legislation, then this act shall take effect immediately. The  
47 chairperson of the port authority shall notify the legislative bill  
48 drafting commission upon the enactment into law of such legislation by  
49 both such states in order that the commission may maintain an accurate  
50 and timely effective data base of the official text of the laws of the  
51 state of New York in furtherance of effecting the provisions of section  
52 44 of the legislative law and section 70-b of the public officers law.