

STATE OF NEW YORK

7641

2017-2018 Regular Sessions

IN ASSEMBLY

May 5, 2017

Introduced by M. of A. ENGLEBRIGHT -- read once and referred to the
Committee on Governmental Operations

AN ACT to amend the civil rights law, in relation to prohibiting the
involuntary removal from a commercial passenger aircraft of any
passenger having an assigned seat thereon, on the basis of overbooking
by the operator of such aircraft

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

1 Section 1. The civil rights law is amended by adding a new section
2 79-o to read as follows:

3 § 79-o. Action for involuntary removal from a commercial passenger
4 aircraft; certain cases. 1. No passenger admitted to a commercial
5 passenger aircraft, having paid the fare for transportation on such
6 aircraft and having an assigned seat thereon, shall be involuntarily
7 removed from such aircraft solely on the bases that the owner or opera-
8 tor of the aircraft overbooked the flight thereof or assigned the
9 passenger's seat to another individual.

10 2. Any person involuntarily removed from a commercial passenger
11 aircraft, in violation of subdivision one of this section, may commence
12 and maintain a cause of action to recover treble damages, plus costs and
13 attorney's fees.

14 § 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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