# STATE OF NEW YORK

397

2017-2018 Regular Sessions

# IN ASSEMBLY

January 9, 2017

Introduced by M. of A. GUNTHER, COOK, JAFFEE, ZEBROWSKI, SIMOTAS, JOYNER, BLAKE, ARROYO, STECK, HOOPER, BARRETT, RAIA -- Multi-Sponsored by -- M. of A. RIVERA -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to smoking restrictions in child care facilities

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

Section 1. Paragraph h of subdivision 1 of section 1399-o of the public health law, as amended by chapter 389 of the laws of 2011, is amended to read as follows:

h. any facility that provides child care services as defined in section four hundred ten-p of the social services law, [~~provided that~~] **including** such services provided in a private home [~~are excluded from this subdivision when children enrolled in such day care are not present~~];

§ 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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