

# STATE OF NEW YORK

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4480

2017-2018 Regular Sessions

## IN ASSEMBLY

February 2, 2017

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Introduced by M. of A. MAGEE, HAWLEY, SKOUFIS, CROUCH, FAHY, DiPIETRO --  
Multi-Sponsored by -- M. of A. FRIEND, McLAUGHLIN -- read once and  
referred to the Committee on Labor

AN ACT to amend the labor law, in relation to exempting agricultural  
employers from paying for unemployment benefits for federally ineligi-  
ble farm labor

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

1 Section 1. Subdivision 2 of section 564 of the labor law is renumbered  
2 subdivision 3 and a new subdivision 2 is added to read as follows:

3 2. Exclusion from coverage. The term "employment" shall not include  
4 services rendered by an individual who is an alien admitted to the  
5 United States to perform agricultural labor pursuant to sections 214(c)  
6 and 101(a)(15)(H) of the Federal Immigration and Nationality Act if, at  
7 the time such services are rendered, they are excluded from the defi-  
8 inition of employment in section 3306(c) of the Federal Unemployment Tax  
9 Act.

10 § 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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