

# STATE OF NEW YORK

4733

2019-2020 Regular Sessions

## IN ASSEMBLY

February 5, 2019

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

AN ACT to amend the executive law, in relation to prohibiting state  
entities from publishing or broadcasting certain advertisements while  
negotiations are still in progress

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

1 Section 1. The executive law is amended by adding a new section 163-b  
2 to read as follows:

3 § 163-b. Contract negotiation advertising. 1. No agency or state enti-  
4 ty shall publish or broadcast an advertisement in any media regarding  
5 contract negotiations which are still in progress at the time of publi-  
6 cation or broadcast; provided, however, that nothing in this section  
7 shall be construed to prohibit a state entity from publishing an adver-  
8 tisement providing the public with information about the possibility of  
9 a pending strike and advising the public on how such strike may disrupt  
10 services.

11 2. For purposes of this section, the following terms shall have the  
12 following meanings:

13 (a) "advertisement" means the publications, dissemination, circu-  
14 lation, or placing before the public, or causing directly or indirectly  
15 to be made, published, disseminated, or placed before the public, any  
16 announcement or statement in a newspaper, magazine, or other publica-  
17 tion, or in the form of a book, notice, circular, pamphlet, letter,  
18 hand-bill, poster, bill, sign, placard, card, label, tag, or by radio or  
19 television or any other means.

20 (b) "state entity" shall mean any state board, bureau, division,  
21 committee, commission, council, department, public authority, public  
22 benefit corporation, office or other governmental entity performing a  
23 governmental or proprietary function for the state of New York.

24 § 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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