STATE OF NEW YORK

1544

2019-2020 Regular Sessions

IN SENATE

January 15, 2019

Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed to the Committee on Health

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:

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

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

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

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

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

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

2. The terminal operator of a commercial service airport owned or operated by a county, city, town, village, or state or local authority that has fewer than one million, but more than ten thousand enplanements a year shall, upon completion of the construction of a new passenger terminal, or the replacement, expansion, or renovation of an existing passenger terminal, provide a room or other location at each airport passenger terminal behind the airport security screening area for

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

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members of the public to express breast milk in private that meets the following conditions:

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

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

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

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

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

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

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

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

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

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

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

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

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