STATE OF NEW YORK

S. 5132 A. 7139

2019-2020 Regular Sessions

SENATE - ASSEMBLY

April 10, 2019

IN SENATE -- Introduced by Sen. RAMOS -- read twice and ordered printed, and when printed to be committed to the Committee on Labor

IN ASSEMBLY -- Introduced by M. of A. ROZIC -- read once and referred to the Committee on Labor

AN ACT to amend the labor law, in relation to requiring employers to obtain an acknowledgement of receipt from employees of their sexual harassment prevention policy and sexual harassment prevention training program in writing in English and in employees' primary languages

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

Section 1. Subdivision 3 of section 201-g of the labor law is renumbered subdivision 4 and a new subdivision 3 is added to read as follows:

3. a. Each time an employer provides his or her employees with written notice of such employer's sexual harassment prevention policy and information presented at such employer's sexual harassment prevention training program, the employer shall obtain from the employee a signed and dated written acknowledgement, in English and in the primary language of the employee, of receipt of this notice, which the employer shall preserve and maintain for six years. Such acknowledgement shall include an affirmation by the employee that the employee accurately identified his or her primary language to the employer, and that the notice provided by the employer to such employee pursuant to this subdivision was in the language so identified or if such notice is not available from the commissioner in the employee's primary language, was provided to the employee in English, and shall conform to any additional requirements established by the commissioner with regard to content and form.

b. Every employer shall notify his or her employees in writing of any changes to his or her sexual harassment prevention policy or to the information presented in his or her sexual harassment prevention train-

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

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ing program, at least seven calendar days prior to the time of such changes.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law. Effective immediately the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.