

STATE OF NEW YORK

6479--A

2019-2020 Regular Sessions

IN SENATE

June 13, 2019

Introduced by Sens. SALAZAR, BIAGGI, CARLUCCI, JACKSON, KRUEGER, MYRIE, RAMOS, SKOUFIS, STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- recommitted to the Committee on Codes in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the civil rights law and the education law, in relation to single-occupancy bathroom facilities

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

1 Section 1. The civil rights law is amended by adding a new section
2 79-p to read as follows:

3 § 79-p. Gender neutral single-occupancy bathroom facilities. 1. All
4 single-occupancy bathroom facilities located in public places, including
5 but not limited to those located in restaurants, bars, mercantile estab-
6 lishments, or factories, shall be designated as gender neutral for use
7 by no more than one occupant at a time or for family or assisted use.
8 For purposes of this section, "single-occupancy bathroom" shall have the
9 same meaning as paragraph (d) of subdivision one of section one hundred
10 forty-five of the public buildings law.

11 2. Such gender neutral bathroom facilities shall be clearly designated
12 by the posting of such on or near the entry door of each facility.

13 § 2. The education law is amended by adding a new section 409-m to
14 read as follows:

15 § 409-m. Gender neutral single-occupancy bathroom facilities. The
16 board of education or trustees of every school district or, in the case
17 of the city school district of New York, the chancellor, and every board
18 of cooperative educational services, charter school and nonpublic school
19 within the state shall develop policies and procedures requiring that
20 all single-occupancy bathroom facilities are designated as gender
21 neutral for use by no more than one occupant at a time or for family or

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

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1 assisted use. Such gender neutral bathroom facilities shall be clearly
2 designated by the posting of such on or near the entry door of each
3 facility. For purposes of this section, "single-occupancy bathroom"
4 shall have the same meaning as paragraph (d) of subdivision one of
5 section one hundred forty-five of the public buildings law.

6 § 3. Section 355 of the education law is amended by adding a new
7 subdivision 20 to read as follows:

8 20. The state university trustees shall adopt rules requiring that
9 each institution of the state university of New York adopt written poli-
10 cies requiring that all public single-occupancy bathroom facilities be
11 designated as gender neutral for use by no more than one occupant at a
12 time or for family or assisted use. Such gender neutral bathroom facili-
13 ties shall be clearly designated by the posting of such on or near the
14 entry door of each facility. For purposes of this section, "single-oc-
15 cupancy bathroom" shall have the same meaning as paragraph (d) of subdi-
16 vision one of section one hundred forty-five of the public buildings
17 law.

18 § 4. Section 6206 of the education law is amended by adding a new
19 subdivision 20 to read as follows:

20 20. The board of trustees shall adopt rules requiring that each insti-
21 tution of the city university of New York adopt written policies requir-
22 ing that all public single-occupancy bathroom facilities be designated
23 as gender neutral for use by no more than one occupant at a time or for
24 family or assisted use. Such gender neutral bathroom facilities shall be
25 clearly designated by the posting of such on or near the entry door of
26 each facility. For purposes of this section, "single-occupancy bath-
27 room" shall have the same meaning as paragraph (d) of subdivision one of
28 section one hundred forty-five of the public buildings law.

29 § 5. Section 6306 of the education law is amended by adding a new
30 subdivision 11 to read as follows:

31 11. The board of trustees of each community college shall adopt writ-
32 ten policies requiring that all public single-occupancy bathroom facili-
33 ties be designated as gender neutral for use by no more than one occu-
34 pant at a time or for family or assisted use. Such gender neutral
35 bathroom facilities shall be clearly designated by the posting of such
36 on or near the entry door of each facility. For purposes of this
37 section, "single-occupancy bathroom" shall have the same meaning as
38 paragraph (d) of subdivision one of section one hundred forty-five of
39 the public buildings law.

40 § 6. This act shall take effect on the ninetieth day after it shall
41 have become a law.