

STATE OF NEW YORK

10401

IN ASSEMBLY

May 4, 2020

Introduced by M. of A. SIMOTAS, DenDEKKER, ORTIZ -- read once and referred to the Committee on Labor

AN ACT to amend the workers' compensation law, in relation to including exposure to novel coronavirus, COVID-19 as an occupational disease

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

1 Section 1. Paragraph 30 of subdivision 2 of section 3 of the workers'
2 compensation law is renumbered paragraph 31 and a new paragraph 30 is
3 added to read as follows:

4 30. Novel coronavirus, 30. Any and all work that causes workers to
5 COVID-19 exposure. be in contact with the public, patients,
6 inmates, residents, parolees,
7 clients, students, customers,
8 diners, persons in the
9 custody of the state or any
10 of its political subdivisions,
11 or travelers during an outbreak of the novel
12 coronavirus, COVID-19; or any
13 and all work that could
14 expose workers to novel
15 coronavirus, COVID-19, which
16 shall include, but not be limited to,
17 work in a hospital,
18 medical facility, laboratory,
19 medical office, nursing
20 home, correctional facility,
21 mental health facility, social
22 services facility, airport,
23 bus station, train station,
24 subway station, park, restaurant,
25 cafeteria, retail
26 facility, airplane, bus, train,
27 subway, university, college,
28 school, daycare facility,

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

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1 childcare facility, hotel, resort,
2 casino, convention center,
3 meeting facility or work for a
4 public utility, work for any businesses
5 deemed to provide essential services
6 during an outbreak of the
7 novel coronavirus, COVID-19, any work outside
8 the home during a period of closure
9 of non-essential businesses, or public
10 employment during an outbreak of
11 the novel coronavirus, COVID-19.

12 § 2. The closing paragraph of subdivision 2 of section 3 of the work-
13 ers' compensation law, as amended by chapter 666 of the laws of 1971, is
14 amended to read as follows:

15 Nothing in paragraph [~~thirty~~] thirty-one of this subdivision shall be
16 construed to apply to any disability or death due to any disease
17 described in paragraph twenty-nine of this subdivision.

18 § 3. This act shall take effect immediately.