

# STATE OF NEW YORK

650

2019-2020 Regular Sessions

## IN SENATE

(Prefiled)

January 9, 2019

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

AN ACT to amend the public authorities law, the highway law and the public health law, in relation to establishing the lactation accommodation in public transportation facilities act

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

1 Section 1. This act shall be known and may be cited as the "lactation  
2 accommodation in public transportation facilities act".

3 § 2. Section 361-c of the public authorities law, as added by chapter  
4 876 of the laws of 1976, is amended to read as follows:

5 § 361-c. [~~Tourist information~~] Service facilities. 1. The authority  
6 shall provide tourist information services at all service areas where  
7 food is offered for sale, provided that: the department of commerce and  
8 or local and regional tourist promotion agencies shall provide the  
9 authority with ample supplies of such literature and brochures necessary  
10 for distribution to the traveling public.

11 2. When there is construction of a new service area, or the replace-  
12 ment, expansion, or substantial renovation of an existing service area,  
13 the authority shall provide a private room for nursing mothers at all  
14 service areas where food is offered for sale. A private room for nursing  
15 mothers must meet the following conditions:

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

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

19 § 3. Section 20 of the highway law is amended by adding a new subdivi-  
20 sion 5 to read as follows:

21 5. When there is construction of a new roadside rest area, or the  
22 replacement, expansion, or substantial renovation of an existing road-  
23 side rest area which has a restroom along New York interstate eighty-

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

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1 seven between exit one in the town of Guilderland and exit forty-three  
2 in the town of Champlain, commonly known as state route eighty-seven or  
3 the northway, the commissioner shall provide for a private room or area  
4 for nursing mothers. For purposes of this section, a private room for  
5 nursing mothers shall: (a) include, at a minimum, a chair, a sink and an  
6 electrical outlet; and (b) be located outside the confinement of a  
7 public restroom.

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

10 § 2505-b. Private place for nursing mothers. 1. On or before January  
11 first, two thousand nineteen, the manager of a railroad station or bus  
12 station, consisting of an indoor waiting area with public restrooms,  
13 operated by a city, county, city and county, state, or public benefit  
14 corporation, that conducts commercial operations and that has more than  
15 five hundred thousand passengers a year, shall provide a room or other  
16 location for members of the public to express breast milk in private  
17 that meets both of the following conditions:

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

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

21 2. Upon construction of a new station that has indoor waiting areas  
22 with public restrooms or the replacement, expansion, or renovation of an  
23 existing station, a railroad or bus station shall provide a sink in any  
24 room or other location designated to comply with the provisions of this  
25 section.

26 3. As used in this section, "renovation of an existing station" means  
27 the repurposing of more than twenty-five percent of the space in the  
28 station.

29 4. Nothing in this section shall apply to railroad stations operated  
30 for the sole purpose of a subway station or rapid transit railroad  
31 station.

32 § 5. This act shall take effect on the thirtieth day after it shall  
33 have become a law.