

STATE OF NEW YORK

8239--A

IN SENATE

April 27, 2020

Introduced by Sens. RAMOS, BAILEY, BIAGGI, CARLUCCI, MONTGOMERY, RIVERA, SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Labor -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the labor law, in relation to requiring employers to notify employees if they come into contact with other employees who have been diagnosed in relation to a disease outbreak causing a public health emergency

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

1 Section 1. The labor law is amended by adding a new section 202-n to
2 read as follows:

3 § 202-n. Public health emergencies; notification of contact. 1. When
4 a federal, state, or local state of emergency has been declared due to a
5 disease outbreak causing a public health emergency and an employer has
6 reasonable knowledge that an employee has been diagnosed with the
7 disease causing such public health emergency, the employer shall notify
8 each employee who has had contact with the diagnosed employee within
9 twenty-four hours of such knowledge, provided such disclosure is author-
10 ized by federal and/or state law or regulation; provided, however, that
11 the employer shall not reveal the name of the diagnosed employee; and
12 provided further, however, that such notification shall be provided in
13 writing, in English and in the employee's primary language. This
14 section shall not apply to an employer with ten or fewer employees.

15 2. The commissioner shall prepare templates of such notification and
16 shall determine, in his or her discretion, which languages to provide in
17 addition to English, based on the size of the New York state population
18 that speaks each language and any other factor that the commissioner
19 shall deem relevant. All such templates shall be made available to
20 employers in such manner as determined by the commissioner. When an
21 employee identifies as his or her primary language a language for which
22 a template is not available from the commissioner, the employer shall
23 comply with this subdivision by providing such employee an English-lan-
24 guage notice.

25 § 2. This act shall take effect immediately.

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

LBD16144-04-0