STATE OF NEW YORK

6424

2021-2022 Regular Sessions

IN ASSEMBLY

March 17, 2021

Introduced by M. of A. BICHOTTE HERMELYN, PICHARDO, PERRY -- read once and referred to the Committee on Labor

AN ACT to amend the workers' compensation law, in relation to providing a claim-filing opportunity for the widows and dependents of workers who died as a result of cancer caused by exposure to diesel exhaust

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

Section 1. This act shall be known and may be cited as "the Nigro act".

§ 2. The workers' compensation law is amended by adding a new section 16-a to read as follows:

§ 16-a. Death benefits due to diesel exposure. Where death is due in whole or part to any cancer resulting from a hazardous exposure to diesel exhaust, a claim for death benefits shall not be disallowed as barred by section eighteen or section twenty-eight of this article if such claim is filed within one year of the effective date of this section. Such claims may be filed after such period in accordance with section eighteen and section twenty-eight of this article.

§ 3. This act shall take effect immediately.

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

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