STATE OF NEW YORK

8101--A

2021-2022 Regular Sessions

IN ASSEMBLY

June 11, 2021

Introduced by M. of A. TAGUE, BLANKENBUSH, ANGELINO, FRIEND, FITZPATRICK, MANKTELOW, ASHBY, DURSO, PALMESANO, SIMPSON, BRABENEC, LAWLER, HAWLEY, SMULLEN, DeSTEFANO, SALKA, GALLAHAN, BROWN, LALOR, SMITH, McDONOUGH, WOERNER, WALCZYK, BYRNES, BYRNE, LEMONDES, J. A. GIGLIO -- read once and referred to the Committee on Governmental Operations -- recommitted to the Committee on Governmental Operations in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law, in relation to prohibiting certain COVID-19 mask and face covering mandates by state agencies

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

Section 1. The executive law is amended by adding a new section 170-f to read as follows:

§ 170-f. COVID-19 mask and face covering mandate. 1. No state agency shall promulgate rules, regulations or any form of guidance requiring individuals under the age of eighteen who are not exhibiting COVID-19 related symptoms, as defined by the centers for disease control and prevention, to wear a mask or face covering in a public place or while participating in any recreational or organized sporting activity.

2. For the purposes of this section:

(a) "state agency" shall mean any executive department, bureau, commission, agency, board or other agency, any public authority, and the judiciary and the legislature.

(b) "face-covering" shall include, but not be limited to, cloth masks, surgical masks or N95 respirators.

(c) "public place" shall not include facilities established pursuant to article twenty-eight of the public health law or private health care facilities.

§ 2. This act shall take effect immediately.

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

LBD11780-03-2