STATE OF NEW YORK

8211

IN SENATE

February 2, 2022

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

AN ACT to amend the workers' compensation law, in relation to requiring public employers who opt out of providing paid family leave benefits to provide parental leave in the alternative

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

Section 1. Subdivision 3 of section 212-b of the workers' compensation law is amended by adding a new paragraph (c) to read as follows:

(c) Notwithstanding any other provision of law to the contrary, if a public employer chooses to opt out of paid family leave benefits pursuant to paragraph b of this subdivision, then such public employer shall be required to offer parental leave to its employees for a period not to exceed twelve weeks during any fifty-two week calendar period. Employers shall pay employees on parental leave a rate of sixty-seven percent of the employee's average weekly wage but shall not exceed sixty-seven percent of the New York state average weekly wage in effect.

§ 2. 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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