

# STATE OF NEW YORK

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10224--A

## IN ASSEMBLY

May 9, 2022

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Introduced by COMMITTEE ON RULES -- (at request of M. of A. Nolan) -- read once and referred to the Committee on Labor -- reported and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT in relation to creating a temporary commission to conduct a comprehensive study on the current utilization of paid family leave, make recommendations on how to increase access and the visibility of the program; and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. A temporary state commission is hereby created to conduct a  
2 comprehensive study, and prepare a report on the current utilization of  
3 paid family leave under article 9 of the workers' compensation law.

4 § 2. (a) The commission shall consist of nine members, six such  
5 members each to serve for a term of one year and to be appointed as  
6 follows: two shall be appointed by the temporary president of the senate  
7 and one by the minority leader of the senate; two shall be appointed by  
8 the speaker of the assembly and one by the minority leader of the assembly. The commissioner of labor, the superintendent of financial  
9 services, and the chair of the workers' compensation board shall also  
10 serve on the commission. The chair of the workers' compensation board  
11 shall serve as the chair of the commission. Vacancies in the membership  
12 of the commission and among its officers shall be filled in the manner  
13 provided for original appointments.

14 (b) The members of the commission shall receive no compensation for  
15 their services, but shall be allowed their actual and necessary expenses  
16 incurred in the performance of their duties hereunder.

17 § 3. The study shall examine the current utilization of paid family  
18 leave under article 9 of the workers' compensation law, including but  
19 not limited to:

20 (a) demographic information of persons receiving such benefits including but not limited to:  
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EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

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1 (i) gender;  
2 (ii) race;  
3 (iii) age;  
4 (iv) geographic region of the state of New York; and  
5 (v) industry or type of employment;  
6 (b) the average amount of benefits received and length of leave taken;  
7 (c) the type of leave taken;  
8 (d) employers' experiences on the use of paid family leave, including:  
9 (i) ease of use; and  
10 (ii) responsiveness of the department to questions; and  
11 (e) unintended barriers that employees face in utilizing paid family  
12 leave including but not limited to:  
13 (i) understanding of benefits;  
14 (ii) knowledge of eligibility; and  
15 (iii) knowledge of the existence of paid family leave.  
16 § 4. Not later than one year after the effective date of this act, the  
17 commission shall prepare and submit to the governor, the temporary pres-  
18 ident of the senate, and the speaker of the assembly a report of the  
19 study's findings, together with specific recommendations for increasing  
20 the access of demographic groups underutilizing paid family leave bene-  
21 fits, and removing or lessening unintended barriers to use of paid fami-  
22 ly leave identified in the study.  
23 § 5. This act shall take effect immediately and shall expire and be  
24 deemed repealed two years after it shall have become a law.