

STATE OF NEW YORK

812--A

2021-2022 Regular Sessions

IN SENATE

(Prefiled)

January 6, 2021

Introduced by Sens. BIAGGI, GAUGHRAN, HOYLMAN, MAYER, SALAZAR -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations -- reported favorably from said committee and committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the executive law, in relation to establishing a toll free confidential hotline for complainants of workplace sexual harassment

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

1 Section 1. Section 295 of the executive law is amended by adding a new
2 subdivision 17 to read as follows:

3 17. To establish a toll free confidential hotline to provide individuals
4 with complaints of workplace sexual harassment counsel and assist-
5 ance. The division shall operate this hotline during regular business
6 hours and disseminate information about this hotline in order to ensure
7 public knowledge of the hotline, including by working with the depart-
8 ment of labor to ensure that information on the hotline is included in
9 any materials employers must post or provide to employees regarding
10 sexual harassment. The division will work with organizations represent-
11 ing attorneys, including but not limited to the New York state bar asso-
12 ciation, to recruit attorneys experienced in providing counsel related
13 to sexual harassment matters who can provide pro bono assistance and
14 counsel to individuals that contact the hotline. The hotline shall
15 comply with all of the requirements for a program operated under the New
16 York Rules of Professional Conduct, 12 NYCRR, Rule 6.5 (Participation in
17 limited pro bono legal service programs). Attorneys may not solicit, or
18 permit employees or agents of the attorneys to solicit on the attorney's

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

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1 behalf, further representation of any individuals they advise through
2 the hotline relating to discussed sexual harassment complaint.

3 § 2. This act shall take effect on the one hundred twentieth day after
4 it shall have become a law. Effective immediately, the addition, amend-
5 ment and/or repeal of any rule or regulation necessary for the implemen-
6 tation of this act on its effective date are authorized to be made and
7 completed on or before such effective date.