

# STATE OF NEW YORK

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1564

2023-2024 Regular Sessions

## IN SENATE

January 12, 2023

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Introduced by Sens. TEDISCO, BORRELLO, MATTERA, OBERACKER, ORTT, WEIK --  
read twice and ordered printed, and when printed to be committed to  
the Committee on Finance

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 Assem-  
bly, do enact as follows:

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

3 § 170-g. COVID-19 mask and face covering mandate. 1. No state agency  
4 shall promulgate rules, regulations or any form of guidance requiring  
5 individuals under the age of eighteen who are not exhibiting COVID-19  
6 related symptoms, as defined by the centers for disease control and  
7 prevention, to wear a mask or face covering in a public place or while  
8 participating in any recreational or organized sporting activity.

9 2. For the purposes of this section:

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

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

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

18 § 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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