

# STATE OF NEW YORK

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7134

2023-2024 Regular Sessions

## IN SENATE

May 18, 2023

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

AN ACT to amend the labor law, in relation to the classification of certain worksite employees as employees of a professional employer

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

1 Section 1. Paragraph (b) of subdivision 6 of section 922 of the labor  
2 law, as added by chapter 565 of the laws of 2002, is amended to read as  
3 follows:

4 (b) Worksite employees are [~~not~~] automatically deemed pursuant to this  
5 section to be employees of the professional employer organization for  
6 purposes of general liability, insurance, automobile insurance, fidelity  
7 bonds, surety bonds, employer's liability which is not covered by work-  
8 ers' compensation, or liquor liability insurance carried by the profes-  
9 sional employer organization unless the worksite employees are included  
10 by specific reference in the professional employer agreement and appli-  
11 cable prearranged employment contract, insurance contract or bond.

12 § 2. This act shall take effect October 1, 2023.

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

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