STATE OF NEW YORK

10643

IN ASSEMBLY

July 22, 2024

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Vanel) -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the civil rights law, in relation to establishing a cause of action for intrusion upon seclusion

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

Section 1. The civil rights law is amended by adding a new section 50-h to read as follows:

§ 50-h. Intrusion upon seclusion. 1. A person shall have a cause of action against any person who intentionally intrudes, physically or otherwise, upon the solitude or seclusion of another or their private affairs or concerns if such intrusion would be highly offensive to a reasonable person.

2. In any action commenced pursuant to subdivision one of this section, the finder of fact, in its discretion, may award injunctive relief, punitive damages, compensatory damages and reasonable court costs and attorney's fees.

3. Liability for a violation of subdivision one of this section shall not depend upon any publicity given to the person whose interest is invaded or to their affairs.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law.

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

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