STATE OF NEW YORK

8288

2023-2024 Regular Sessions

IN ASSEMBLY

November 27, 2023

Introduced by M. of A. BURKE -- read once and referred to the Committee on Governmental Operations

AN ACT establishing the Native American and Other Historically Marginalized Groups Discrimination and Injustice Commission; 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:

Section 1. (a) (i) There is hereby established the Native American and Other Historically Marginalized Groups Discrimination and Injustice Commission, which may be referred to in this act as the "commission".

(ii) For the purposes of this act, "historically marginalized groups" shall refer to any racial, ethnic, cultural, or religious group which has been historically marginalized within New York state.

(b) (i) The commission shall be composed of eleven members who shall be appointed within ninety days after the effective date of this act, as follows:

(A) five members shall be appointed by the governor; and

(B) three members each shall be appointed by the president pro tempore of the senate and the speaker of the assembly.

(ii) Six members of the commission shall constitute a quorum.

(iii) The commission shall elect a chair and vice-chair from among its members. The term of office of each shall be for the life of the commission.

(iv) The members of the commission shall receive no compensation for their service as members, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties.

(c) (i) The commission shall conduct a study on discrimination and injustices historically and currently faced by Native American and other historically marginalized people living within the state including, but not limited to:

(A) indigenous boarding schools;

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

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(B) erasure of indigenous languages;
(C) racial and ethnic quotas in public accommodations; and
(D) crimes against humanity and human rights violations committed against Native American or individuals of another historically marginalized group.
(ii) Upon the completion of such study, the commission shall, no later than two years after the effective date of this act:
(A) submit a report of the commission's findings to the legislature and the governor.
(B) recommend appropriate ways to educate the public of the commission's findings.
(C) propose legislative action which can be taken to acknowledge and atone for the discrimination and injustices historically and currently faced by Native Americans and/or individuals of another historically marginalized group living within the state.
§ 2. This act shall take effect immediately and shall expire and be deemed repealed ninety days after the Native American and other Historically Marginalized Groups Discrimination and Injustice Commission completes its requirements under paragraph (ii) of subdivision (c) of section one of this act; provided that, the chair of the Native American Discrimination and Injustice Commission shall notify the legislative bill drafting commission upon the completion of such commission's requirements under paragraph (ii) of subdivision (c) of section one of this act in order that the commission may maintain an accurate and timely effective data base of the official text of the laws of the state of New York in furtherance of effectuating the provisions of section 44 of the legislative law and section 70-b of the public officers law.