STATE OF NEW YORK

1263

2023-2024 Regular Sessions

IN SENATE

January 11, 2023

Introduced by Sens. BORRELLO, OBERACKER -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to prohibit a government entity, its political subdivisions, agents or assigns from requiring individuals to wear face coverings or face masks

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

Section 1. 1. Notwithstanding any other provision of law, regulation, guidance or executive order to the contrary, no government entity, or its political subdivisions, agents, or assigns, shall be permitted to require, as a condition of receiving any service or entering any place, an individual to wear a face covering or face mask when such purpose for wearing the covering or mask is related to the COVID-19 virus.

2. Nothing in this act shall prohibit a private entity from requiring, as a condition of receiving any service or entering any place, an individual to wear a face covering or face mask.

3. Nothing in this act shall limit the ability of a nursing home, long-term care facility or hospital to require an individual entering such facility from wearing a face covering or face mask.

§ 2. This act shall take effect immediately.

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

LBD03959-01-3