

# STATE OF NEW YORK

3357

2023-2024 Regular Sessions

## IN SENATE

January 31, 2023

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

AN ACT in relation to conducting a study on the use of solid antimicrobial materials for touch surfaces in the construction of public buildings

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

- 1 Section 1. For the purposes of this act, the following terms shall  
2 have the following meanings:
- 3 (a) "Solid antimicrobial materials" means solid products or surfaces  
4 that kill or slow the spread of microorganisms including bacteria,  
5 viruses, protozoans and fungi.
- 6 (b) "Touch surface" means any surface or fixture within a building  
7 that a person frequently comes into contact with, including but not  
8 limited to: door handles, bathroom fixtures, bed rails, handrails and  
9 light switches.
- 10 § 2. The commissioner of health, in consultation with the commissioner  
11 of the office of general services, shall conduct a study on the use of  
12 solid antimicrobial materials for touch surfaces in the construction of  
13 public buildings in this state.
- 14 § 3. The study shall include, but shall not be limited to, the follow-  
15 ing information:
- 16 (a) identification of different types of solid antimicrobial materi-  
17 als, including but not limited to silver and copper, and the effective-  
18 ness of each such material in reducing the spread of disease and  
19 infection;
- 20 (b) the potential costs, including the potential cost benefits, if  
21 any, associated with the use of solid antimicrobial materials for touch  
22 surfaces;

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

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1 (c) the feasibility of using solid antimicrobial materials for touch  
2 surfaces, including an analysis of the market availability of such mate-  
3 rials;

4 (d) identification of frequently touched surfaces that could present  
5 an infection risk; and

6 (e) recommendations for the type or types of solid antimicrobial mate-  
7 rials to be used for touch surfaces in the construction of public build-  
8 ings in this state.

9 § 4. The commissioner of health shall submit such study to the gover-  
10 nor, the temporary president of the senate, and the speaker of the  
11 assembly within one year after the effective date of this act.

12 § 5. This act shall take effect immediately.