STATE OF NEW YORK

393

2023-2024 Regular Sessions

IN SENATE

(Prefiled)

January 4, 2023

Introduced by Sen. CLEARE -- read twice and ordered printed, and when printed to be committed to the Committee on Crime Victims, Crime and Correction

AN ACT to amend the executive law, in relation to providing priority status to victims of human trafficking for the receipt of certain assistance

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

Section 1. Paragraphs (f) and (g) of subdivision 1 of section 627 of the executive law, as added by section 18 of part A-1 of chapter 56 of the laws of 2010, are amended and a new paragraph (h) is added to read as follows:

(f) expedited determination of claims with respect to a livery operator within thirty days of the date upon which the claim was accepted for filing, as well as standards for awards of loss of earnings or support granted pursuant to rules and regulations promulgated in accordance with the provisions of this subdivision and subdivision three of section six hundred thirty-one of this article. Each award for loss of earnings pursuant to rules and regulations promulgated in accordance with this subdivision made with respect to a claim involving a livery operator assault victim shall be for such period of time as the office determines that the livery operator assault victim is unable to work and has lost earnings as a result of such assault, in an amount not to exceed twenty thousand dollars. Such award shall be distributed in increments of five hundred dollars per week. Each award for loss of support pursuant to rules and regulations promulgated in accordance with this subdivision made with respect to a claim involving a livery operator homicide victim shall be in the amount of twenty thousand dollars, distributed in increments of five hundred dollars per week; [~~and~~]

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

LBD02460-01-3

(g) provisions for any claimant to submit an additional claim for any loss of earnings or support in excess of the amount awarded pursuant to rules and regulations in accordance with paragraph (f) of this subdivision, or an additional claim for any other award pursuant to rules and regulations promulgated in accordance with this article, in each case pursuant to and in accordance with the other provisions of this article or any rules and regulations promulgated in accordance thereof and subject to any applicable maximum award limitations contained in this article[.]**; and**

(h) priority for applications and expedited determination of claims for a human trafficking victim, as defined in section four hundred eighty-three-aa of the social services law, who wishes to remove permanent marks that were part of the trafficking of such victim, including but not limited to, tattoos, markings, brandings, or other symbols or insignia.

§ 2. This act shall take effect immediately.