

STATE OF NEW YORK

8716

2025-2026 Regular Sessions

IN ASSEMBLY

June 2, 2025

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

AN ACT to amend the executive law, in relation to enacting the "autism
data privacy protection act"

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

1 Section 1. Short title. This act shall be known and may be cited as
2 the "autism data privacy protection act".

3 § 2. The executive law is amended by adding a new section 170-j to
4 read as follows:

5 § 170-j. Privacy protections for individuals with autism. 1. Every
6 state agency, board, department, commission, political subdivision,
7 grantee or contractor shall be prohibited from collecting or disclosing
8 personally identifiable autism-related information of a person without
9 the informed, written consent of such person.

10 2. Notwithstanding subdivision one of this section, no state agency,
11 board, department, commission, political subdivision, grantee or
12 contractor shall be found to be in violation of this section when
13 providing such autism-related information in response to court orders,
14 service delivery needs or lawful mandates and such state agency, board,
15 department, commission, political subdivision, grantee or contractor
16 takes steps to limit and anonymize its data.

17 3. Whenever it appears to the attorney general, either upon complaint
18 or otherwise, that any person's autism-related information was disclosed
19 in violation of this section, the attorney general may bring an action
20 or special proceeding in the name and on behalf of the people of the
21 state of New York to enjoin any violation of this section and/or to
22 obtain civil penalties of not more than two thousand five hundred
23 dollars per violation. For the purposes of this subdivision, each person
24 whose autism-related information was unlawfully disclosed shall be
25 considered a separate violation.

26 § 3. This act shall take effect immediately.

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

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