STATE OF NEW YORK

9813

IN SENATE

April 6, 2026

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

AN ACT to amend the workers' compensation law, in relation to workers' compensation benefits for delivery network company workers

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

Section 1. Subdivision 3 of section 2 of the workers' compensation law is amended by adding a new closing paragraph to read as follows:

For the purposes of this chapter, the employer of a delivery network company worker, as defined in subdivision four of this section, shall be a delivery network company. "Delivery network company" shall mean a person, corporation, partnership, sole proprietorship, or other entity that is operating in New York state exclusively using a digital network to connect delivery network company customers with delivery network company workers who provide delivery for orders of products made via a digital network. "Delivery network company" shall not include (i) a transportation network company, as defined by section sixteen hundred ninety-one of the vehicle and traffic law; or (ii) a restaurant, or restaurant chain, that enables customers to place orders for food using a digital network that was created specifically for use by customers of such restaurant or restaurant chain.

§ 2. Subdivision 4 of section 2 of the workers' compensation law is amended by adding a new closing paragraph to read as follows:

"Employee" shall also mean, for the purposes of this chapter, a delivery network company worker, which shall mean an individual who has entered into an agreement with a delivery network company, as defined in subdivision three of this section, to pick up and deliver delivery network company orders for compensation.

§ 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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