

STATE OF NEW YORK

9848

IN SENATE

April 8, 2026

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

AN ACT to amend the court of claims act, in relation to the contents of claims

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

1 Section 1. Section 11 of the court of claims act is amended by adding
2 two new subdivisions e and f to read as follows:

3 e. Subdivision b of this section shall not apply to a claim brought
4 against any party alleging intentional or negligent acts or omissions by
5 a person for physical, psychological, or other injury or condition
6 suffered as a result of conduct which would constitute a sexual offense
7 as defined in article one hundred thirty of the penal law committed
8 against a child, incest as defined in section 255.25, 255.26, or 255.27
9 of the penal law committed against a child, or the use of a child in a
10 sexual performance as defined in section 263.05 of the penal law, or a
11 predecessor statute that prohibited such conduct at the time of the act,
12 which conduct was committed against a child.

13 f. Subdivision b of this section shall not apply to a claim brought
14 against any party alleging intentional or negligent acts or omissions by
15 a person for physical, psychological, or other injury or condition
16 suffered as a result of conduct which would constitute a sexual offense
17 as defined in article one hundred thirty of the penal law or incest as
18 defined in section 255.25, 255.26, or 255.27 of the penal law committed
19 against any person who was eighteen years of age or older.

20 § 2. This act shall take effect immediately and shall apply to:

21 (a) any claim commenced on or after the effective date of this act;

22 (b) any claim pending on or after the effective date of this act; and

23 (c) any claim that was dismissed prior to the effective date of this
24 act for failure to specify the nature of the claim, the time when it
25 arose, the place where it arose, the items of damage or injuries claimed
26 to have been sustained, or the total sum claimed, provided that such
27 dismissal is being appealed or can be appealed as of the effective date
28 of this act.

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

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