



Legislation Details (With Text)

File #: Int 0814-2015 **Version:** A **Name:** Construction of the New York city human rights law.
Type: Introduction **Status:** Enacted
In control: Committee on Civil Rights

On agenda: 6/10/2015

Enactment date: 3/28/2016 **Enactment #:** 2016/035

Title: A Local Law to amend the administrative code of the city of New York, in relation to construction of the New York city human rights law

Sponsors: Brad S. Lander, Corey D. Johnson, Helen K. Rosenthal, Rory I. Lancman, Deborah L. Rose, Ben Kallos

Indexes:

Attachments: 1. Legislative History Report, 2. Summary of Int. No. 814-A, 3. Summary of Int. No. 814, 4. Int. No. 814 - 6/10/15, 5. June 10, 2015 - Stated Meeting Agenda with Links to Files, 6. Committee Report 12/9/15, 7. Hearing Testimony 12/9/15, 8. Hearing Transcript 12/9/15, 9. Committee Report 3/8/16, 10. Hearing Transcript 3/8/16, 11. March 9, 2016 - Stated Meeting Agenda with Links to Files, 12. Int. No. 814-A - FINAL, 13. Fiscal Impact Statement, 14. Hearing Transcript - Stated Meeting 3-9-16, 15. Mayor's Letter, 16. Minutes of the Stated Meeting - March 9, 2016, 17. Local Law 35

Date	Ver.	Action By	Action	Result
6/10/2015	*	City Council	Introduced by Council	
6/10/2015	*	City Council	Referred to Comm by Council	
12/9/2015	*	Committee on Civil Rights	Hearing Held by Committee	
12/9/2015	*	Committee on Civil Rights	Laid Over by Committee	
3/8/2016	*	Committee on Civil Rights	Hearing Held by Committee	
3/8/2016	*	Committee on Civil Rights	Amendment Proposed by Comm	
3/8/2016	*	Committee on Civil Rights	Amended by Committee	
3/8/2016	A	Committee on Civil Rights	Approved by Committee	Pass
3/9/2016	A	City Council	Approved by Council	Pass
3/9/2016	A	City Council	Sent to Mayor by Council	
3/28/2016	A	Mayor	Hearing Held by Mayor	
3/28/2016	A	Mayor	Signed Into Law by Mayor	
3/29/2016	A	City Council	Recved from Mayor by Council	

Int. No. 814-A

By Council Members Lander, Johnson, Rosenthal, Lancman, Rose and Kallos

A Local Law to amend the administrative code of the city of New York, in relation to construction of the New York city human rights law

Be it enacted by the Council as follows:

Section 1. Legislative findings and intent. Following the passage of local law number 85 for the year 2005, known as the Local Civil Rights Restoration Act, some judicial decisions have correctly understood and analyzed the requirement of section 8-130 of the administrative code of the city of New York that all provisions of the New York city human rights law be liberally and independently construed. The purpose of this local law is to provide additional guidance for the development of an independent body of jurisprudence for the New York city human rights law that is maximally protective of civil rights in all circumstances.

§ 2. Section 8-130 of the administrative code of the city of New York, as amended by local law number 85 for the year 2005, is amended to read as follows:

§ 8-130 Construction. a. The provisions of this title shall be construed liberally for the accomplishment of the uniquely broad and remedial purposes thereof, regardless of whether federal or New York [State] state civil and human rights laws, including those laws with provisions [comparably-worded] worded comparably to provisions of this title, have been so construed.

b. Exceptions to and exemptions from the provisions of this title shall be construed narrowly in order to maximize deterrence of discriminatory conduct.

c. Cases that have correctly understood and analyzed the liberal construction requirement of subdivision a of this section and that have developed legal doctrines accordingly that reflect the broad and remedial purposes of this title include Albunio v. City of New York, 16 N.Y.3d 472 (2011), Bennett v. Health Management Systems, Inc., 92 A.D.3d 29 (1st Dep't 2011), and the majority opinion in Williams v. New York City Housing Authority, 61 A.D.3d 62 (1st Dep't 2009).

§ 3. This local law takes effect immediately.

wcj
LS #3311
2/16/2016 5:44 PM