



Legislation Text

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Int. No. 466-A

By Council Member Cabán, the Public Advocate (Mr. Williams) and Council Members Hanif, Hudson, Joseph, Nurse, Gutiérrez, Abreu, Restler, Avilés, Farías, Ossé, Louis, De La Rosa, Dinowitz, Narcisse, Brewer, Marte, Krishnan, Ayala, Sanchez, Lee, Powers, Richardson Jordan and The Speaker (Council Member Adams)

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the use of city resources to enforce abortion restrictions

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 10 of the administrative code of the city of New York is amended by adding a new section 10-184 to read as follows:

§ 10-184 Abortion enforcement. a. Definitions. As used in this section, the following terms have the following meanings:

Abortion. The term “abortion” means the procedure to terminate a pregnancy for purposes other than producing a live birth, including a termination using pharmacological agents, and any services related to such procedure, including pre-procedure and post-procedure counseling.

City property. The term “city property” means any real property leased or owned by the city that serves a city governmental purpose and over which the city has operational control.

b. No city resources, including, but not limited to, time spent by employees, officers, contractors, or subcontractors while on duty, or the use of city property, shall be utilized for:

1. The detention of a person known to have performed or aided in the performance of an abortion, or to have procured an abortion, unless there is reasonable cause to believe the abortion was not performed in accordance with article 25-a of the public health law or any state or local law that applies in New York city; or

2. Cooperating with or providing information to any individual or out-of-state agency or department that would confirm, deny, or identify any person associated with an abortion that has been lawfully performed.

c. Nothing in this section shall prohibit the investigation of criminal activity which may involve the performance of an abortion not performed in accordance with article 25-a of the public health law or any other applicable state or local law, provided that no information that would identify any person associated with an abortion that has been lawfully performed may be shared with an out-of-state agency or any other individual without the prior consent of such person associated with such abortion.

d. Nothing in this section shall affect any other law or rule of this state or this city that provides a person a right to any information or document to which they are legally entitled.

e. Nothing in this section shall prevent a city agency from cooperating with or providing information to any individual or out-of-state agency or department for scientific study or research being undertaken for the purpose of the reduction of morbidity and mortality or the improvement of the quality of medical care.

§ 2. This local law takes effect immediately.

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