



Legislation Text

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Int. No. 1200-A

By Council Members Cabán, Ossé, Bottcher, Hudson, Schulman, Hanif, Louis, Avilés, Rivera, Brewer, Abreu, Ayala, Marte, Brannan, Farías, Krishnan, Gutiérrez, Sanchez, Mealy and the Public Advocate (Mr. Williams)

A Local Law to amend the administrative code of the city of New York, in relation to publicly available information regarding gender identity related rights and resources

Be it enacted by the Council as follows:

Section 1. Chapter 1 of title 3 of the administrative code of the city of New York is amended by adding a new section 3-162 to read as follows:

§ 3-162 Publicly available information regarding gender identity related rights and resources. a.

Definitions. For purposes of this section, the following terms have the following meanings:

Community-based organization. The term “community-based organization” means a non-profit organization representing the needs of and providing services to a particular community.

Gender-affirming care. The term “gender-affirming care” has the same meaning as set forth in section 10-184.1.

Gender identity. The term “gender identity” means a person’s sense of their own gender, which may be the same as or different from the sex assigned at birth.

Gender nonconforming. The term “gender nonconforming” means a person whose gender expression differs from gender stereotypes, norms, and expectations in a given culture or historical period.

Intersex. The term “intersex” means a person whose sex characteristics, including, but not limited to chromosomes, hormones, gonads, and genitalia, do not conform with a binary construction of sex as either male or female. This term may not be the same as a person’s gender identity and is not the same as a person’s sexual

orientation.

Non-binary. The term “non-binary” means a person whose gender identity is not exclusively male or female.

Office. The term “office” means the mayor’s office of equity and racial justice, or any successor agency or office.

TGNCNBI. The term “TGNCNBI” means transgender, gender nonconforming, non-binary, and intersex.

Transgender. The term “transgender” means a person whose gender identity does not conform to the sex assigned at birth.

b. Public information. No later than 180 days after the effective date of the local law that added this section, the office, in coordination with any agency the office deems appropriate, shall provide the public with information regarding legal rights and resources available to TGNCNBI individuals in the city. The office shall develop and post information regarding such legal rights and resources on the office’s website in the designated citywide languages as defined in section 23-1101. Such information shall include the following:

1. Protections against discrimination and harassment based on gender, including gender identity, or sexual orientation, including, but not limited to, protections under title 8 of this code and any other applicable local or state law prohibiting discrimination and harassment in employment, housing, and public accommodations;

2. Legal remedies available to enforce the protections identified in paragraph 1 of this subdivision, including resources for understanding and enforcing such remedies;

3. Protections against hate crimes targeting TGNCNBI individuals, including applicable local and state law and resources available for victims;

4. The right to access gender-affirming care in the city, including, but not limited to, relevant protections under local and state law, and ways to seek legal recourse if gender-affirming care is denied, such as filing an

administrative complaint or a claim in court;

5. Information regarding locating gender-affirming care in the city;

6. Information regarding locating community-based organizations in the city that provide support services to TGNCNBI individuals, including, but not limited to, community-based organizations providing health care, housing assistance, legal advocacy, or social support services, including names and websites of such community-based organizations;

7. Resources available to assist individuals in completing legal name and gender marker changes; and

8. Any other rights and resources the office deems relevant to TGNCNBI individuals.

c. Reports. No later than 1 year after the effective date of the local law that added this section, and 2 years thereafter, the office shall submit to the mayor and the speaker of the council a report on the public information provided pursuant to subdivision b of this section. Such reports shall include an analysis of the scope and reach of the provision of such public information.

§ 2. The office shall engage in a media campaign that informs the public regarding legal rights and resources available to TGNCNBI individuals in the city. Such campaign may include, but need not be limited to, the categories of information listed in section 3-162 of the administrative code of the city of New York, as added by section 1 of this local law. Such campaign may include social media and targeted print advertising as appropriate, and outreach materials to community-based organizations in the city that provide support services to TGNCNBI individuals, including, but not limited to, community-based organizations providing health care, housing assistance, legal advocacy, or social support services.

§ 3. This local law takes effect immediately.

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