

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2025**

No. 72

Introduced by Council Members Hanif, Bottcher, Rivera, Ossé, Restler, Hudson, Nurse, De La Rosa, Louis, Avilés, Brewer, Abreu, Ayala, Marte, Brannan, Fariás, Krishnan, Gutiérrez, Sanchez and the Public Advocate (Mr. Williams) (in conjunction with the Brooklyn Borough President).

A LOCAL LAW

To amend the administrative code of the city of New York, in relation to a cause of action related to interference with reproductive or gender-affirming health care

Be it enacted by the Council as follows:

Section 1. Chapter 21 of title 17 of the administrative code of the city of New York, as added by local law number 76 for the year 2022, is amended to read as follows:

CHAPTER [21] 22

Interference with Reproductive or [Endocrine Medical] *Gender-Affirming Health Care*

§ [17-2101] 17-2201 *Definitions. For purposes of this chapter, the following terms have the following meanings:*

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

Reproductive health care. The term “reproductive health care” has the same meaning as the term “reproductive health care” as set forth in subdivision a of section 17-199.2.1.

§ 17-2202 Claim for interference with reproductive or [endocrine medical care] *gender-affirming health care.* a. A person may bring a civil action for interference with reproductive or

[endocrine medical care] *gender-affirming health care* when a civil action is commenced against such person in any state, for which liability, in whole or in part, or any theory of vicarious, joint, several, or conspiracy liability derived therefrom, is based on the provision, receipt, assistance in receipt or provision of, or material support for[, medical care relating to the human reproductive or endocrine systems, which] *reproductive health care or gender-affirming health care that was lawfully provided in the city.*

b. A claim for interference with reproductive *health care* or [endocrine medical care] *gender-affirming health care under subdivision a of this section* may not be based upon the commencement of any civil action that is founded in tort, contract, or statute and for which a similar claim would exist under the laws of the state of New York or of the city and which is:

1. Brought by the patient who received [the medical] *such health care*, or the patient's authorized legal representative, for damages suffered by the patient or damages derived from an individual's loss of consortium of the patient; or

2. Brought by a party with a contractual relationship with the person that is the subject of the action.

c. A plaintiff who prevails on a claim alleging interference with reproductive *health care* or [endocrine medical care] *gender-affirming health care under subdivision a of this section* shall be awarded statutory damages of \$10,000. In addition, the court, in issuing a final order in any action brought pursuant to this section, may award costs of litigation to the prevailing party whenever the court determines such an award is appropriate. This section does not limit or abrogate any claim or cause of action such person has under common law or by other law or rule.

§ 2. This local law takes effect immediately.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on April 24, 2025 and returned unsigned by the Mayor on May 27, 2025.

MICHAEL M. McSWEENEY, City Clerk, Clerk of the Council.

CERTIFICATION OF CORPORATION COUNSEL

I hereby certify that the form of the enclosed local law (Local Law No. 72 of 2025, Council Int. No. 1201-A of 2025) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council, presented to the Mayor, and neither approved nor disapproved within thirty days thereafter.

SPENCER FISHER, Acting Corporation Counsel.