



Legislation Details (With Text)

File #: Int 2372-2021 **Version:** B **Name:** Creating a two year look-back window to the gender-motivated violence act, and extending its statute of limitations.

Type: Introduction **Status:** Enacted
In control: Committee on Women and Gender Equity

On agenda: 7/29/2021

Enactment date: 1/9/2022 **Enactment #:** 2022/021

Title: A Local Law to amend the administrative code of the city of New York, in relation to creating a two year look-back window to the gender-motivated violence act, and extending its statute of limitations

Sponsors: Carlina Rivera, Selvena N. Brooks-Powers, Kalman Yeger, Justin L. Brannan, Eric Dinowitz, James G. Van Bramer, Peter A. Koo, Ben Kallos, Laurie A. Cumbo, Carlos Menchaca, Helen K. Rosenthal, Alicka Ampry-Samuel, Adrienne E. Adams, Diana I. Ayala, Farah N. Louis, Barry S. Grodenchik, Vanessa L. Gibson, Mark Levine, Darma V. Diaz, Robert E. Cornegy, Jr., Deborah L. Rose, Brad S. Lander, Margaret S. Chin, Karen Koslowitz, Oswald Feliz, Keith Powers, Rafael Salamanca, Jr., Antonio Reynoso, Tiffany Cabán, Alan N. Maisel

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Date	Ver.	Action By	Action	Result
7/29/2021	*	City Council	Introduced by Council	
7/29/2021	*	City Council	Referred to Comm by Council	
11/29/2021	*	Committee on Women and Gender Equity	Hearing Held by Committee	
11/29/2021	*	Committee on Women and Gender Equity	Amendment Proposed by Comm	
11/29/2021	*	Committee on Women and Gender Equity	Laid Over by Committee	
11/29/2021	*	Committee on General Welfare	Hearing Held by Committee	
11/29/2021	*	Committee on General Welfare	Amendment Proposed by Comm	
11/29/2021	*	Committee on General Welfare	Laid Over by Committee	
12/8/2021	*	Committee on Women and Gender Equity	Hearing Held by Committee	
12/8/2021	*	Committee on Women and Gender Equity	Amendment Proposed by Comm	
12/8/2021	*	Committee on Women and Gender Equity	Amended by Committee	
12/8/2021	B	Committee on Women and Gender Equity	Approved by Committee	Pass

12/9/2021	B	City Council	Approved by Council	Pass
12/9/2021	B	City Council	Sent to Mayor by Council	
1/9/2022	B	Administration	City Charter Rule Adopted	
1/10/2022	B	City Council	Returned Unsigned by Mayor	

Int. No. 2372-B

By Council Members Rivera, Brooks-Powers, Yeger, Brannan, Dinowitz, Van Bramer, Koo, Kallos, Cumbo, Menchaca, Rosenthal, Ampry-Samuel, Adams, Ayala, Louis, Grodenchik, Gibson, Levine, D. Diaz, Cornegy, Rose, Lander, Chin, Koslowitz, Feliz, Powers, Salamanca, Reynoso, Cabán and Maisel

A Local Law to amend the administrative code of the city of New York, in relation to creating a two year look-back window to the gender-motivated violence act, and extending its statute of limitations

Be it enacted by the Council as follows:

Section 1. Section 10-1104 of the administrative code of the city of New York, as renumbered and amended by local law 63 for the year 2018, is amended to read as follows:

§ 10-1104 Civil cause of action. Except as otherwise provided by law, any person claiming to be injured by [an individual] a party who commits, directs, enables, participates in, or conspires in the commission of a crime of violence motivated by gender has a cause of action against such [individual] party in any court of competent jurisdiction for any or all of the following relief:

- a. Compensatory and punitive damages;
- b. Injunctive and declaratory relief;
- c. Attorney's fees and costs; and
- d. Such other relief as a court may deem appropriate.

§ 2. Subdivision a of section 10-1105 of the administrative code of the city of New York, as renumbered and amended by local law number 63 for the year 2018, is amended to read as follows:

a. A civil action under this chapter shall be commenced within seven years after the alleged crime of violence motivated by gender occurred. If, however, due to injury or disability resulting from an act or acts giving rise to a cause of action under this chapter, or due to infancy as defined in the civil procedure law and rules, a person entitled to commence an action under this chapter is unable to do so at the time such cause of

action accrues, then the time within which the action must be commenced shall be extended to [seven] nine years after the inability to commence the action ceases. Notwithstanding any provision of law that imposes a period of limitation to the contrary, any civil claim or cause of action brought under this chapter that is barred because the applicable period of limitation has expired is hereby revived and may be commenced not earlier than six months after, and not later than two years and six months after, September 1, 2022.

§ 2. This local law takes effect immediately.

LS 17,189
11/30/21
MKW/SMD/ZEH