

# DOCUMENT BILL # 24

Legislative Bill Drafting Commission  
12066-08-1

## IN SENATE

Senate introducer's signature

The senators whose names are circled below wish to join me in the sponsorship  
of this proposal

S. \_\_\_\_\_  
Senate  
\_\_\_\_\_

s20 Adams	s44 Farley	s56 Kennedy	s18 Montgomery	s23 Savino
s15 Addabbo	s02 Flanagan	s34 Klein	s54 Nozzolico	s28 Serrano
s55 Alesi	s08 Fuschillo	s26 Krueger	s53 O'Mara	s51 Seward
s11 Avella	s59 Gallivan	s27 Kruger	s37 Oppenheimer	s09 Skelos
s40 Ball	s12 Gianaris	s24 Lanza	s21 Parker	s14 Smith
s42 Bonacic	s22 Golden	s39 Larkin	s13 Peralta	s25 Squadron
s46 Breslin	s47 Griffo	s01 LaValle	s30 Perkins	s16 Stavisky
s38 Carlucci	s50 Grisanti	s52 Libous	s61 Ranzenhofer	s35 Stewart- Cousins
s50 DeFrancisco	s06 Hannon	s45 Little	s48 Ritchie	
s32 Diaz	s36 Hassell-	s05 Marcellino	s33 Rivera	s49 Valesky
s17 Dilan	Thompson	s07 Martins	s56 Robach	s57 Young
s29 Duane	s10 Huntley	s62 Maziarz	s41 Saland	s03 Zeldin
s31 Espallat	s04 Johnson	s43 McDonald	s19 Sampson	

IN SENATE--Introduced by Sen

--read twice and ordered printed,  
and when printed to be committed  
to the Committee on

----- A.  
Assembly  
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## IN ASSEMBLY

Assembly introducer's signature

The Members of the Assembly whose names are circled below wish to join me in the  
multi-sponsorship of this proposal:

IN ASSEMBLY--Introduced by M. of A.

a049 Abbate	a107 Crouch	a095 Jaffee	a038 Miller, M.	a012 Saladino
a092 Abinanti	a014 Curran	a057 Jeffries	a052 Millman	a113 Sayward
a105 Amedore	a063 Cusick	a135 Johns	a103 Molinaro	a029 Scarborough
a084 Arroyo	a045 Cymbrowitz	a112 Jordan	a015 Montesano	a016 Schimel
a035 Aubry	a034 DenDekker	a099 Katz	a132 Morelle	a140 Schimminger
a124 Barclay	a081 Dinowitz	a074 Kavanagh	a039 Moya	a145 Schroeder
a040 Barron	a114 Duprey	a065 Kellner	a003 Murray	a064 Silver
a082 Benedetto	a004 Englebright	a100 Kirwan	a037 Nolan	a036 Simotas
a073 Bing	a071 Farrell	a129 Kolb	a128 Oaks	a146 Smardz
a122 Blankenbush	a123 Finch	a025 Lancman	a069 O'Donnell	a093 Spano
a055 Boyland	a007 Fitzpatrick	a091 Latimer	a051 Ortiz	a079 Stevenson
a008 Boyle	a137 Friend	a013 Lavine	a136 Palmesano	a011 Sweeney
a026 Braunstein	a143 Gabryszak	a050 Lentol	a088 Paulin	a110 Tedisco
a044 Brennan	a090 Galef	a125 Lifton	a141 Peoples-	a115 Tenney
a131 Bronson	a133 Gantt	a072 Linares	Stokes	a002 Thiele
a046 Brook-Krasny	a077 Gibson	a127 Lopez, P.	a058 Perry	a061 Titone
a147 Burling	a149 Giglio	a053 Lopez, V.	a087 Pretlow	a031 Titus
a117 Butler	a066 Glick	a001 Losquadro	a021 Ra	a062 Tobacco
a101 Cahill	a150 Goodell	a126 Lupardo	a097 Rabbitt	a041 Weinstein
a096 Calhoun	a075 Gottfried	a111 Magee	a009 Raia	a020 Weisenberg
a043 Canara	a005 Graf	a120 Magnarelli	a006 Ramos	a024 Weprin
a106 Canestrari	a098 Gunther	a059 Maisel	a134 Reilich	a070 Wright
a089 Castelli	a130 Hanna	a060 Malliotakis	a109 Reilly	a094 Zabrowski
a086 Castro	a139 Hawley	a030 Markey	a078 Rivera, J.	a023
a138 Ceretto	a148 Hayes	a018 McDonough	a080 Rivera, N.	a027
a033 Clark	a083 Heastie	a104 McEneny	a076 Rivera, P.	a054
a047 Colton	a028 Hevesi	a017 McEvertt	a119 Roberts	a116
a010 Conte	a048 Hiking	a108 McLaughlin	a056 Robinson	
a032 Cook	a018 Hooper	a022 Meng	a068 Rodriguez	
a142 Corwin	a144 Hoyt	a121 Miller, D.	a067 Rosenthal	
a085 Crespo	a042 Jacobs	a102 Miller, J.	a118 Russell	

with M. of A. as co-sponsors

--read once and referred to the  
Committee on

### \*DOMERELA\*

(Relates to the ability to marry;  
amends a chapter of the laws of  
2011, as proposed in legislative  
bill number A. 8354, in relation to  
the statutory construction of such  
chapter)

Dom Rel. marriage equality

### AN ACT

to amend the domestic relations law,  
in relation to the ability to marry;  
and to amend a chapter of the laws  
of 2011, amending the domestic  
relations law relating to the abili-  
ty to marry, as proposed in legisla-  
tive bill number A. 8354, in  
relation to the statutory  
construction of such chapter; and  
repealing certain provisions of the

1) Single House Bill (introduced and printed separately in either or both  
houses). Uni-Bill (introduced simultaneously in both houses and printed as one  
bill. Senate and Assembly introducer sign the same copy of the bill).

2) Circle names of co-sponsors and return to introduction clerk with 2 signed  
copies of bill and 4 copies of memorandum in support (single house); or 4 signed  
copies of bill and 8 copies of memorandum in support (uni-bill).

domestic relations law relating to  
parties to a marriage

The People of the State of New  
York, represented in Senate and  
Assembly, do enact as follows:

1 Section 1. Section 10-b of the domestic relations law, as added by a  
2 chapter of the laws of 2011, amending the domestic relations law relat-  
3 ing to the ability to marry, as proposed in legislative bill number A.  
4 8354, is REPEALED and a new section 10-b is added to read as follows:

5 § 10-b. Religious exception. 1. Notwithstanding any state, local or  
6 municipal law, rule, regulation, ordinance, or other provision of law to  
7 the contrary, a religious entity as defined under the education law or  
8 section two of the religious corporations law, or a corporation incorpo-  
9 rated under the benevolent orders law or described in the benevolent  
10 orders law but formed under any other law of this state, or a not-for-  
11 profit corporation operated, supervised, or controlled by a religious  
12 corporation, or any employee thereof, being managed, directed, or super-  
13 vised by or in conjunction with a religious corporation, benevolent  
14 order, or a not-for-profit corporation as described in this subdivision,  
15 shall not be required to provide services, accommodations, advantages,  
16 facilities, goods, or privileges for the solemnization or celebration of  
17 a marriage. Any such refusal to provide services, accommodations, advan-  
18 tages, facilities, goods, or privileges shall not create any civil claim  
19 or cause of action or result in any state or local government action to  
20 penalize, withhold benefits, or discriminate against such religious  
21 corporation, benevolent order, a not-for-profit corporation operated,  
22 supervised, or controlled by a religious corporation, or any employee  
23 thereof being managed, directed, or supervised by or in conjunction with  
24 a religious corporation, benevolent order, or a not-for-profit corpo-  
25 ration.

26 2. Notwithstanding any state, local or municipal law or rule, regu-  
27 lation, ordinance, or other provision of law to the contrary, nothing in  
28 this article shall limit or diminish the right, pursuant to subdivision

1 eleven of section two hundred ninety-six of the executive law, of any  
2 religious or denominational institution or organization, or any organ-  
3 ization operated for charitable or educational purposes, which is oper-  
4 ated, supervised or controlled by or in connection with a religious  
5 organization, to limit employment or sales or rental of housing accommo-  
6 dations or admission to or give preference to persons of the same reli-  
7 gion or denomination or from taking such action as is calculated by such  
8 organization to promote the religious principles for which it is estab-  
9 lished or maintained.

10 3. Nothing in this section shall be deemed or construed to limit the  
11 protections and exemptions otherwise provided to religious organizations  
12 under section three of article one of the constitution of the state of  
13 New York.

14 § 2. Subdivision 1-a of section 11 of the domestic relations law, as  
15 added by a chapter of the laws of 2011, amending the domestic relations  
16 law relating to the ability to marry, as proposed in legislative bill  
17 number A.8354, is amended to read as follows:

18 1-a. A refusal by a clergyman or minister as defined in section two of  
19 the religious corporations law, or Society for Ethical Culture leader to  
20 solemnize any marriage under this subdivision shall not create a civil  
21 claim or cause of action or result in any state or local government  
22 action to penalize, withhold benefits or discriminate against such cler-  
23 gyman or minister.

24 § 3. A chapter of the laws of 2011, amending the domestic relations  
25 law relating to the ability to marry, as proposed in legislative bill  
26 number A. 8354, is amended by adding a new section 5-a to read as  
27 follows:

1    § 5-a. This act is to be construed as a whole, and all parts of it are  
2 to be read and construed together. If any part of this act shall be  
3 adjudged by any court of competent jurisdiction to be invalid, the  
4 remainder of this act shall be invalidated. Nothing herein shall be  
5 construed to affect the parties' right to appeal the matter.

6    § 4. This act shall take effect on the same date as such chapter of  
7 the laws of 2011, takes effect.