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Protecting Workers from Airborne Disease

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NY HERO Act

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NYS HERO Act

Protecting New York Workers from Airborne Diseases

On May 5, 2021, former Governor Andrew Cuomo signed the New York Health and Essential Rights Act (NY HERO Act) into law. The law mandates extensive new workplace health and safety protections in response to the COVID-19 pandemic. The purpose of the NY HERO Act is to protect employees against exposure and disease during a future airborne infectious disease outbreak.

Under this new law, the New York State Department of Labor (NYS DOL), in consultation with the NYS Department of Health, has developed a new Airborne Infectious Disease Exposure Prevention Standard, a Model Airborne Infectious Disease Exposure Prevention Plan, and various industry-specific model plans for the prevention of airborne infectious disease. Employers can choose to adopt the applicable policy template/plan provided by NYS DOL or establish an alternative plan that meets or exceeds the standard's minimum requirements.

The airborne infectious disease exposure prevention plans must go into effect when an airborne infectious disease is designated by the New York State Commissioner of Health as a highly contagious communicable disease that presents a serious risk of harm to the public health.

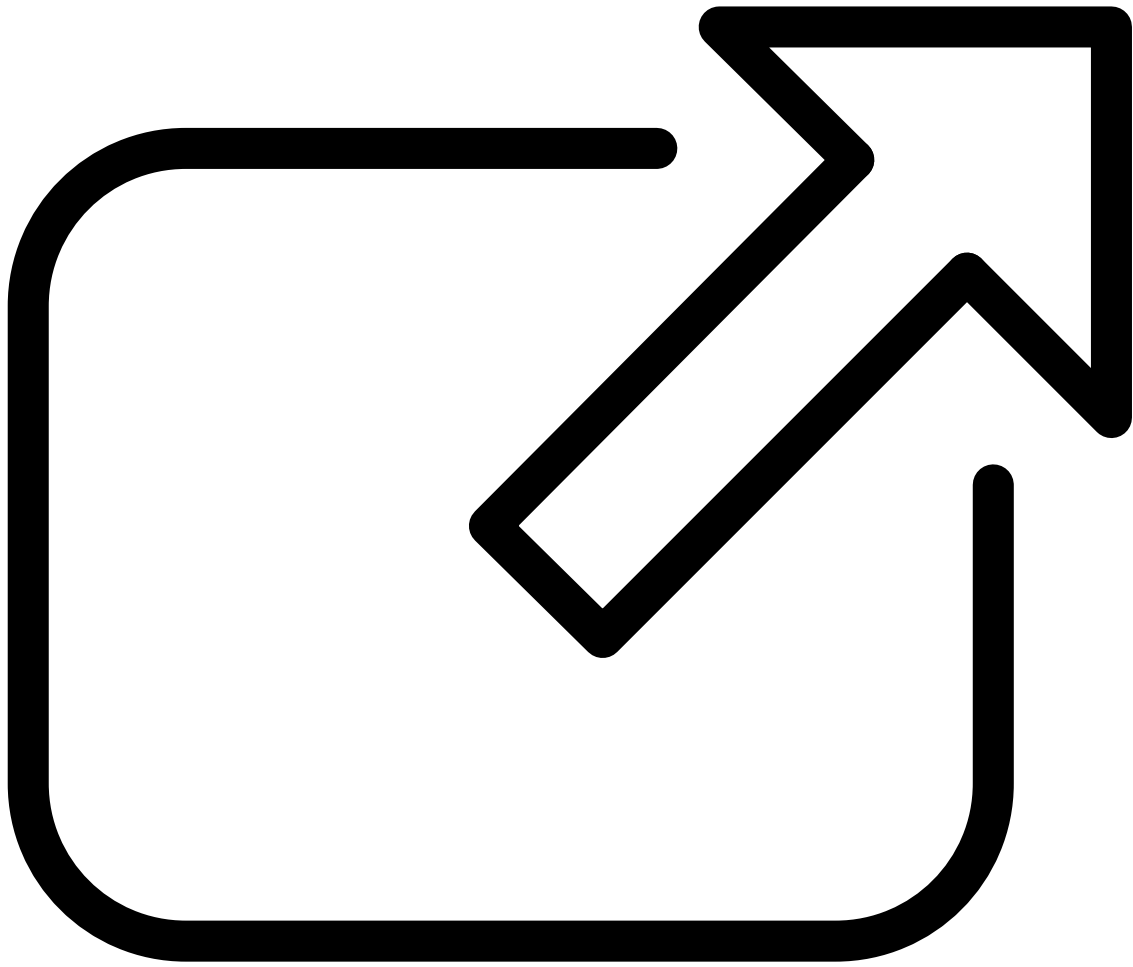
Currently, while employers must adopt plans as required by the law, as of the date of this writing no designation has been made and plans are not required to be in effect.

The standard and model plans are available in English and will be available in Spanish in the coming days. Employers are required to provide a copy of the adopted airborne infectious disease exposure prevention plan and post the same in a visible and prominent location within each worksite. Templates and resources are available below.

DOL will be sharing more details about this law in the near future. Please check this website for updates.

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Resources

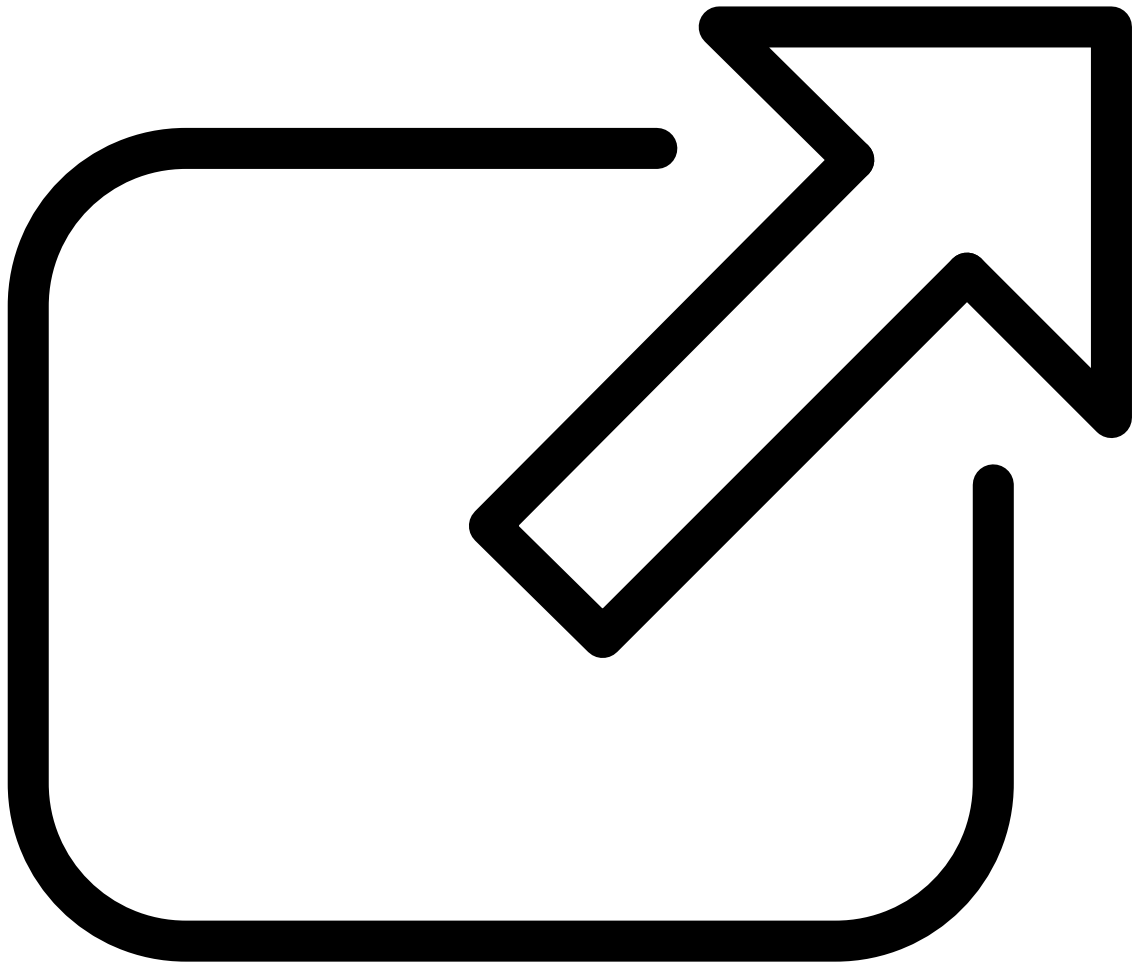


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Airborne Infectious Disease Exposure Prevention Standard

[\(/web/20210906143552/https://dol.ny.gov/airborne-infectious-disease-exposure-prevention-standard\)](https://dol.ny.gov/airborne-infectious-disease-exposure-prevention-standard)

NY Hero Act Airborne Infectious Disease Exposure Prevention Standard

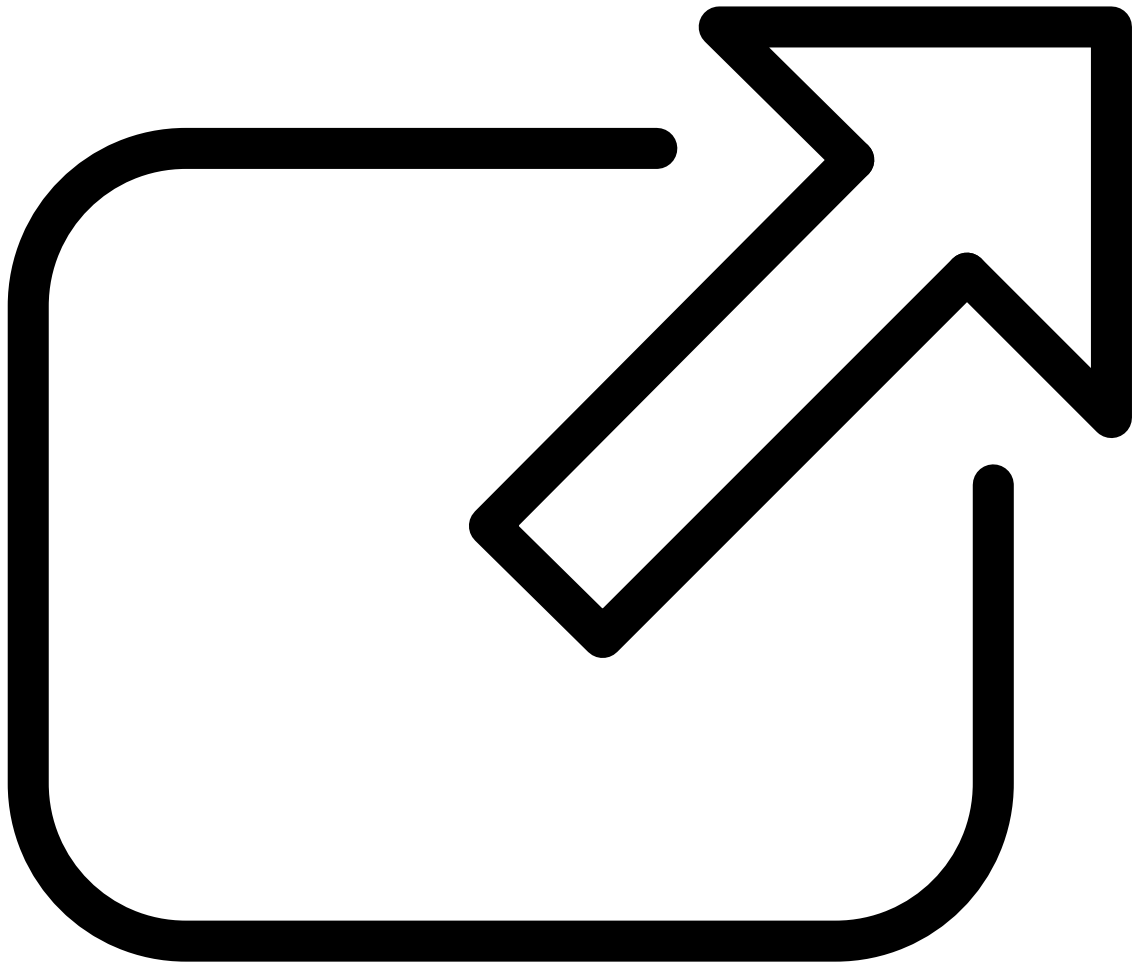


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[Airborne Infectious Disease Exposure Prevention Standard Spanish](https://dol.ny.gov/airborne-infectious-disease-exposure-prevention-standard-spanish)

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Estándar de prevención de exposiciones a enfermedades infecciosas transmitidas...

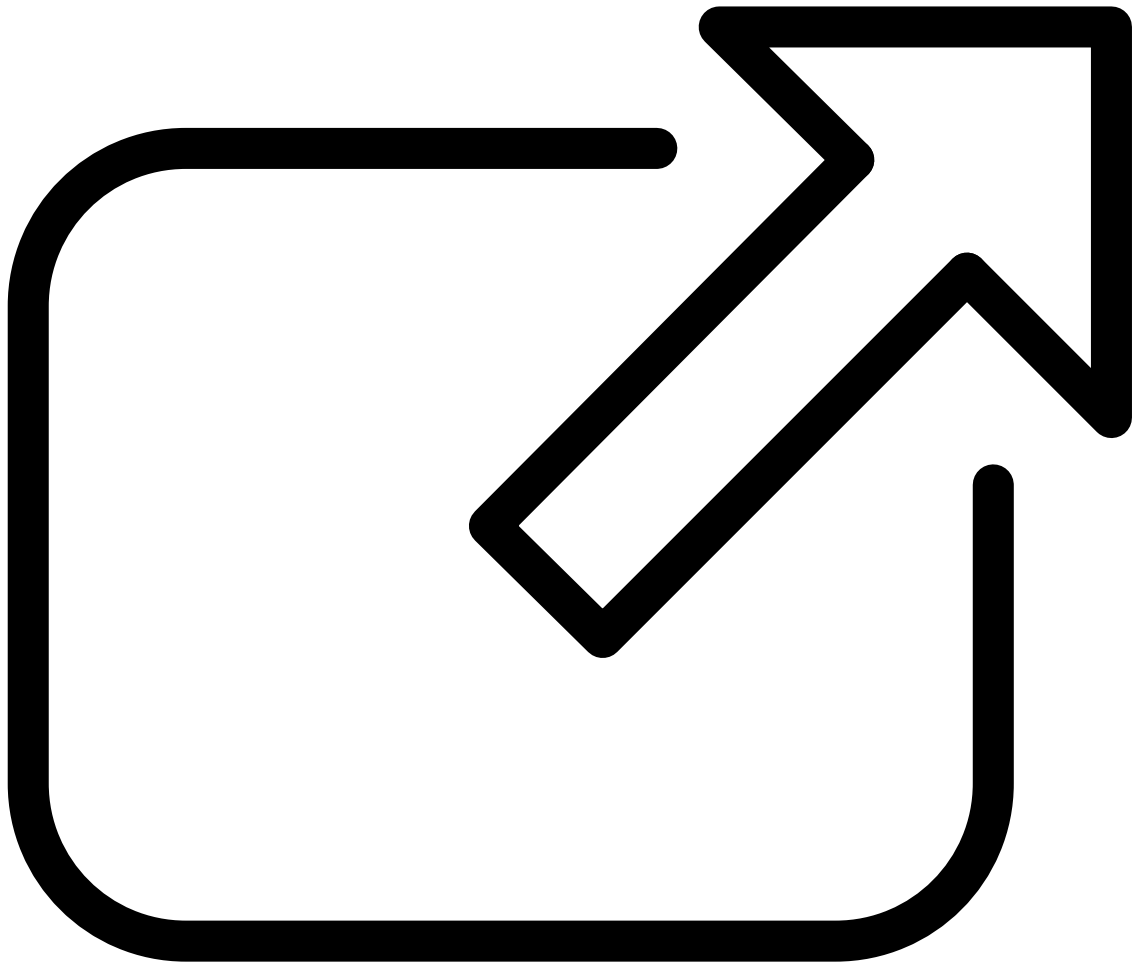


[\(/web/20210906143552/https://dol.ny.gov/model-airborne-infectious-disease-exposure-prevention-plan\)](https://dol.ny.gov/model-airborne-infectious-disease-exposure-prevention-plan)

Model Airborne Infectious Disease Exposure Prevention Plan

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The purpose of this template is to provide employers with a model plan designed ...



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El propósito de este plan es proteger a los empleados contra las exposiciones y...

Industry Specific Templates

- [Agriculture \(/web/20210906143552/https://dol.ny.gov/agriculture-exposure-prevention-plan-p765a\)](https://dol.ny.gov/agriculture-exposure-prevention-plan-p765a)
- [Construction \(/web/20210906143552/https://dol.ny.gov/construction-exposure-prevention-plan-p765b\)](https://dol.ny.gov/construction-exposure-prevention-plan-p765b)
- [Delivery Services \(/web/20210906143552/https://dol.ny.gov/delivery-services-exposure-prevention-plan-p765c\)](https://dol.ny.gov/delivery-services-exposure-prevention-plan-p765c)

- [Domestic Workers \(/web/20210906143552/https://dol.ny.gov/domestic-exposure-prevention-plan-p765d\)](/web/20210906143552/https://dol.ny.gov/domestic-exposure-prevention-plan-p765d)
- [Emergency Response \(/web/20210906143552/https://dol.ny.gov/emergency-response-exposure-prevention-plan-p765e\)](/web/20210906143552/https://dol.ny.gov/emergency-response-exposure-prevention-plan-p765e)
- [Food Services \(/web/20210906143552/https://dol.ny.gov/food-services-exposure-prevention-plan-765f\)](/web/20210906143552/https://dol.ny.gov/food-services-exposure-prevention-plan-765f)
- [Manufacturing and Industry \(/web/20210906143552/https://dol.ny.gov/manufacturing-and-industry-exposure-prevention-plan-p765g\)](/web/20210906143552/https://dol.ny.gov/manufacturing-and-industry-exposure-prevention-plan-p765g)
- [Personal Services \(/web/20210906143552/https://dol.ny.gov/personal-services-exposure-prevention-plan-p765h\)](/web/20210906143552/https://dol.ny.gov/personal-services-exposure-prevention-plan-p765h)
- [Private Education \(/web/20210906143552/https://dol.ny.gov/private-education-exposure-prevention-plan-p765i\)](/web/20210906143552/https://dol.ny.gov/private-education-exposure-prevention-plan-p765i)
- [Private Transportation \(/web/20210906143552/https://dol.ny.gov/private-transportation-exposure-prevention-plan-p765j\)](/web/20210906143552/https://dol.ny.gov/private-transportation-exposure-prevention-plan-p765j)
- [Retail \(/web/20210906143552/https://dol.ny.gov/retail-exposure-prevention-plan-p765k\)](/web/20210906143552/https://dol.ny.gov/retail-exposure-prevention-plan-p765k)

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