



THE CITY OF NEW YORK
OFFICE OF THE MAYOR
NEW YORK, N.Y. 10007

Executive Order No. 49

January 7, 1993

CITY POLICIES APPLICABLE TO DOMESTIC PARTNERSHIPS

Section 1. Any person who has registered his or her domestic partnership with the City of New York in accordance with the provisions of Executive Order No. 48, dated January 7, 1993, shall be entitled to benefits in accordance with the provisions of this Order, and with respect to employees of the City, continue to receive existing time and leave benefits afforded pursuant to applicable law, rule or collective bargaining agreement.

Section 2. Bereavement Leave for Domestic Partners Continued. Any City employee who has registered his or her domestic partnership in accordance with the provisions of Executive Order No. 48, dated January 7, 1993, shall be entitled to bereavement leave in the event of the death of a domestic partner, or the death of a parent or child of such domestic partner, or the death of a relative of such domestic partner residing in the household. Such leave shall be afforded in accordance with existing rules and the terms of that Order. All "Affidavits of Domestic Partnership for Bereavement Leave" which were previously filed in accordance with prior Executive Order

No. 123 shall remain in force and effect unless the domestic partnership established pursuant to that Order has been terminated.

Section 3. Child Care Leave of Absence Without Pay.

Any City employee who has registered his or her domestic partnership in accordance with the provisions of Executive Order No. 48, dated January 7, 1993, shall be entitled to Child Care Leave of Absence Without Pay when his or her domestic partner becomes the parent of a child either by birth or adoption. Such leave shall be granted on the same basis as provided by the child care leave provisions of the Career and Salary Plan, the Citywide Agreement or any other collective bargaining agreement.

Section 4. Visitation Rights in City Correctional and Juvenile Detention Facilities. Any person who has registered his or her domestic partnership in accordance with the provisions of Executive Order No. 48, dated January 7, 1993, and his or her domestic partner, shall have the right to visit each other and each other's family members in accordance with the visitation policies established by the New York City Department of Correction and the New York City Department of Juvenile Justice which are applicable to family members of persons in incarceration or detention facilities operated by either such agency.

Section 5. Visitation Rights in Health Care and Hospitals Facilities. By agreement of the New York City Health and Hospitals Corporation, any person who has registered his or

her domestic partnership in accordance with the provisions of Executive Order No. 48, dated January 7, 1993, and his or her domestic partner, shall have the right to visit each other and each other's family members in accordance with the visitation policies established by HHC which are applicable to family members of persons who are patients in health care and hospital facilities operated by HHC.


Section 6. Occupancy Rights for New York City Housing Authority Tenants. By agreement of the New York City Housing Authority, registration as a domestic partnership in accordance with the provisions of Executive Order No. 48, dated January 7, 1993, shall be considered evidence in determining whether an eligible person qualifies as a family member entitled to be added to an existing tenancy as a permanent resident, in accordance with the policy of the Authority. When a domestic partner seeks on the basis of the domestic partnership to avail himself or herself of occupancy rights pursuant to such policy, the Authority may require the domestic partner to provide to the agency a certification from the City Clerk that he/she is currently registered as a domestic partner.

Section 7. Succession Rights for Persons in Buildings Supervised By or Under the Jurisdiction of the New York City Department of Housing Preservation and Development. Registration of a domestic partnership in accordance with the provisions of Executive Order No. 48, dated January 7, 1993, shall be considered evidence in determining whether an eligible person

qualifies as a family member entitled to succeed to the tenancy or occupancy rights of a tenant/cooperator pursuant to rules governing persons in buildings supervised by or under the jurisdiction of the New York City Department of Housing Preservation and Development. When a domestic partner seeks on the basis of the domestic partnership to avail himself or herself of tenancy or occupancy rights pursuant to such rules, the Department may require the domestic partner to provide to the agency a certification from the City Clerk that he/she is currently registered as a domestic partner.

Section 8. Nothing in this Executive Order shall be deemed to supersede, alter, affect or conflict with any applicable City, State or Federal law or rules.

Section 9. Effective Date. This Order shall take effect March 1, 1993.



David N. Dinkins
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