

Required

Local

Notice

NURSING MOTHERS IN THE WORKPLACE

The Board of Education recognizes its responsibility to provide a time and safe place for nursing mothers. Section "206-c" of the Labor Law requires all employers to provide time to allow nursing employees to express breast milk. To avail oneself of accommodations set forth in this policy, employees must submit a request to the building principal, and/or immediate supervisor for a room or location. Requests should, when possible, be provided prior to the employee's return to work to allow the District to designate a location and schedule to accommodate the needs of multiple employees when needed. The District must respond to a request within a reasonable time, not to exceed five (5) business days.

The District will provide employees with at least 20 minutes unpaid break time once every three hours to express milk for their infant child(ren) for up to three years following the child's birth. Employees may utilize their paid break time or meal time as well. A break may be postponed for no more than thirty (30) minutes if there is no coverage for the employee at the time.

The District will designate a room or other location to be made available to nursing employees. The room may not be used for any other purpose while it is being utilized by nursing mothers. If the designated room or other location is not solely used by nursing employees, the room or location will be made available to nursing employees when needed. All employees will be given notice as to when such rooms or other locations will be designated for use by nursing employees. The room or location should have a door equipped with a functional lock. If a door with a functional lock is not available, as a last resort the District will utilize a sign indicating the room is in use and not accessible to other employees or the public.

If the District is unable to provide a dedicated room or other location, we may provide the use of a vacant office or other available room on a temporary basis so long as the room is not accessible to the public or other employees while the nursing employee is using the room for expression purposes.

The District must designate a room or other location, other than a restroom or toilet stall, to be made available to employees who make such a request. The room will be (i) in close proximity to the work area; (ii) well lit; (iii) shielded from view; and (iv) free from intrusion from other persons in the workplace or the public. The room or other location will contain a chair, working surface, nearby access to cleaning running water, and an electrical outlet so long as the workplace is supplied with electricity. Expressed milk can be stored in school refrigerators provided it is sealed. **Milk** should not be stored overnight. The District is not responsible for the safekeeping of any milk stored in district refrigerators.

The District may not discharge, discriminate, threaten, penalize, or in any other manner discriminate or retaliate against any employee because such employee has exercised their rights afforded under this section. This policy will be provided to all employees annually, upon hire, and to employees returning to work after the birth of a child.

Ref: Labor Law §206-c; [Guidelines Regarding the Rights of Nursing Mothers to Express Breast Milk in the Work Place I LS702](#) (ny.gov)

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