S T A T E O F N E W Y O R K

973

2011-2012 Regular Sessions

I N S E N A T E

(PREFILED)

January 5, 2011

Introduced by Sens. HASSELL-THOMPSON, ADAMS, DIAZ, KRUEGER, MONTGOMERY, OPPENHEIMER, PERKINS, SAMPSON, SAVINO -- read twice and ordered printed, and when printed to be committed to the Committee on Social Services

AN ACT to amend the social services law, in relation to residential services for victims of domestic violence

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Section 459-b of the social services law, as added by chapter 169 of the laws of 1994, is amended to read as follows:

S 459-b. Residential services for victims of domestic violence. In accordance with section one hundred thirty-one-u of this chapter and the regulations of the [department] OFFICE OF CHILDREN AND FAMILY SERVICES, a social services district shall offer and provide necessary and available emergency shelter and services FOR UP TO NINETY DAYS at a residential program for victims of domestic violence to a victim of domestic violence who was residing in the social services district at the time of the alleged domestic violence whether or not such victim is eligible for public assistance; PROVIDED, HOWEVER, THAT SUCH LAW, RULES AND REGULATIONS SHALL PERMIT UP TO TWO EXTENSIONS OF UP TO FORTY-FIVE DAYS OF NECESSARY AND AVAILABLE EMERGENCY SHELTER AND SERVICES AT A RESIDENTIAL PROGRAM FOR VICTIMS OF DOMESTIC VIOLENCE IF NEITHER THE RESIDENT, THE SOCIAL SERVICES DISTRICT NOR THE RESIDENTIAL PROGRAM IS ABLE TO SECURE ALTERNATIVE HOUSING, AS DEFINED BY REGULATION, FOR THE RESIDENT AND SUCH HOUSING IS NECESSARY.

S 2. This act shall take effect on the ninetieth day after it shall have become a law; provided, however, that effective immediately the commissioner of the office of children and family services is authorized and directed to promulgate such rules and regulations as he or she deems necessary to implement the provisions of this act on or before its effective date.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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