

STATE OF NEW YORK

S. 6635

A. 7462

2021-2022 Regular Sessions

SENATE - ASSEMBLY

May 10, 2021

IN SENATE -- Introduced by Sen. HARCKHAM -- read twice and ordered printed, and when printed to be committed to the Committee on Children and Families

IN ASSEMBLY -- Introduced by M. of A. GALEF -- read once and referred to the Committee on Children and Families

AN ACT to amend the social services law, in relation to including certain employees or volunteers of youth organizations as mandated reporters

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

Section 1. Paragraph (a) of subdivision 1 of section 413 of the social services law, as amended by section 7 of part C of chapter 57 of the laws of 2018, is amended to read as follows:

(a) The following persons and officials are required to report or cause a report to be made in accordance with this title when they have reasonable cause to suspect that a child coming before them in their professional or official capacity is an abused or maltreated child, or when they have reasonable cause to suspect that a child is an abused or maltreated child where the parent, guardian, custodian or other person legally responsible for such child comes before them in their professional or official capacity and states from personal knowledge facts, conditions or circumstances which, if correct, would render the child an abused or maltreated child: any physician; registered physician assistant; surgeon; medical examiner; coroner; dentist; dental hygienist; osteopath; optometrist; chiropractor; podiatrist; resident; intern; psychologist; registered nurse; social worker; emergency medical technician; licensed creative arts therapist; licensed marriage and family therapist; licensed mental health counselor; licensed psychoanalyst; licensed behavior analyst; certified behavior analyst assistant; hospital personnel engaged in the admission, examination, care or treatment

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

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1 of persons; a Christian Science practitioner; school official, which
2 includes but is not limited to school teacher, school guidance counse-
3 lor, school psychologist, school social worker, school nurse, school
4 administrator or other school personnel required to hold a teaching or
5 administrative license or certificate; full or part-time compensated
6 school employee required to hold a temporary coaching license or profes-
7 sional coaching certificate; social services worker; employee of a publ-
8 ically-funded emergency shelter for families with children; director of a
9 children's overnight camp, summer day camp or traveling summer day camp,
10 as such camps are defined in section thirteen hundred ninety-two of the
11 public health law; employee or volunteer of an organization whose prima-
12 ry purpose is to interact with youth through activities, events or other
13 one on one or group gatherings, where such organization has or should
14 have policies which require such employee or volunteer to report either
15 to the organization or to a local authority about any suspected child
16 maltreatment or child abuse; day care center worker; school-age child
17 care worker; provider of family or group family day care; employee or
18 volunteer in a residential care facility for children that is licensed,
19 certified or operated by the office of children and family services; or
20 any other child care or foster care worker; mental health professional;
21 substance abuse counselor; alcoholism counselor; all persons creden-
22 tialed by the office of alcoholism and substance abuse services; employ-
23 ees, who are expected to have regular and substantial contact with chil-
24 dren, of a health home or health home care management agency contracting
25 with a health home as designated by the department of health and author-
26 ized under section three hundred sixty-five-1 of this chapter or such
27 employees who provide home and community based services under a demon-
28 stration program pursuant to section eleven hundred fifteen of the
29 federal social security act who are expected to have regular and
30 substantial contact with children; peace officer; police officer;
31 district attorney or assistant district attorney; investigator employed
32 in the office of a district attorney; or other law enforcement official.
33 § 2. This act shall take effect immediately.