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

7881

2009-2010 Regular Sessions

I N A S S E M B L Y

April 28, 2009

Introduced by M. of A. KOON, CORWIN, COOK, LANCMAN, SPANO, ROBINSON, SCHIMMINGER, REILLY, FIELDS -- Multi-Sponsored by -- M. of A. DelMONTE, LUPARDO, MAGEE, McENENY, O'DONNELL, TOWNSEND, WEISENBERG -- read once and referred to the Committee on Children and Families

AN ACT to amend the social services law, in relation to requiring the furnishing of a copy of a birth certificate at the time of enrollment of a child into a child day care center

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

Section 1. Short title. This act shall be known and may be cited as "Trenton's law".

S 2. The social services law is amended by adding a new section 390-g to read as follows:

S 390-G. A COPY OF A CHILD'S BIRTH CERTIFICATE FURNISHED WITHIN FIFTEEN DAYS OF ENROLLMENT INTO A CHILD DAY CARE CENTER; REQUIRED. 1. A CHILD DAY CARE CENTER, GROUP FAMILY DAY CARE HOME, FAMILY DAY CARE HOME OR SCHOOL AGE CHILD DAY CARE FACILITY, AS SUCH TERMS ARE DEFINED IN SECTION THREE HUNDRED NINETY OF THIS ARTICLE, SHALL REVIEW A COPY OF A CHILD'S BIRTH CERTIFICATE, PRESENTED BY A PARENT OR LEGAL GUARDIAN, WITHIN FIFTEEN DAYS OF THE TIME OF ENROLLMENT OF SUCH CHILD. SUCH REVIEW SHALL BE DOCUMENTED AND SUCH DOCUMENTATION SHALL BE RETAINED IN THE CHILD'S FILE.

2. (A) IF A COPY OF SUCH BIRTH CERTIFICATE CANNOT BE PRESENTED TO THE DIRECTOR OR OPERATOR OF THE FACILITY WITHIN FIFTEEN DAYS OF SUCH ENROLLMENT, SUCH DIRECTOR OR OPERATOR SHALL MAKE AN INQUIRY TO THE STATEWIDE CENTRAL REGISTER FOR MISSING CHILDREN PURSUANT TO SECTION EIGHT HUNDRED THIRTY-SEVEN-E OF THE EXECUTIVE LAW. IF SUCH CHILD APPEARS TO MATCH A CHILD REGISTERED WITH THE STATEWIDE CENTRAL REGISTER FOR MISSING CHILDREN, OR ONE REGISTERED WITH THE NATIONAL CRIME INFORMATION CENTER REGISTER, THE DIRECTOR OR OPERATOR SHALL IMMEDIATELY CONTACT THE LOCAL LAW ENFORCEMENT AUTHORITY.

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

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(B) NO CIVIL OR CRIMINAL LIABILITY SHALL ARISE OR ATTACH TO ANY CHILD DAY CARE CENTER, GROUP FAMILY DAY CARE HOME, FAMILY DAY CARE HOME OR SCHOOL AGE CHILD DAY CARE FACILITY OR EMPLOYEE THEREOF FOR ANY ACT OR OMISSION TO ACT AS A RESULT OF, OR IN CONNECTION WITH, THE DUTIES OR ACTIVITIES AUTHORIZED OR DIRECTED BY THIS SECTION.

S 3. This act shall take effect on the ninetieth day after it shall have become a law.