

5258

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sen. HASSELL-THOMPSON -- read twice and ordered printed,
and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to training regarding
domestic violence

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

1 Section 1. Paragraph a of subdivision 3 of section 6507 of the educa-
2 tion law, as amended by chapter 356 of the laws of 2006, is amended to
3 read as follows:
4 a. Establish standards for preprofessional and professional education,
5 experience and licensing examinations as required to implement the arti-
6 cle for each profession. Notwithstanding any other provision of law, the
7 commissioner shall establish standards requiring that all persons apply-
8 ing, on or after January first, nineteen hundred ninety-one, initially,
9 or for the renewal of, a license, registration or limited permit to be a
10 physician, chiropractor, dentist, registered nurse, podiatrist, optome-
11 trist, psychiatrist, psychologist, licensed master social worker,
12 licensed clinical social worker, licensed creative arts therapist,
13 licensed marriage and family therapist, licensed mental health counse-
14 lor, licensed psychoanalyst, or dental hygienist shall, in addition to
15 all the other licensure, certification or permit requirements, have
16 completed two hours of coursework or training regarding the identifica-
17 tion and reporting of child abuse and maltreatment. The coursework or
18 training shall be obtained from an institution or provider which has
19 been approved by the department to provide such coursework or training.
20 The coursework or training shall include information regarding the phys-
21 ical and behavioral indicators of child abuse and maltreatment and the
22 statutory reporting requirements set out in sections four hundred thir-
23 teen through four hundred twenty of the social services law, including
24 but not limited to, when and how a report must be made, what other
25 actions the reporter is mandated or authorized to take, the legal

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

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1 protections afforded reporters, and the consequences for failing to
2 report. THE COMMISSIONER SHALL ESTABLISH STANDARDS REQUIRING THAT
3 BEGINNING JANUARY FIRST, TWO THOUSAND TEN, SUCH COURSEWORK OR TRAINING
4 SHALL INCLUDE INFORMATION REGARDING THE RELATIONSHIP BETWEEN CHILD ABUSE
5 AND DOMESTIC VIOLENCE AND THE IDENTIFICATION OF BEHAVIORAL AND PHYSICAL
6 INDICATORS OF DOMESTIC VIOLENCE AS DEFINED IN SECTION FOUR HUNDRED
7 FIFTY-NINE-A OF THE SOCIAL SERVICES LAW. Such coursework or training may
8 also include information regarding the physical and behavioral indica-
9 tors of the abuse of individuals with mental retardation and other
10 developmental disabilities and voluntary reporting of abused or
11 neglected adults to the office of mental retardation and developmental
12 disabilities or the local adult protective services unit. Each applicant
13 shall provide the department with documentation showing that he or she
14 has completed the required training. The department shall provide an
15 exemption from the child abuse and maltreatment training requirements to
16 any applicant who requests such an exemption and who shows, to the
17 department's satisfaction, that there would be no need because of the
18 nature of his or her practice for him or her to complete such training;
19 S 2. This act shall take effect immediately.