

5528

2009-2010 Regular Sessions

I N S E N A T E

May 14, 2009

Introduced by Sen. ADAMS -- read twice and ordered printed, and when printed to be committed to the Committee on Mental Health and Developmental Disabilities

AN ACT to amend the mental hygiene law, the executive law and the public health law, in relation to requiring police officers, firefighters, emergency medical technicians and certified first responders to complete training in the appropriate recognition and response methods to persons with mental retardation and developmental disabilities

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

1 Section 1. Subdivision (f) of section 13.09 of the mental hygiene law,
2 as added by chapter 520 of the laws of 2008, is relettered subdivision
3 (g), and a new subdivision (h) is added to read as follows:
4 (H) THE COMMISSIONER SHALL DEVELOP AND IMPLEMENT A CURRICULUM AND
5 COURSE OF STUDY TO PROVIDE INSTRUCTION AND INFORMATION TO FIREFIGHTERS,
6 POLICE OFFICERS, EMERGENCY MEDICAL TECHNICIANS AND CERTIFIED FIRST
7 RESPONDERS ON THE RISKS ASSOCIATED WITH MENTAL RETARDATION AND DEVELOP-
8 MENTAL DISABILITIES, AND THE APPROPRIATE RECOGNITION AND RESPONSE METH-
9 ODS RELATING TO MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES.
10 S 2. Subdivision 6 of section 156 of the executive law, as amended by
11 chapter 580 of the laws of 2007, is amended to read as follows:
12 6. Plan, coordinate and provide training for firefighters, both paid
13 and volunteer, and related governmental officers and employees, relating
14 to fire and arson prevention and control, and encourage expansion and
15 improvement of local training facilities in cooperation with fire compa-
16 nies, municipal corporations and districts. Such training shall be made
17 available by video or computer to the maximum extent possible. The
18 office shall adopt rules and regulations relating to such training,
19 including but not limited to training standards used and the process by
20 which training hours are allocated to counties as well as a uniform
21 procedure for requesting and providing additional training hours. SUCH

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

LBD11477-02-9

1 TRAINING SHALL REQUIRE EVERY FIREFIGHTER, ONCE EVERY THIRTY MONTHS, TO
2 COMPLETE THE COURSE OF STUDY ESTABLISHED BY THE COMMISSIONER OF MENTAL
3 RETARDATION AND DEVELOPMENTAL DISABILITIES PURSUANT TO SUBDIVISION (H)
4 OF SECTION 13.09 OF THE MENTAL HYGIENE LAW.

5 S 3. Section 837-a of the executive law is amended by adding a new
6 subdivision 10 to read as follows:

7 10. MAINTAIN AND IMPLEMENT THE COURSE OF STUDY ESTABLISHED BY THE
8 COMMISSIONER OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES PURSU-
9 ANT TO SUBDIVISION (H) OF SECTION 13.09 OF THE MENTAL HYGIENE LAW, WHICH
10 SHALL BE COMPLETED ONCE EVERY THIRTY MONTHS BY EVERY POLICE OFFICER.

11 S 4. Section 3011 of the public health law is amended by adding a new
12 subdivision 12 to read as follows:

13 12. THE COMMISSIONER SHALL PROMULGATE RULES AND REGULATIONS REQUIRING
14 EVERY CERTIFIED FIRST RESPONDER, EMERGENCY MEDICAL TECHNICIAN AND
15 ADVANCED EMERGENCY MEDICAL TECHNICIAN, ONCE EVERY THIRTY MONTHS, TO
16 COMPLETE THE COURSE OF STUDY ESTABLISHED BY THE COMMISSIONER OF MENTAL
17 RETARDATION AND DEVELOPMENTAL DISABILITIES PURSUANT TO SUBDIVISION (H)
18 OF SECTION 13.09 OF THE MENTAL HYGIENE LAW.

19 S 5. This act shall take effect immediately, except that sections two,
20 three and four of this act shall take effect June 1, 2010.