

6791

2009-2010 Regular Sessions

I N A S S E M B L Y

March 12, 2009

Introduced by M. of A. BARCLAY, GIGLIO, KOLB, McKEVITT, WALKER, SCOZZA-FAVA, ERRIGO, MOLINARO, CROUCH, TOBACCO -- Multi-Sponsored by -- M. of A. HAWLEY, OAKS, SAYWARD, TOWNSEND -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to requiring additional investigation of certain claims of abuse or maltreatment

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

1 Section 1. Subdivision 3 of section 424 of the social services law, as
2 added by chapter 1039 of the laws of 1973, is amended to read as
3 follows:
4 3. upon the receipt of each written report made pursuant to this
5 title, transmit, forthwith, a copy thereof to the state central register
6 of child abuse and maltreatment. In addition, not later than seven days
7 after receipt of the initial report, the child protective service shall
8 send a preliminary written report of the initial investigation, includ-
9 ing evaluation and actions taken or contemplated, to the state central
10 register. Follow-up reports shall be made at regular intervals thereaft-
11 er in a manner and form prescribed by the commissioner by regulation to
12 the end that the state central register is kept fully informed and
13 up-to-date concerning the handling of reports; PROVIDED, HOWEVER, THAT
14 WHEN THREE OR MORE REPORTS ARE MADE RELATING TO THE SAME PERSON RELATING
15 TO THE ABUSE OR MALTREATMENT OF A CHILD, INCLUDING UNFOUNDED AND CLOSED
16 CASES NOT FOUND TO BE MISTAKEN OR FALSE REPORTS, SUCH PERSON SHALL BE
17 INVESTIGATED AND EVALUATED AT LEAST ONCE A YEAR FOR THE NEXT FIVE YEARS
18 FROM THE DATE OF THE LAST REPORT;
19 S 2. This act shall take effect on the one hundred twentieth day after
20 it shall have become a law; provided, however, that effective immediate-
21 ly, the addition, amendment and/or repeal of any rule or regulation
22 necessary for the implementation of this act on its effective date is
23 authorized and directed to be made and completed on or before such
24 effective date.

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

LBD09762-01-9