

7159

2009-2010 Regular Sessions

I N   A S S E M B L Y

March 25, 2009

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Introduced by M. of A. GORDON, WEISENBERG, JOHN, ABBATE, HOOPER, SCHI-MEL, COOK, HYER-SPENCER, SPANO, JAFFEE, KELLNER, CASTRO, TOBACCO, SCOZZAFAVA, SALADINO -- Multi-Sponsored by -- M. of A. BARRA, COLTON, CROUCH, DelMONTE, ERRIGO, GOTTFRIED, GREENE, KOLB, KOON, MAGEE, McENE-NY, McKEVITT, MENG, MOLINARO, PHEFFER, WALKER -- read once and referred to the Committee on Children and Families

AN ACT to amend the social services law, in relation to requiring local social services districts to maintain data on reports of child abuse or maltreatment

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

1     Section 1. The social services law is amended by adding a new section  
2     424-e to read as follows:  
3     S 424-E. REPORTING REQUIREMENTS. 1. EACH LOCAL SOCIAL SERVICES  
4     DISTRICT SHALL MAINTAIN DATA ON REPORTS OF CHILD ABUSE OR MALTREATMENT  
5     REFERRED BY THE DISTRICT TO LAW ENFORCEMENT IN ACCORDANCE WITH SUBDIVI-  
6     SIONS FOUR, FIVE-A AND FIVE-B OF SECTION FOUR HUNDRED TWENTY-FOUR OF  
7     THIS TITLE. SUCH DATA SHALL INCLUDE, BUT NOT BE LIMITED TO, THE NUMBER  
8     OF REFERRALS MADE, THE NATURE OF THE ALLEGATION OR CIRCUMSTANCE WHICH  
9     PROMPTED THE REFERRAL, AND THE RESPONSE OF LAW ENFORCEMENT. FOR THE  
10    PURPOSES OF THIS SECTION, LAW ENFORCEMENT SHALL INCLUDE, BUT NOT BE  
11    LIMITED TO, A STATE, CITY, COUNTY, TOWN OR VILLAGE POLICE AGENCY OR  
12    OFFICER, DISTRICT ATTORNEY OR EMPLOYEE OF THE OFFICE OF THE DISTRICT  
13    ATTORNEY, PEACE OFFICER OR MULTI-DISCIPLINARY TEAM.  
14    2. EACH LOCAL SOCIAL SERVICES DISTRICT SHALL SUBMIT ALL DATA REQUIRED  
15    TO BE MAINTAINED PURSUANT TO SUBDIVISION ONE OF THIS SECTION TO THE  
16    OFFICE OF CHILDREN AND FAMILY SERVICES BY NOVEMBER FIRST OF EACH YEAR IN  
17    SUCH FORM AS SPECIFIED BY THE OFFICE OF CHILDREN AND FAMILY SERVICES.  
18    THE OFFICE OF CHILDREN AND FAMILY SERVICES SHALL COMPILE SUCH DATA INTO  
19    ONE REPORT ON A COUNTY-BY-COUNTY BASIS, WHICH SHALL BE SUBMITTED TO THE  
20    GOVERNOR, THE SPEAKER OF THE ASSEMBLY AND THE TEMPORARY PRESIDENT OF THE

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

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1 SENATE, NO LATER THAN JANUARY FIRST OF EACH YEAR. SUCH REPORT SHALL  
2 EXCLUDE ANY INFORMATION WHICH MAY IDENTIFY SUCH CHILD OR CHILDREN  
3 ALLEGED TO BE ABUSED OR MALTREATED, THE SUBJECT OF THE REPORT, OTHER  
4 PERSONS NAMED IN THE REPORT OR THE PERSON WHO MADE THE REPORT.

5 S 2. This act shall take effect on the sixtieth day after it shall  
6 have become a law; provided, however, that effective immediately, the  
7 addition, amendment and/or repeal of any rule or regulation necessary  
8 for the implementation of this act on its effective date are authorized  
9 and directed to be made and completed on or before such effective date.