

2651

2011-2012 Regular Sessions

I N A S S E M B L Y

January 19, 2011

Introduced by M. of A. JACOBS -- Multi-Sponsored by -- M. of A. WEIN-
STEIN -- read once and referred to the Committee on Social Services

AN ACT to amend the social services law, in relation to residential
services for victims of domestic violence

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

1 Section 1. Section 459-b of the social services law, as added by chap-
2 ter 169 of the laws of 1994, is amended to read as follows:
3 S 459-b. Residential services for victims of domestic violence. In
4 accordance with section one hundred thirty-one-u of this chapter and the
5 regulations of the [department] OFFICE OF CHILDREN AND FAMILY SERVICES,
6 a social services district shall offer and provide necessary and avail-
7 able emergency shelter and services FOR UP TO NINETY DAYS at a residen-
8 tial program for victims of domestic violence to a victim of domestic
9 violence who was residing in the social services district at the time of
10 the alleged domestic violence whether or not such victim is eligible for
11 public assistance; PROVIDED, HOWEVER, THAT SUCH LAW, RULES AND REGU-
12 LATIONS SHALL PERMIT UP TO TWO EXTENSIONS OF UP TO FORTY-FIVE DAYS OF
13 NECESSARY AND AVAILABLE EMERGENCY SHELTER AND SERVICES AT A RESIDENTIAL
14 PROGRAM FOR VICTIMS OF DOMESTIC VIOLENCE IF NEITHER THE RESIDENT, THE
15 SOCIAL SERVICES DISTRICT NOR THE RESIDENTIAL PROGRAM IS ABLE TO SECURE
16 ALTERNATIVE HOUSING, AS DEFINED BY REGULATION, FOR THE RESIDENT AND SUCH
17 HOUSING IS NECESSARY.
18 S 2. This act shall take effect on the ninetieth day after it shall
19 have become a law; provided, however, that effective immediately the
20 commissioner of the office of children and family services is authorized
21 and directed to promulgate such rules and regulations as he or she deems
22 necessary to implement the provisions of this act on or before its
23 effective date.

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

LBD04266-01-1