S T A T E O F N E W Y O R K

4712

2011-2012 Regular Sessions

I N A S S E M B L Y

February 7, 2011

Introduced by M. of A. RAMOS -- read once and referred to the Committee on Governmental Operations

AN ACT to amend the executive law, in relation to directing the department of state to establish a statewide registry of mental hygiene and child supervision residential facilities

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

Section 1. The executive law is amended by adding a new section 101 to read as follows:

S 101. STATEWIDE REGISTRY OF MENTAL HYGIENE AND CHILD SUPERVISION RESIDENTIAL FACILITIES. 1. THE DEPARTMENT OF STATE SHALL ESTABLISH AND MAINTAIN A STATEWIDE REGISTRY OF MENTAL HYGIENE AND CHILD SUPERVISION RESIDENTIAL FACILITIES. SUCH REGISTRY SHALL BE COMPOSED OF THE NAME AND ADDRESS OF EVERY RESIDENTIAL HOUSING FACILITY:

A. SUBJECT TO SUPERVISION OF THE OFFICE OF CHILDREN AND FAMILY SERVICES PURSUANT TO ARTICLE NINETEEN-G OF THIS CHAPTER;

B. SUBJECT TO REGULATION OF THE OFFICE OF MENTAL HEALTH PURSUANT TO THE MENTAL HYGIENE LAW;

C. SUBJECT TO THE REGULATION OF THE OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES; AND

D. SUBJECT TO THE REGULATION OF THE OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES.

2. COMMENCING ON THE FIRST OF JANUARY, TWO THOUSAND TWELVE AND ON THE FIRST OF EVERY OTHER MONTH THEREAFTER, THE OFFICES OF CHILDREN AND FAMILY SERVICES, MENTAL HEALTH, ALCOHOLISM AND SUBSTANCE ABUSE SERVICES, AND THE OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES SHALL SUBMIT TO THE DEPARTMENT OF STATE A LIST OF THE NAME AND ADDRESS OF EVERY RESIDENTIAL HOUSING FACILITY SUBJECT TO THE JURISDICTION OF SUCH OFFICE, WHICH IS REQUIRED TO BE INCLUDED IN THE STATEWIDE REGISTRY OF MENTAL HYGIENE AND CHILD SUPERVISION RESIDENTIAL FACILITIES PURSUANT TO SUBDIVISION ONE OF THIS SECTION.

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

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3. THE STATEWIDE REGISTRY OF MENTAL HYGIENE AND CHILD SUPERVISION RESIDENTIAL FACILITIES SHALL BE REGULARLY UPDATED AND MAINTAINED IN AN ACCURATE MANNER BY THE DEPARTMENT OF STATE. SUCH DEPARTMENT SHALL MAKE THE REGISTRY AVAILABLE TO THE GENERAL PUBLIC IN PRINT, ELECTRONIC FORM AND ON A WEBSITE MAINTAINED BY THE DEPARTMENT.

4. THE DEPARTMENT OF STATE SHALL TRANSMIT A COPY OF THE STATEWIDE REGISTRY OF MENTAL HYGIENE AND CHILD SUPERVISION RESIDENTIAL FACILITIES TO THE LEGISLATURE NOT LESS THAN TWICE EACH YEAR.

S 2. This act shall take effect January 1, 2012, provided that any actions necessary to implement the provisions of this act on its effective date are authorized and directed to be completed on or before such date.