

1276--A

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. JAFFEE, COLTON, MILLER, MILLMAN, ENGLEBRIGHT, PAULIN, COOK, ROBERTS, ROBINSON, AUBRY, MOYA, GRAF -- Multi-Sponsored by -- M. of A. ABBATE, BRENNAN, BROOK-KRASNY, CLARK, CROUCH, KEARNS, PERRY, SALADINO, SCARBOROUGH, WEISENBERG -- read once and referred to the Committee on Higher Education -- recommitted to the Committee on Higher Education in accordance with Assembly Rule 3, sec. 2 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to training regarding domestic violence

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

1 Section 1. Paragraph a of subdivision 3 of section 6507 of the educa-
2 tion law, as amended by chapter 554 of the laws of 2013, is amended to
3 read as follows:
4 a. Establish standards for preprofessional and professional education,
5 experience and licensing examinations as required to implement the arti-
6 cle for each profession. Notwithstanding any other provision of law, the
7 commissioner shall establish standards requiring that all persons apply-
8 ing, on or after January first, nineteen hundred ninety-one, initially,
9 or for the renewal of, a license, registration or limited permit to be a
10 physician, chiropractor, dentist, registered nurse, podiatrist, optome-
11 trist, psychiatrist, psychologist, licensed master social worker,
12 licensed clinical social worker, licensed creative arts therapist,
13 licensed marriage and family therapist, licensed mental health counse-
14 lor, licensed psychoanalyst, dental hygienist, licensed behavior
15 analyst, or certified behavior analyst assistant shall, in addition to
16 all the other licensure, certification or permit requirements, have
17 completed [two] THREE hours of coursework or training regarding the
18 identification and reporting of child abuse [and], maltreatment, AND

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

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1 DOMESTIC VIOLENCE. The coursework or training shall be obtained from an
2 institution or provider which has been approved by the department to
3 provide such coursework or training. The coursework or training shall
4 include information regarding the physical and behavioral indicators of
5 child abuse [and], maltreatment, AND DOMESTIC VIOLENCE and the statutory
6 reporting requirements set out in sections four hundred thirteen through
7 four hundred twenty of the social services law, including but not limit-
8 ed to, when and how a report must be made, what other actions the repor-
9 ter is mandated or authorized to take, the legal protections afforded
10 reporters, and the consequences for failing to report. THE COMMISSIONER
11 SHALL ESTABLISH STANDARDS REQUIRING THAT BEGINNING JANUARY FIRST, TWO
12 THOUSAND FIFTEEN, ONE HOUR OF THE THREE COURSEWORK OR TRAINING HOURS
13 SHALL INCLUDE INFORMATION REGARDING THE RELATIONSHIP BETWEEN CHILD
14 ABUSE, MALTREATMENT, AND DOMESTIC VIOLENCE AND THE IDENTIFICATION OF
15 BEHAVIORAL AND PHYSICAL INDICATORS OF DOMESTIC VIOLENCE AS DEFINED IN
16 SECTION FOUR HUNDRED FIFTY-NINE-A OF THE SOCIAL SERVICES LAW. Such
17 coursework or training may also include information regarding the phys-
18 ical and behavioral indicators of the abuse of individuals with mental
19 retardation and other developmental disabilities and voluntary reporting
20 of abused or neglected adults to the office of mental retardation and
21 developmental disabilities or the local adult protective services unit.
22 Each applicant shall provide the department with documentation showing
23 that he or she has completed the required training. The department shall
24 provide an exemption from the child abuse [and], maltreatment, AND
25 DOMESTIC VIOLENCE training requirements to any applicant who requests
26 such an exemption and who shows, to the department's satisfaction, that
27 there would be no need because of the nature of his or her practice for
28 him or her to complete such training;

29 S 2. This act shall take effect on the same date and in the same
30 manner as chapter 554 of the laws of 2013, takes effect.