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

1517

2013-2014 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 9, 2013

Introduced by M. of A. TITUS, ROBERTS, COOK, JAFFEE -- Multi-Sponsored by -- M. of A. MARKEY -- read once and referred to the Committee on Children and Families

AN ACT to amend the social services law, in relation to the statewide central register for child abuse and maltreatment

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

Section 1. Subdivisions 3 and 4 of section 424-a of the social services law, subdivision 3 as amended by chapter 578 of the laws of 1997 and subdivision 4 as amended by chapter 465 of the laws of 1992, are amended to read as follows:

3. For purposes of this [chapter] TITLE, the term "provider" or "provider agency" shall mean an authorized agency, the [division for youth] OFFICE OF CHILDREN AND FAMILY SERVICES, juvenile detention facilities subject to the certification of such [division] OFFICE, programs established pursuant to article nineteen-H of the executive law, non-residential or residential programs or facilities licensed or operated by the office of mental health or the office [of mental retardation and] FOR PERSONS WITH developmental disabilities except family care homes, licensed child day care centers, including head start programs which are funded pursuant to title V of the federal economic opportunity act of nineteen hundred sixty-four, as amended, early intervention service established pursuant to section twenty-five hundred forty of the public health law, preschool services established pursuant to section forty-four hundred ten of the education law, school-age child care programs, special act school districts as enumerated in chapter five hundred sixty-six of the laws of nineteen hundred sixty-seven, as amended, programs and facilities licensed by the office of alcoholism and substance abuse services [and], residential schools which are operated, supervised or approved by the education department, CHILD CARE AND

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

LBD01754-01-3

SCHOOL-BASED PROGRAMS FOR CHILDREN AGES THREE THOUGH FIVE REGULATED BY THE HEALTH CODE OF THE CITY OF NEW YORK, TEMPORARY EMPLOYMENT AGENCIES PROVIDING SUBSTITUTE CHILD CARE STAFF TO ANY OTHER PROVIDER AGENCY, AND EDUCATIONAL AND TRAINING INSTITUTIONS ASSIGNING CHILD CARE STAFF AS INTERNS OR RESIDENTS AT ANY OTHER PROVIDER AGENCY.

4. For purposes of this [chapter] TITLE, the term "licensing agency" shall mean an authorized agency which has received an application to become an adoptive parent or an authorized agency which has received an application for a certificate or license to receive, board or keep any child pursuant to the provisions of section three hundred seventy-six or three hundred seventy-seven of this article or an authorized agency which has received an application from a relative within the second degree or third degree of the parent of a child or a relative within the second degree or third degree of the step-parent of a child or children, or the child's legal guardian for approval to receive, board or keep such child or a state or local governmental agency which receives an application to provide child day care services in a child day care center, school-age child care program, family day care home or group family day care home pursuant to the provisions of section three hundred ninety of this article, or the department of health AND MENTAL HYGIENE of the city of New York, when such department receives an application for a [certificate of approval to provide family day care] PERMIT TO PROVIDE CHILD CARE SERVICES OR RECEIVES A NOTICE OF A SCHOOL BASED PROGRAM FOR CHILDREN AGES THREE THROUGH FIVE pursuant to the provisions of the health code of the city of New York, or the office of mental health or the office [of mental retardation and] FOR PERSONS WITH developmental disabilities when such office receives an application for an operating certificate pursuant to the provisions of the mental hygiene law to operate a family care home which will serve children, or a state or local governmental official who receives an application for a permit to operate a camp which is subject to the provisions of article thirteen-A[,] OR thirteen-B [or thirteen-C] of the public health law or the [division for youth] OFFICE OF CHILDREN AND FAMILY SERVICES which has received an application for a certificate to receive, board or keep any child at a foster family home pursuant to articles nineteen-G and nineteen-H of the executive law.

S 2. This act shall take effect immediately.