

3925

2013-2014 Regular Sessions

I N   A S S E M B L Y

January 29, 2013

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Introduced by M. of A. PRETLOW -- read once and referred to the Committee on Children and Families

AN ACT to amend the social services law, in relation to chemical testing for prospective foster care parents

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

- 1     Section 1. Section 378 of the social services law is amended by adding  
2 a new subdivision 6 to read as follows:  
3     6. (A) NO SUCH LICENSE OR CERTIFICATE SHALL BE AWARDED TO A PROSPEC-  
4 TIVE FOSTER PARENT PRIOR TO CHEMICAL TESTING, INCLUDING, BUT NOT LIMITED  
5 TO, DRUG AND ALCOHOL TESTING. NOTWITHSTANDING ANY OTHER PROVISION OF LAW  
6 TO THE CONTRARY, AN APPLICATION FOR CERTIFICATION OR LICENSURE OR  
7 APPROVAL OF A PROSPECTIVE FOSTER PARENT SHALL BE DENIED WHERE SUCH CHEM-  
8 ICAL TESTING REVEALS A POSITIVE PRESENCE OF DRUGS OR ALCOHOL IN SUCH  
9 PROSPECTIVE FOSTER PARENT.  
10     (B) THE OFFICE OF CHILDREN AND FAMILY SERVICES SHALL ISSUE RANDOM  
11 CHEMICAL TESTING TO FOSTER PARENTS, INCLUDING, BUT NOT LIMITED TO, DRUG  
12 TESTING.  
13     S 2. This act shall take effect immediately.

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

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