

8338

2013-2014 Regular Sessions

I N A S S E M B L Y

December 18, 2013

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

AN ACT to amend the social services law, in relation to interviewing a
potentially abused child

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

1 Section 1. Paragraph (a) of subdivision 6 of section 424 of the social
2 services law, as amended by chapter 602 of the laws of 2008, is amended
3 to read as follows:
4 (a) upon receipt of such report, commence or cause the appropriate
5 society for the prevention of cruelty to children to commence, within
6 twenty-four hours, an appropriate investigation which shall include an
7 evaluation of the environment of the child named in the report and any
8 other children in the same home and a determination of the risk to such
9 children if they continue to remain in the existing home environment, as
10 well as a determination of the nature, extent and cause of any condition
11 enumerated in such report and the name, age and condition of other chil-
12 dren in the home, and, after seeing to the safety of the child or chil-
13 dren, forthwith notify the subjects of the report and other persons
14 named in the report in writing of the existence of the report and their
15 respective rights pursuant to this title in regard to amendment.
16 NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE ALLEGED CHILD VICTIM OF
17 SUCH REPORT SHALL NOT BE INTERVIEWED IN THE PRESENCE OF ANY OTHER PERSON
18 NAMED IN THE REPORT.
19 S 2. This act shall take effect immediately.

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

LBD13168-03-3