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2015-2016 Regular Sessions

I N   A S S E M B L Y

January 8, 2015

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Introduced by M. of A. JAFFEE, COLTON, COOK, ROBINSON -- Multi-Sponsored  
by -- M. of A. BRENNAN, CLARK, CROUCH, PERRY, SCARBOROUGH -- read  
once and referred to the Committee on Higher Education

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 ASSEM-  
BLY, 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  
19    DOMESTIC VIOLENCE. The coursework or training shall be obtained from an  
20    institution or provider which has been approved by the department to  
21    provide such coursework or training. The coursework or training shall  
22    include information regarding the physical and behavioral indicators of  
23    child abuse [and], maltreatment, AND DOMESTIC VIOLENCE and the statutory  
24    reporting requirements set out in sections four hundred thirteen through

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

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