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

9673--A

I N A S S E M B L Y

March 28, 2016

Introduced by M. of A. SEPULVEDA, CRESPO, MOSLEY, HYNDMAN, SIMON, WALKER, JOYNER, ROBINSON, LIFTON -- Multi-Sponsored by -- M. of A. McDONOUGH -- read once and referred to the Committee on Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the mental hygiene law and the education law, in relation to establishing the urban youth gun violence reduction pilot program; making an appropriation therefor; and providing for the repeal of certain provisions upon expiration thereof

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

Section 1. This act shall be known and may be cited as the "urban youth gun violence reduction pilot program".

S 2. Title B of the mental hygiene law is amended by adding a new article 11 to read as follows:

ARTICLE 11
URBAN YOUTH GUN VIOLENCE
REDUCTION PILOT PROGRAM

SECTION 11.01 DEFINITIONS.
11.03 ESTABLISHMENT.
11.05 SOCIAL WORKER SERVICES.
11.07 YOUTH MENTAL HEALTH FIRST AID TRAINING.
11.09 MENTAL HEALTH CURRICULUMS.

S 11.01 DEFINITIONS.

AS USED IN THIS ARTICLE:

(A) "GUN VIOLENCE" MEANS PHYSICAL INJURIES AND DEATHS CAUSED BY THE USE OF FIREARMS.

(B) "MENTAL HEALTH FIRST AID" MEANS THE RECOGNITION OF THE SYMPTOMS OF COMMON MENTAL ILLNESSES AND CHEMICAL DEPENDENCY; THE SAFE DE-ESCALATION OF CRISIS SITUATIONS; AND THE INITIATION OF TIMELY REFERRAL OF APPROPRIATE STUDENTS TO MENTAL HEALTH AND CHEMICAL DEPENDENCY RESOURCES WITHIN THE COMMUNITY.

(C) "PROGRAM" MEANS THE URBAN YOUTH GUN VIOLENCE REDUCTION PILOT PROGRAM ESTABLISHED IN SECTION 11.03 OF THIS ARTICLE.

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

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S 11.03 ESTABLISHMENT.

THE OFFICE, IN CONSULTATION AND COOPERATION WITH THE EDUCATION DEPARTMENT, SHALL ESTABLISH AND OPERATE, WITHIN FIVE SCHOOL DISTRICTS IN THE STATE, THE URBAN YOUTH GUN VIOLENCE REDUCTION PILOT PROGRAM. SUCH PROGRAM SHALL PROVIDE FOR THE IMPLEMENTATION OF URBAN YOUTH GUN VIOLENCE REDUCTION PROGRAMS IN TWENTY-FOUR SCHOOLS WITHIN COMMUNITIES WHICH HAVE HIGH RATES OF GUN VIOLENCE.

S 11.05 SOCIAL WORKER SERVICES.

THE PROGRAM SHALL PROVIDE FOR THE EMPLOYMENT OF ONE ADDITIONAL SOCIAL WORKER AT AND IN EACH OF THE TWENTY-FOUR PARTICIPATING SCHOOLS.

S 11.07 YOUTH MENTAL HEALTH FIRST AID TRAINING.

(A) THE OFFICE AND EDUCATION DEPARTMENT SHALL JOINTLY ESTABLISH AND PROVIDE FOR THE PROVISION OF YOUTH MENTAL HEALTH FIRST AID TRAINING TO ALL TEACHERS AND PROFESSIONALS WORKING IN PARTICIPATING SCHOOLS HAVING GRADES SEVEN THROUGH TWELVE.

(B) ALL STAFF MEMBERS OF AFTER SCHOOL PROGRAMS IN PARTICIPATING SCHOOLS SHALL COMPLETE SUCH YOUTH MENTAL HEALTH FIRST AID TRAINING AS SHALL BE DETERMINED BY THE OFFICE. IN ADDITION EACH SUCH AFTER SCHOOL PROGRAM SHALL HAVE A SOCIAL WORKER PRESENT DURING ITS HOURS OF OPERATION.

S 11.09 MENTAL HEALTH CURRICULUMS.

THE OFFICE SHALL ENTER INTO A CONTRACT WITH A RESPONSIBLE AND QUALIFIED PARTY FOR THE ESTABLISHMENT OF THREE MENTAL HEALTH CURRICULUMS FOR STUDENTS IN PARTICIPATING SCHOOLS IN GRADES KINDERGARTEN THROUGH FIVE, GRADES SIX THROUGH EIGHT, AND GRADES NINE THROUGH TWELVE. SUCH RESPONSIBLE AND QUALIFIED PARTY SHALL MAINTAIN A WORKING ADVISORY COUNCIL AND PROVIDE TECHNICAL ASSISTANCE TO THE OFFICE, EDUCATION DEPARTMENT AND PARTICIPATING SCHOOLS DURING THE IMPLEMENTATION OF ITS CURRICULUMS.

S 3. Section 305 of the education law is amended by adding a new subdivision 55 to read as follows:

55. THE COMMISSIONER SHALL PROVIDE FOR AND ASSIST IN THE IMPLEMENTATION OF THE URBAN YOUTH GUN VIOLENCE REDUCTION PILOT PROGRAM, PURSUANT TO ARTICLE ELEVEN OF THE MENTAL HYGIENE LAW.

S 4. The sum of twelve million dollars ($12,000,000), or so much thereof as may be necessary, is hereby appropriated to the office of mental health out of any moneys in the state treasury in the general fund to the credit of the state purposes account, not otherwise appropriated, and made immediately available, for the purpose of carrying out the provisions of this act. Such moneys shall be payable on the audit and warrant of the comptroller on vouchers certified or approved by the commissioner of mental health in the manner prescribed by law.

S 5. This act shall take effect immediately; provided, however that:

(a) sections one through three of this act shall take effect on the date the funds authorized for appropriation under section four of this act become available; provided that the director of the budget shall notify the legislative bill drafting commission upon the date such funds provided for in section four of this act in order that the commission may maintain an accurate and timely effective data base of the official text of the laws of the state of New York in furtherance of effectuating the provisions of section 44 of the legislative law and section 70-b of the public officers law;

(b) sections two and three of this act shall expire and be deemed repealed three years after they shall have become a law; and

(c) effective immediately, any rules and regulations necessary to implement the provisions of this act on its effective date are authorized and directed to be completed on or before such date.