

1706

2015-2016 Regular Sessions

I N S E N A T E

January 14, 2015

Introduced by Sen. GOLDEN -- read twice and ordered printed, and when printed to be committed to the Committee on Children and Families

AN ACT to amend the social services law, in relation to investigation of illegally operating child day care services

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

1 Section 1. Subdivision 1 of section 390 of the social services law is
2 amended by adding a new paragraph (g) to read as follows:

3 (G) "ADVERTISEMENT" SHALL MEAN ANY ADVERTISING OF CHILD DAY CARE
4 SERVICES THROUGH THE MEDIUM OF INTERNET, RADIO BROADCAST, TELEVISION
5 BROADCAST, NEWSPAPERS, PERIODICALS OR OTHER PUBLICATIONS, OUTDOOR ADVER-
6 TISEMENT, OR ANY OTHER PRINTED OR GRAPHIC MATTER, INCLUDING BOOKLETS,
7 FLYERS OR CARDS.

8 S 2. Subdivisions 11, 12 and 13 of section 390 of the social services
9 law, paragraph (b) of subdivision 12 as relettered by chapter 117 of the
10 laws of 2010, are renumbered subdivisions 12, 13 and 14 and a new subdi-
11 vision 11 is added to read as follows:

12 11. (A) THE OFFICE OF CHILDREN AND FAMILY SERVICES SHALL PERIODICALLY
13 REVIEW, NOT LESS THAN ONCE A MONTH, ADVERTISEMENTS OFFERING CHILD DAY
14 CARE SERVICES. SUCH REVIEW SHALL INCLUDE ADVERTISEMENTS FROM EACH COUNTY
15 IN THIS STATE.

16 (B) THE OFFICE OF CHILDREN AND FAMILY SERVICES SHALL, NO LATER THAN
17 NINETY DAYS AFTER THE EFFECTIVE DATE OF THIS SUBDIVISION, ADOPT A PROCE-
18 DURE FOR IMPLEMENTATION OF THIS SUBDIVISION, PROVIDED THAT SUCH PROCE-
19 DURE INCLUDES IDENTIFICATION AND FURTHER INVESTIGATION OF PROVIDERS WHO:

20 (I) ARE NOT REGISTERED OR LICENSED, AS REQUIRED BY THIS SECTION OR ANY
21 REGULATIONS PROMULGATED THEREUNDER; AND

22 (II) CANNOT PROVIDE THE CHILD DAY CARE SERVICES TO AN ADDITIONAL CHILD
23 WITHOUT VIOLATING THIS SECTION OR ANY REGULATIONS PROMULGATED THERE-
24 UNDER.

25 S 3. This act shall take effect immediately.

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

LBD03473-01-5