

STATE OF NEW YORK

8241

IN SENATE

April 20, 2018

Introduced by Sen. TEDISCO -- (at request of the Office of Children and Family Services) -- 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 the initial period of licensure or certification and required training for child care providers; and to repeal certain provisions of such law relating thereto

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (a) of subdivision 2 of section 390 of the social
2 services law, as amended by chapter 117 of the laws of 2010, is amended
3 to read as follows:

4 (a) Child day care centers caring for seven or more children and group
5 family day care programs, as defined in subdivision one of this section,
6 shall obtain a license from the office of children and family services
7 and shall operate in accordance with the terms of such license and the
8 regulations of such office. Initial licenses [~~shall be valid for a peri-~~
9 ~~od of up to two years,~~] and subsequent licenses shall be valid for a
10 period of up to four years so long as the provider remains substantially
11 in compliance with applicable law and regulations during such period.

12 § 2. Clause (A) of subparagraph (ii) of paragraph (d) of subdivision 2
13 of section 390 of the social services law, as amended by chapter 117 of
14 the laws of 2010, is amended to read as follows:

15 (A) Initial registrations [~~shall be valid for a period of up to two~~
16 ~~years,~~] and subsequent registrations shall be valid for a period of up
17 to four years so long as the provider remains substantially in compli-
18 ance with applicable law and regulations during such period.

19 § 3. Subdivision 3 of section 390-a of the social services law is
20 REPEALED and a new subdivision 3 is added to read as follows:

21 3. (a) The office of children and family services shall promulgate
22 regulations setting forth the training requirements, including any
23 federally required training, for family day care homes, group family day
24 care homes, school-age child care programs and child day care centers
25 operators, program directors, employees, assistants and any volunteer

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

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1 who has the potential for regular and substantial contact with children.
2 The office of children and family services may provide this training
3 through the purchase of services.

4 (b) Upon request by the office of children and family services, the
5 child day care applicant or provider shall submit documentation demon-
6 strating compliance with the training requirements of this section.

7 § 4. This act shall take effect immediately; provided, however, that
8 section three of this act shall take effect on the one hundred eightieth
9 day after it shall have become a law; provided, further, that the office
10 of children and family services is authorized to promulgate any rules or
11 regulations necessary for the implementation of this act on its effec-
12 tive date.