

STATE OF NEW YORK

10737

IN ASSEMBLY

July 8, 2020

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Galef) --
read once and referred to the Committee on Children and Families

AN ACT to amend the social services law, in relation to including certain employees or volunteers of youth organizations as mandated reporters

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

1 Section 1. Paragraph (a) of subdivision 1 of section 413 of the social
2 services law, as amended by section 7 of part C of chapter 57 of the
3 laws of 2018, is amended to read as follows:

4 (a) The following persons and officials are required to report or
5 cause a report to be made in accordance with this title when they have
6 reasonable cause to suspect that a child coming before them in their
7 professional or official capacity is an abused or maltreated child, or
8 when they have reasonable cause to suspect that a child is an abused or
9 maltreated child where the parent, guardian, custodian or other person
10 legally responsible for such child comes before them in their profes-
11 sional or official capacity and states from personal knowledge facts,
12 conditions or circumstances which, if correct, would render the child an
13 abused or maltreated child: any physician; registered physician assist-
14 ant; surgeon; medical examiner; coroner; dentist; dental hygienist;
15 osteopath; optometrist; chiropractor; podiatrist; resident; intern;
16 psychologist; registered nurse; social worker; emergency medical techni-
17 cian; licensed creative arts therapist; licensed marriage and family
18 therapist; licensed mental health counselor; licensed psychoanalyst;
19 licensed behavior analyst; certified behavior analyst assistant; hospi-
20 tal personnel engaged in the admission, examination, care or treatment
21 of persons; a Christian Science practitioner; school official, which
22 includes but is not limited to school teacher, school guidance counse-
23 lor, school psychologist, school social worker, school nurse, school
24 administrator or other school personnel required to hold a teaching or
25 administrative license or certificate; full or part-time compensated
26 school employee required to hold a temporary coaching license or profes-
27 sional coaching certificate; social services worker; employee of a publ-

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

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1 icly-funded emergency shelter for families with children; director of a
2 children's overnight camp, summer day camp or traveling summer day camp,
3 as such camps are defined in section thirteen hundred ninety-two of the
4 public health law; employee or volunteer of an organization whose prima-
5 ry purpose is to interact with youth through activities, events or other
6 one on one or group gatherings, where such organization has or should
7 have policies which require such employee or volunteer to report either
8 to the organization or to a local authority about any suspected child
9 maltreatment or child abuse; day care center worker; school-age child
10 care worker; provider of family or group family day care; employee or
11 volunteer in a residential care facility for children that is licensed,
12 certified or operated by the office of children and family services; or
13 any other child care or foster care worker; mental health professional;
14 substance abuse counselor; alcoholism counselor; all persons creden-
15 tialled by the office of alcoholism and substance abuse services; employ-
16 ees, who are expected to have regular and substantial contact with chil-
17 dren, of a health home or health home care management agency contracting
18 with a health home as designated by the department of health and author-
19 ized under section three hundred sixty-five-1 of this chapter or such
20 employees who provide home and community based services under a demon-
21 stration program pursuant to section eleven hundred fifteen of the
22 federal social security act who are expected to have regular and
23 substantial contact with children; peace officer; police officer;
24 district attorney or assistant district attorney; investigator employed
25 in the office of a district attorney; or other law enforcement official.
26 § 2. This act shall take effect immediately.