STATE OF NEW YORK

1140

2019-2020 Regular Sessions

IN SENATE

January 11, 2019

Introduced by Sens. CARLUCCI, PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to notices pertaining to children's non-regulated camp

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

Section 1. The general business law is amended by adding a new section 398-f to read as follows:

§ 398-f. Children's non-regulated camp. 1. As used in this section, a "children's non-regulated camp" shall mean property consisting of a tract of land and any tents, vehicles, buildings or other structures that may be pertinent to its use, any part of which may be occupied on a scheduled basis by persons under sixteen years of age under general supervision for the purpose of indoor or outdoor organized group activities, involving passive and nonpassive recreational activities, which is not subject to the provisions of article thirteen-B of the public health law.

2. (a) No person, firm, corporation or association shall enroll or allow participation of a child in a children's non-regulated camp unless the parent or guardian of the child has been provided with the following written notice on the application or enrollment form:

"This camp is not regulated or inspected by the New York State Department of Health and is not required to obtain a Department of Health permit. This camp is not required to follow Department of Health regulations, including, checking the state sex offender registry prior to hiring staff; maintaining minimum staff-to-child ratios; hiring medical personnel; or reporting injuries or illnesses to the Department of Health."

(b) If a children's non-regulated camp maintains a website, this notice must be placed on the website.

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

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(c) Any notice required in this subdivision shall be prominently and conspicuously posted at the camp facilities in minimum size twelve font.

3. The operator of a children's non-regulated camp shall retain a copy of each notice required to be provided by subdivision two of this section for a period of three years.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law.