

STATE OF NEW YORK

S. 6635--A

A. 7462--A

2021-2022 Regular Sessions

SENATE - ASSEMBLY

May 10, 2021

IN SENATE -- Introduced by Sen. HARCKHAM -- read twice and ordered printed, and when printed to be committed to the Committee on Children and Families -- recommitted to the Committee on Children and Families in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- Introduced by M. of A. GALEF, SAYEGH -- read once and referred to the Committee on Children and Families -- recommitted to the Committee on Children and Families in accordance with Assembly Rule 3, sec. 2 -- reported and referred to the Committee on Codes -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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-

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

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1 ant; surgeon; medical examiner; coroner; dentist; dental hygienist;
2 osteopath; optometrist; chiropractor; podiatrist; resident; intern;
3 psychologist; registered nurse; social worker; emergency medical techni-
4 cian; licensed creative arts therapist; licensed marriage and family
5 therapist; licensed mental health counselor; licensed psychoanalyst;
6 licensed behavior analyst; certified behavior analyst assistant; hospi-
7 tal personnel engaged in the admission, examination, care or treatment
8 of persons; a Christian Science practitioner; school official, which
9 includes but is not limited to school teacher, school guidance counse-
10 lor, school psychologist, school social worker, school nurse, school
11 administrator or other school personnel required to hold a teaching or
12 administrative license or certificate; full or part-time compensated
13 school employee required to hold a temporary coaching license or profes-
14 sional coaching certificate; social services worker; employee of a publ-
15 ically-funded emergency shelter for families with children; director of a
16 children's overnight camp, summer day camp or traveling summer day camp,
17 as such camps are defined in section thirteen hundred ninety-two of the
18 public health law; employee, age eighteen or older, or volunteer, age
19 eighteen or older and who annually volunteers at least three days, of an
20 organization whose primary purpose is to interact with youth through
21 activities, events or other one on one or group gatherings, where such
22 organization has or should have policies which require such employee or
23 volunteer to report either to the organization or to a local authority
24 about any suspected child maltreatment or child abuse; day care center
25 worker; school-age child care worker; provider of family or group family
26 day care; employee or volunteer in a residential care facility for chil-
27 dren that is licensed, certified or operated by the office of children
28 and family services; or any other child care or foster care worker;
29 mental health professional; substance abuse counselor; alcoholism coun-
30 selor; all persons credentialed by the office of alcoholism and
31 substance abuse services; employees, who are expected to have regular
32 and substantial contact with children, of a health home or health home
33 care management agency contracting with a health home as designated by
34 the department of health and authorized under section three hundred
35 sixty-five-1 of this chapter or such employees who provide home and
36 community based services under a demonstration program pursuant to
37 section eleven hundred fifteen of the federal social security act who
38 are expected to have regular and substantial contact with children;
39 peace officer; police officer; district attorney or assistant district
40 attorney; investigator employed in the office of a district attorney; or
41 other law enforcement official.

42 § 2. This act shall take effect immediately.