

STATE OF NEW YORK

9126

IN ASSEMBLY

February 8, 2024

Introduced by M. of A. JENSEN -- read once and referred to the Committee on Children and Families

AN ACT to amend the social services law, in relation to the establishment of a non-traditional hours model

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 (h) to read as follows:

3 (h) (i) "Non-traditional hours" shall mean any day care services as
4 defined by this article that take place in the evening, night, or week-
5 end that support families with child care needs that do not occur during
6 traditional business hours.

7 (ii) Within a year of the effective date of this section the office of
8 children and family services shall create a non-traditional hours model
9 that child care providers may use to implement non-traditional hours
10 programs. Such model shall include such:

11 (1) hours in which non-traditional hours programs may operate;

12 (2) number of children allowed to be cared for with such model at each
13 given child day care center;

14 (3) staffing requirements for non-traditional hours programs;

15 (4) payment rate for non-traditional hours programs; and

16 (5) licensure requirements necessary to implement and run non-tradi-
17 tional hours programs.

18 (iii) The office of children and family services shall promulgate such
19 rules and regulations as necessary to implement such model in conjunc-
20 tion with existing requirements, pursuant to this article.

21 (iv) The office of children and family services shall post information
22 of such model on its website and send such information to child care
23 providers and child care centers.

24 (v) Within ninety days following its post on such model on its website
25 pursuant to subparagraph (iv) of this paragraph, the office of children
26 and family services shall conduct a review of child care providers and
27 centers that use such model and publish a public report, once annually,

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

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1 on its effectiveness. The office of children and family services shall
2 make adjustments to such model as necessary.
3 § 2. This act shall take effect immediately.