

# STATE OF NEW YORK

11074

## IN ASSEMBLY

April 24, 2026

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

AN ACT to amend the social services law, in relation to reporting of allegations of child abuse or maltreatment that occurred to a resident of New York in another state

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

1 Section 1. Section 415 of the social services law, as amended by  
2 section 3-a of part D of chapter 501 of the laws of 2012, is amended to  
3 read as follows:  
4 § 415. Reporting procedure. Reports of suspected child abuse or  
5 maltreatment made pursuant to this title shall be made immediately by  
6 telephone or by telephone facsimile machine on a form supplied by the  
7 commissioner of the office of children and family services. Oral reports  
8 shall be followed by a report in writing within forty-eight hours after  
9 such oral report. Oral reports shall be made to the statewide central  
10 register of child abuse and maltreatment unless the appropriate local  
11 plan for the provision of child protective services provides that oral  
12 reports should be made to the local child protective service. In those  
13 localities in which oral reports are made initially to the local child  
14 protective service, the child protective service shall immediately make  
15 an oral or electronic report to the statewide central register. Written  
16 reports shall be made to the appropriate local child protective service  
17 except that written reports involving children being cared for in a home  
18 operated or supervised by an authorized agency or the office of children  
19 and family services shall be made to the statewide central register of  
20 child abuse and maltreatment which shall transmit the reports to the  
21 agency responsible for investigating the report, in accordance with  
22 section four hundred twenty-four-b of this title. Written reports shall  
23 be made in a manner prescribed and on forms supplied by the commissioner  
24 of the office of children and family services and shall include the  
25 following information: the names and addresses of the child and [~~his or~~  
26 ~~her~~] the child's parents or other person responsible for [~~his or her~~  
27 the child's care, if known, and, as the case may be, the name and

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

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1 address of the program in which the child is receiving care; the child's  
2 age, sex and race; the nature and extent of the child's injuries, abuse  
3 or maltreatment, including any evidence of prior injuries, abuse or  
4 maltreatment to the child or, as the case may be, [~~his or her~~] the  
5 child's siblings; the name of the person or persons alleged to be  
6 responsible for causing the injury, abuse or maltreatment, if known;  
7 family composition, where appropriate; the source of the report; the  
8 person making the report and where [~~he or she~~] such person can be  
9 reached; the actions taken by the reporting source, including the taking  
10 of photographs and x-rays, removal or keeping of the child or notifying  
11 the medical examiner or coroner; and any other information which the  
12 commissioner of the office of children and family services may, by regu-  
13 lation, require, or the person making the report believes might be help-  
14 ful, in the furtherance of the purposes of this title. Notwithstanding  
15 the privileges set forth in article forty-five of the civil practice law  
16 and rules, and any other provision of law to the contrary, mandated  
17 reporters who make a report which initiates an investigation of an alle-  
18 gation of child abuse or maltreatment are required to comply with all  
19 requests for records made by a child protective service relating to such  
20 report, including records relating to diagnosis, prognosis or treatment,  
21 and clinical records, of any patient or client that are essential for a  
22 full investigation of allegations of child abuse or maltreatment pursu-  
23 ant to this title; provided, however, that disclosure of substance abuse  
24 treatment records shall be made pursuant to the standards and procedures  
25 for disclosure of such records delineated in federal law. Written  
26 reports from persons or officials required by this title to report shall  
27 be admissible in evidence in any proceedings relating to child abuse or  
28 maltreatment. If a report of suspected child abuse or maltreatment is  
29 made in New York state regarding an allegation of child abuse or  
30 maltreatment that occurred in another state involving a child whose  
31 primary residence is New York state, the office of children and family  
32 services must register a report and provide such report to the agency,  
33 having similar powers, in the state in which the allegation of child  
34 abuse or maltreatment occurred.

35 § 2. This act shall take effect immediately.