STATE OF NEW YORK

8205

2025-2026 Regular Sessions

IN SENATE

May 21, 2025

Introduced by Sen. BRISPORT -- read twice and ordered printed, and when printed to be committed to the Committee on Children and Families

AN ACT to amend the social services law, in relation to the access of certain information by the New York city department of investigation

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

Section 1. Subdivision 4 of section 372 of the social services law is amended by adding a new paragraph (c) to read as follows:

(c) All such records relating to such children shall be open to inspection by the New York city department of investigation for purposes of an investigation within the legal authority of the department of investigation.

§ 2. Subparagraph (m) of paragraph (A) of subdivision 4 of section 422 of the social services law, as amended by chapter 12 of the laws of 1996, is amended to read as follows:

(m) the New York city department of investigation provided however, that no information identifying the subjects of the report or other persons named in the report shall be made available to the department of investigation unless such information is essential to an investigation within the legal authority of the department of investigation [~~and the state department of social services gives prior approval~~];

§ 3. Subparagraph (v) of paragraph (a) of subdivision 5 of section 422 of the social services law, as amended by chapter 256 of the laws of 2014, is amended and a new subparagraph (vi) is added to read as follows:

(v) to a district attorney, an assistant district attorney, an investigator employed in the office of a district attorney, or to a sworn officer of the division of state police, of a city, county, town or village police department or of a county sheriff's office when such official verifies that the report is necessary to conduct an active

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

LBD11843-01-5

investigation or prosecution of a violation of subdivision four of section 240.50 of the penal law[~~.~~]; and

(vi) to the New York city department of investigation for the purpose of investigating an allegation of an improperly conducted investigation by the local child protective service or when an inspector general of the New York city department of investigation determines that the report is necessary to conduct an active investigation of a violation of subdivision four of section 240.50 of the penal law.

§ 4. Paragraph (m) of subdivision 2 of section 496 of the social services law, as added by section 1 of part B of chapter 501 of the laws of 2012, is amended to read as follows:

(m) the New York city department of investigation; provided, however, that no information identifying the subjects of the report or other persons named in the report shall be made available to the department of investigation unless such information is essential to an investigation within the legal authority of the department of investigation [~~and the justice center or the applicable state oversight agency gives prior approval~~];

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