

STATE OF NEW YORK

10940

IN ASSEMBLY

April 14, 2026

Introduced by M. of A. BARRETT -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to the definition of mental health care provider for purposes of sex offenses

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

Section 1. Subdivision 13 of section 130.00 of the penal law, as amended by chapter 636 of the laws of 2024, is amended to read as follows:

13. "Mental health care provider" [~~shall mean~~] means a licensed physician, licensed psychologist, registered professional nurse, licensed clinical social worker, licensed master social worker under the supervision of a physician, psychologist or licensed clinical social worker, licensed mental health counselor or a licensed marriage and family therapist, or any person who holds themselves out to be licensed or registered or provides services as if they were licensed or registered under any of the following: article one hundred fifty-three, one hundred fifty-four, or one hundred sixty-three of the education law.

§ 2. This act shall take effect immediately.

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

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