STATE OF NEW YORK

4534

2025-2026 Regular Sessions

IN ASSEMBLY

February 4, 2025

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:

Section 1. Subdivision 1 of section 390 of the social services law is amended by adding a new paragraph (h) to read as follows:

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

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

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

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

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

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

(5) licensure requirements necessary to implement and run non-traditional hours programs.

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

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

(v) Within ninety days following its post on such model on its website pursuant to subparagraph (iv) of this paragraph, the office of children

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

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and family services shall conduct a review of child care providers and centers that use such model and publish a public report, once annually, on its effectiveness. The office of children and family services shall make adjustments to such model as necessary.

§ 2. This act shall take effect immediately.