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DIVISION: Legal Affairs

TO: Commissioners of
 Social Services

DATE: November 26, 1991

SUBJECT: Digest of Laws of 1991 Relating to Social Services

SUGGESTED

DISTRIBUTION: General Administration Staff
 Family Court Judges
 Staff Development Coordinators

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ATTACHMENTS: See Table of Contents

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FILING REFERENCES

Previous ADMs/INFs	Releases Cancelled	Dept. Regs.	Soc. Serv. Law & Other Legal Ref.	Manual Ref.	Misc. Ref.
91 INF-17					
89 INF-47					
89 INF-14					
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86 INF-1					
84 INF-14					
82 INF-23					

DIGEST OF LAWS OF 1991
RELATING TO SOCIAL SERVICES

N O T I C E

The purpose of this Digest is to highlight provisions of the Laws of 1991 and to direct interested persons to the appropriate provisions of the law. This Digest is neither designed nor intended to be considered as the Department's interpretation of these laws for the purpose of implementation.

DEPARTMENT OF SOCIAL SERVICES

40 NORTH PEARL STREET

ALBANY, NEW YORK 12243

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PUBLIC ASSISTANCE

Chapter 201 - Standard of Monthly Need;
Personal Needs Allowance

[Senate 4582 by Senator Holland at the request
of the Department of Social Services]

Increases the standards of need for determining eligibility and payment of federal Supplemental Security Income (SSI) and additional State payments to the aged, blind and disabled to reflect SSI benefit increases that may result from any cost-of-living adjustment occurring between January 1, 1992 and June 30, 1992; allocates a portion of the increase to the personal allowance for residents of congregate care facilities.

Statutes Involved:

Social Services Law

Section 131-o, subd. 1, paras. (a), (b), (c) and (d), amended
Section 209, subd. 2, paras. (a)-(g), amended
Section 210, subd. 1, amended

Effective Date: December 31, 1991

Chapter 413 - Replacement of Heating Equipment,
Cooking Stoves and Refrigerators (Bill Section 69)

[Assembly 8499-B by the Committee on Rules]

Authorizes social services officials to replace essential heating equipment, cooking stoves, and refrigerators used by persons in need of public assistance (PA) when replacement is less expensive than repair of such equipment.

Statutes Involved:

Social Services Law

Section 131-a, subd. 5, para. (c), amended

Effective Date: July 19, 1991

Chapter 437 - Displaced Homemakers
[Senate 4036 by Senator Lombardi, et al.]

Expands the eligibility of public assistance recipients for participation in the Displaced Homemakers program sponsored by the Department of Labor.

Statutes Involved:

Labor Law
Section 826, subd. 1, para. (d), amended

Effective Date: July 19, 1991

Chapter 458 - State Responsibility for
Additional State Payments
[Senate 5260 by Senator Holland, et al.]

Extends until June 30, 1993, the State's assumption of responsibility for payment of the social services districts' shares of the cost of additional State payments to Supplemental Security Income recipients.

Statutes Involved:

Social Services Law
Section 212, subd. 3, amended

Effective Date: July 19, 1991

Chapter 654 - Shared Utility Meters
[Assembly 3658-B by Mr. Hoyt]

Ensures that residential tenants who rent dwellings with shared utility meters will not be obligated to pay for gas, electric or steam service for areas outside of their own dwelling units.

Statutes Involved:

Public Services Law
Section 52, added

Effective Date: October 24, 1991

Chapter 685 - Eligibility of Merchant Marines
for Veteran Assistance
[Senate 3462 by Senator Farley, et al.]

Expands the definition of veteran to include Merchant Marines who served during World War II, for the purpose of classifying Home Relief (HR) benefits as Veteran Assistance benefits for such individuals.

Statutes Involved:

Social Services Law
Section 168, subd. 2, para. 5, amended

Effective Date: August 2, 1991

MEDICAL ASSISTANCE

Chapter 170 - School Health Services
[Senate 4765 by Senator Volker, et al.]

Improves the health of children through the use of the services of registered professional nurses or other health professionals employed by school districts or boards of cooperative educational services. This law would extend from 13 to 14 years the maximum duration of school health demonstration projects authorized by Chapter 198 of the Laws of 1978.

Statutes Involved:

Unconsolidated Laws
L.1978, C.196, Section 4, amended

Effective Date: June 21, 1991

Chapter 262 - Eligibility to Participate in the
Expanded Health Care Coverage Act of 1989
[Assembly 7435 by Assemblyman Gottfried, et. al]

Prohibits individuals, families and employers from being eligible for individual subsidy programs or employer incentive programs under the Expanded Health Care Coverage Act of 1988 if they had health insurance coverage on or after April 1, 1991 and permits employer incentive payments to be made under such Act to employers to cover the costs of health care premiums they incur for officers, directors or other persons with a proprietary or ownership interest in the business if the officers, directors, or other persons have household incomes at or below 200 percent of the non-farm federal poverty level. The 200 percent level is the same income level applicable to individuals and families enrolled in the individual subsidy programs.

Statutes Involved:

None

Effective Date: July 1, 1991

Chapter 266 - Medical Malpractice and Professional Review
[Senate 6370 by the Committee on Rules]

Amends various laws relating to medical malpractice and professional review, bad debt and charity surcharge and additional hospital assessment, shareholder deductions and credits, medical provider assessments and hospital reimbursement.

Statutes Involved:

Unconsolidated Laws

- L.1990, C.922, Section 34, subd. (d), amended
- L.1990. C.938, Section 46, amended
- L.1990, C.938, Section 48, subd. (h), amended
- L.1990, C.938, Section 48, subd. (i), repealed
- L.1990, C.938, section 48, subds. (j) and (k),
relettered subds. (i) and (j)

Effective Date: July 1, 1991

Chapter 275 - Quality Assurance Programs
[Senate 481-B by Senator Tully, et al.]

Requires home care agencies and hospices to establish quality assurance programs, assure the confidentiality of the information obtained during quality assurance reviews and provide for immunity from civil suit for any person participating in such reviews in good faith.

Statutes Involved:

Public Health Law

- Section 3616-a, added
- Section 4011, added

Effective Date: January 11, 1992

Chapter 386 - Reimbursement of Health Care Facilities (RHCF)
[Assembly 8301 by the Committee on Rules]

Extends the effectiveness of subdivision 2-a of Section 2808 of the Public Health Law (PHL) for an additional year to December 31, 1992. This subdivision establishes the basis for valuing and reimbursing RHCFs' real property costs.

Statutes Involved:

Unconsolidated Laws

- L.1978, C.483, Section 3, amended

Effective Date: July 15, 1991

Chapter 393 - Residential Health Care
Demonstration Facilities
[Assembly 8537-B by the Committee on Rules]

Authorizes the establishment of residential health care demonstration facilities.

A residential health care demonstration facility would comprise the following components: a residential health care facility (RHCF) containing up to 60 beds; an adult care facility; independent living units; and a range of health care and social services such as home health care and case management. The adult care facility and the independent living units would be located on or near the site of the RHCF.

Statutes Involved:

Public Health Law

- Section 4601, subd. 16, added
- Section 4602, subd. 2, paras. j and k, added
- Section 4603-a, added
- Section 4604, subd. 3, amended

Effective Date: July 15, 1991

Chapter 428 - Accelerated Death Benefits
[Senate 2836-B by Senator Velella, et al.
at the request of the Governor]

Provides for a new benefit option under life insurance contracts whereby a policy owner could accelerate payment of the death benefit of the policy to meet financial needs occasioned by a terminal illness or by the need for long-term care services; also would provide that the availability of such an option would not be considered a resource in determining eligibility for Medical Assistance (MA), but the payment of the accelerated benefit would be considered in determining eligibility for MA.

Statutes Involved:

Administrative Code of the City of New York

- Section 11-1712, subd. (c), para. 30, added

Insurance Law

- Section 1113, subsect. (a), para. 1, amended
- Section 3201, subsect. (c), para. 12, added
- Section 3212, subsect. (a), para. 1, amended
- Section 3212, subsect. (b), para. 6, added
- Section 3230, added

Public Health Law
Section 20, added
Social Services Law
Section 366, subd. 2, para. (b), undesignated para., amended
Tax Law
Section 612, subsect. (c), para. 30, added

Effective Date: July 19, 1991

Chapter 472 - Medical Assistance Eligibility of Children
[Senate 6244-A by the Committee on Rules]

Prohibits social services officials from requiring the cooperation of a pregnant woman in establishing the paternity or seeking support for a child; extends Medical Assistance (MA) coverage to children who were born after September 30, 1983, are at least six years of age but under 19 years of age and live in families with incomes equal to or less than 100 percent of the federal poverty level; continues MA coverage for newborns up to age one if the mother was eligible for MA at the time of the birth and would have remained eligible for MA if she had remained pregnant; extends MA benefits to those persons most in need of regular, primary medical care; and conforms State law to new federal requirements contained in the federal Omnibus Reconciliation Act of 1990 (P.L. 101-508).

Statutes Involved:

Social Services Law
Section 366, subd. 4, para. (h), amended
Section 366, subd. 4, para (l), amended
Section 366, subd. 4, para (q), added

Effective Date: October 1, 1991

Chapter 513 - Receipt of Funds by Home Health Agencies
[Assembly 8487 by the Committee on Rules]

Extends for an additional year the period during which hospital-based certified home health agencies would not be eligible to receive funds from the bad debt and charity care pool established by Chapter 884 of the Laws of 1990. Chapter 884 established a new bad debt and charity care pool to make payments to certain certified home health agencies which suffered financial losses due to bad debts and the provision of charity care.

Statutes Involved:

Public Health Law
Section 3614, subd. 5, para. (b), amended

Effective Date: July 19, 1991

Chapter 519 - Hospital Rates of Payment
[Assembly 8675 by the Committee on Rules]

Amends the Public Health Law with respect to the calculation of hospital rates of payment, including Medical Assistance (MA) rates of payment and provides that 1990 data relating to the costs of operating residency programs in certain high need specialties would be used in calculating indirect hospital costs, rather than 1989 data relating to such costs.

Statutes Involved:

Public Health Law
2807-c, subd. 25, para. (a), subpara. (ii), amended

Effective Date: July 23, 1991

Chapter 677 - Supplementary Low Income
Patient Adjustment
[Assembly 8721-A by the Committee on Rules]

Lowers the threshold used to determine which hospitals qualify for a supplementary low income patient adjustment from the current 50 percent to 35 percent, increasing the amount of bad debt and charity care expenses covered by the adjustment and imposing an assessment on hospitals in an amount sufficient to pay the State and local share of the additional Medical Assistance costs.

Statutes Involved:

Public Health Law
Section 2807-c, subd. 14-d, para. (b), first unnumbered
para., amended
Section 2807-c, subd. 14-d, para. (b), subpara. (iii), amended
Unconsolidated Laws
L.1990, C.938, Section 48, subd. (j), repealed

Effective Date: July 1, 1991

CHILDREN AND FAMILIES

Chapter 22 - Provision of Child Protective Service
Information to Probation Services
[Senate 2017 by Senator Goodhue]

Expands the circumstances in which child protective service (CPS) information would be provided to a probation service; authorizes a probation service to receive CPS information when conducting an investigation relating to a juvenile delinquency (JD) proceeding under Article 3 of the Family Court Act (FCA) or a proceeding concerning whether a person is in need of supervision (PINS) under Article 7 of the FCA; authorizes a probation service to receive CPS information when conducting an investigation relating to a JD or PINS proceeding where there is reason to suspect the child who is the subject of the proceeding or the child's sibling may have been abused or maltreated. In order for a probation service to receive CPS information, the child or the child's sibling or parent, guardian or other person legally responsible for the child must be named in an indicated report of child abuse or maltreatment and the information must be necessary for the making of a determination or recommendation to the court.

Statutes Involved:

Social Services Law
Section 422, subd. 4, para. (A), subpara. (k), amended

Effective Date: June 20, 1991

Chapter 34 - Appealable Orders from Family Court
[Senate 2227 by Senator Goodhue]

Permits appeals as of right of interim and final family court orders in child neglect proceedings and establishes a preference for such appeals. Any such appeal would have preference on the appellate division's calendar and an order or decision discharging a child would be stayed pending determination of the appeal if the family court or appellate division found a stay to be necessary to avoid imminent risk to the child's life or health.

Statutes Involved:

Family Court Act
Section 1112, subd. a, amended

Effective Date: April 6, 1991

Chapter 48 - Foster Children Surrendered
for Adoption

[Senate 2020 by Senator Goodhue]

Makes certain technical corrections involving the transfer of custody and guardianship of foster children necessitated by the enactment of SSL Section 383-c (Chapters 479 and 480 of the Laws of 1990). Chapter 479 allows parents to surrender custody and guardianship of children in foster care to an authorized agency either by appearing in court or by signing an extra-judicial surrender instrument and strengthens procedural safeguards in the surrender process.

Chapter 480 amended Chapter 479 of the Laws of 1990 to clarify that the application by an authorized agency to the appropriate court for approval of extra-judicial surrender must be accompanied by affidavits of all the witnesses before whom the surrender was executed and acknowledged. The Chapter also clarifies that the term "surrender paper" applies exclusively to the surrender of a child for adoption and provides that a parent's revocation of an extra-judicial surrender must be mailed and postmarked or otherwise delivered to the court named in the surrender.

Statutes Involved:

Domestic Relations Law

Section 109, subd. 7, amended

Section 111, subd. 2, para. (b), amended

Family Court Act

Section 1055-a, subd. 1, para. (c), amended

Social Services Law

Section 392, subd. 1, para. (c), amended

Effective Date: April 12, 1991

Chapter 55 - Disclosure of Information to
Relatives of Children

[Senate 2348 by Senator Goodhue]

Requires an authorized agency to furnish to the relatives or the other persons legally responsible for a child, with whom a child is placed by a court, the same information furnished by authorized agencies to foster parents with whom a child is placed by the authorized agency; provides that in any case where a child is to be placed with or discharged to a relative or other person legally responsible under Sections 1017 or 1054 of the Family Court Act (FCA), an authorized agency must provide to the relative or other person legally responsible the same information such agency would provide pursuant to Section 372 of the SSL and Department regulations to foster parents with whom the child was placed.

Statutes Involved:

Social Services Law
Section 372, subd. 8, added

Effective Date: May 12, 1991

Chapter 62 - Fees for Instituting Proceedings
to Terminate Parental Rights
[Senate 1130 by Senator Goodhue]

Enhances the due process protections of parents in proceedings in surrogate's court to terminate parental rights by eliminating the fee for the filing of objections of a respondent parent.

Statutes Involved:

Surrogate's Court Procedure Act
Section 2402, subd. 17, para. (a), amended

Effective Date: April 22, 1991

Chapter 67 - Access to Information in the Statewide
Central Register of Child Abuse and Maltreatment
[Assembly 3246 by Assemblyman Vann]

Facilitates the delivery of services to children and families involved in child protective services cases; permits the disclosure of reports, photographs and other information obtained during the course of an investigation of a report of child abuse or maltreatment to a provider or coordinator of services to which a social services district or a child protective service has referred a family, or to whom a child and/or his or her family have referred themselves.

Statutes Involved:

Social Services Law
Section 422, subd. 4, para. (A), subpara. (q), amended

Effective Date: July 21, 1991

Chapter 69 - Family Court Procedures
[Assembly 5848 by Assemblyman Glick, et al.]

Provides for service of process on non-resident or non-domiciliary respondents in child protective proceedings where the abused or neglected children are domiciled within the State; provides for personal jurisdiction

over respondents in child protective proceedings who are non-residents of the State; clarifies that notice of the initial appearance in a child protective proceeding must be given to the respondent, petitioner and law guardian by issuance and service upon each of them of a copy of the summons and petition; clarifies that the local child protective service must notify the law guardian of an indicated report of child abuse or maltreatment in which the respondent is a subject of or other person named in the report during the period that an adjournment in contemplation of dismissal remains in effect and makes analogous changes concerning notification to law guardians of an indicated report of child abuse and maltreatment during the term of: a suspended judgment; a court order placing a child outside the child's home; or an order of protection which results from a final disposition in a child protective proceeding and clarifies that a law guardian is entitled to access to child protective services information concerning reports of child abuse and maltreatment involving the respondent in a child protective proceeding for which the law guardian was appointed, while the law guardian's appointment remains in effect.

Statutes Involved:

Civil Practice Law & Rules

Section 302, subd. (b), amended

Family Court Act

Section 1033-b, subd. 2, repealed

Section 1036, subd. (c), amended

Section 1039-a, amended

Section 1052-a, amended

Social Services Law

Section 384-a, subd. 2, para. (c), subpara. (i), amended

Section 422, subd. 4, para. (A), subparas. (t) and (v), amended

Effective Date: April 22, 1991

Chapter 75 - Child Protective Proceedings

[Senate 2016 by Senator Goodhue]

Clarifies that at the initial appearance in a child protective proceeding, the following rights cannot be waived: the right of the respondent to be notified of the allegations contained in the petition, the right to an adjournment of the proceeding to obtain counsel, the right to request a hearing for the return of the child, where a child has been removed, and the right to request a hearing for return of the child at any time during the proceeding.

Clarifies that a law guardian is not relieved of his or her duties upon an appeal in a proceeding to determine whether a person is in need of supervision (PINS) under Section 760 of the FCA. The law guardian is required by Section 760 to advise the respondent child and the child's parent (where the parent is not the petitioner in the PINS proceeding) in writing of the right to appeal a dispositional order and of the details and procedures for instituting an appeal.

Requires a child protective agency to notify the parties to a child protective proceeding of the family's status and location when a child protective order of disposition or a period of adjournment in contemplation of dismissal is due to expire and no application for an extension of such order or period of adjournment has been made. This notification must precede the order's expiration by 60 days and include information regarding any actions taken or contemplated by the child protective agency pertaining to the child and family.

Statutes Involved:

Family Court Act
Section 1033-b, amended
Section 1058, amended
Section 1120, subd. (d), amended

Effective Date: April 26, 1991

Chapter 113 - Duties of Counsel in Child
Protective Proceedings
[Senate 513-A by Senator Montgomery]

Ensures that parents and guardians found in child protective proceedings in family court to have abused or neglected their children are advised of their right to appeal and that counsel for such parents and guardians take appropriate steps to protect that right; and sets forth the duties of counsel for respondents in child protective proceedings after respondents have received adverse dispositional orders.

Statutes Involved:

Family Court Act
Section 1052-b, added

Effective Date: September 1, 1991

Chapter 162 - Duties of Law Guardians in Child
Protective Proceedings
[Assembly 128 by Assemblyman Luster, et al.]

Expands the authority of a law guardian to collect physical evidence in a child protective proceeding instituted pursuant to Article 10 of the Family Court Act.

Statutes Involved:

Family Court Act
Section 1038-a amended

Effective Date: June 10, 1991

Chapter 164 - Screening of Prospective Employees with the
Statewide Register of Child Abuse and Maltreatment
[Assembly 7312-A by Assemblyman DiNapoli, et al.
at the request of the Department of Social Services]

Requires social services districts to make determinations in child protective investigations in 60 days rather than 90 days. Where a social services district does not make a determination within 60 days and documents why no determination was made within 60 days, the district would have an additional 30 days to make a determination beyond the initial 60 day period.

Eliminates unnecessary clearances through the State Central Register of Child Abuse and Maltreatment (SCR) in adoption and guardianship proceedings.

Statutes Involved:

Domestic Relations Law

Section 112, subd. 2, amended

Section 112, subd. 7, amended

Social Services Law

Section 424, subd. 7, amended

Section 424, subd. 7-a, amended

Surrogate's Court Procedure Act

Section 1704, subd. 6, amended

Section 1706, subd. 2, amended

Section 1725, subd. 3, para. (a), amended

Effective Date: January 1, 1992, effective until July 1, 1992

Chapter 188 - Availability of Information from State
Central Register of Child Abuse and Maltreatment
[Senate 5028 by Senator Goodhue]

Clarifies and standardizes the circumstances under which law enforcement officials can obtain access to child protective services (CPS) information and information in the possession of the State Central Register of Child Abuse and Maltreatment (SCR); provides access to CPS and SCR records by district attorneys, assistant district attorneys, investigators for district attorneys, State police officers, and officers of a city, county, town or village police department or sheriff's office. Such law enforcement officials would be entitled to access to CPS and SCR records where the request states that the information is necessary to conduct a criminal investigation or prosecution of a person, that there is reason to believe that the person is a subject of a report of child abuse or maltreatment and that it is reasonable to believe that, due to the nature of the crime being investigated or prosecuted, the records may be related to the investigation or prosecution.

Statutes Involved:

Social Services Law
Section 422, subd. 4, para. (A), amended

Effective Date: June 21, 1991

Chapter 198 - Foster Care Services
[Senate 3892-A by Senator Goodhue at the request
of the Department of Social Services]

Conforms State law to federal law relating to foster care placements and maximizes federal reimbursement for foster care services; also extends the Child Assistance Program (CAP) demonstration project until April 1, 1994, and makes permanent the requirement that a family court in a juvenile delinquency proceeding determine whether reasonable efforts were made to prevent removal of a child from his or her home.

Statutes Involved:

Family Court Act
Section 352.2, subd. 2, para. (b), amended
Section 355.3, subd. 4, amended
Section 754, subd. 2, amended
Section 756-a, subs. (d), amended
Section 1027, subd. (b), opening para., amended
Section 1028, second undesignated para., amended
Section 1052, subd. (b), para. (1), amended
Section 1055-a, subd. 8, amended
Social Services Law
Section 358-a, subd. 3, para. (a), amended
Section 358-a, subd. 3, para. (c), added
Section 392, subd. 5-a, paras. (e) and (f), amended
Section 392, subd. 5-a, paras. (g) and (h), added
Section 392, subd. 6, last undesignated para., amended
Unconsolidated Laws
L.1985, C.880, Section 9, amended
L.1987, C.842, Section 2, amended

Effective Date: June 28, 1991

Chapter 225 - Investigations of Reports Made to
the State Central Register of Child
Abuse and Maltreatment
[Senate 3997 by Senator Goodhue]

Protects children who appear to be abused or maltreated even though the identity of the person who may have committed such abuse or maltreatment is

unknown initially; precludes the State Central Register of Child Abuse and Maltreatment from failing to take a report of alleged abuse or maltreatment or to transmit such a report for investigation solely because the caller is unable to identify the person who allegedly committed such abuse or maltreatment.

Statutes Involved:

Social Services Law
Section 422, subd. 2, para. (a), amended

Effective Date: July 1, 1991

Chapter 237 - Alcohol Awareness Programs
[Senate 4587 by Senator Libous at the request
of the Division of Alcoholism and Alcohol Abuse]

Authorizes the family court, as a condition for issuing an order of adjournment in contemplation of dismissal (ACD) in a juvenile delinquency (JD) proceeding, to require the child's attendance at, and completion of, an alcohol awareness program established or approved by the Division of Alcoholism and Alcohol Abuse (DAAA) if the record indicates that the consumption of alcohol may have been a contributing factor to the delinquent behavior; authorizes the family court, as a condition for issuing an order of probation or conditional discharge in a JD proceeding, to require the child's attendance at, and completion of, an alcohol awareness program established or approved by DAAA, if the record indicates that the consumption of alcohol may have been a contributing factor to the delinquent behavior. Such an order could not be imposed, however, where the respondent has been placed in a Division for Youth facility. Makes conforming changes in person in need of supervision proceedings.

Statutes Involved:

Family Court Act
Section 315.3, subd. 1, amended
Section 353.7, added
Section 749, subd. (a), amended
Section 758-b, added

Effective Date: July 31, 1991

Chapter 239 - Adjustment Services for Persons in
Need of Supervision
[Senate 4602 by Senator Goodhue at the request
of the Council on Children and Families]

Makes permanent and simplifies the procedures for submitting to the State Division of Probation and Correctional Services (Probation) plans for

adjustment services to youth who could be found to be persons in need of supervision (PINS).

Statutes Involved:

Executive Law

Section 243-a, subd. 1, opening para., amended
Section 243-a, subd. 3, amended

Effective Date: July 1, 1991

Chapter 250 - Child Abuse and Maltreatment
[Senate 5208-A by Senator Goodhue]

Extends the provisions of the Child Abuse Prevention Act of 1985 until March 31, 1992.

Statutes Involved:

Unconsolidated Laws

L.1985, C.676, Section 22, amended
L.1986, C.719, Section 22, amended

Effective Date: July 1, 1991

Chapter 254 - Adoption by a Single Parent
[Senate 6022 by Senator Goodhue]

Permits an adult married person who has been living separate from his or her spouse for at least three years prior to the commencement of an adoption proceeding to adopt a person and permits such an adult married person who is the foster parent of a child to apply to an authorized agency for an adoptive placement of the child, subject to court approval.

Statutes Involved:

Domestic Relations Law

Section 110, amended

Effective Date: July 1, 1991

Chapter 260 - Subjects of Indicated Reports
of Child Abuse and Maltreatment
[Assembly 6369-A by Assemblyman Vann, et al.]

Allows day care centers and residential child care facilities operated or supervised by the Department of Social Services, the Division for Youth, the

Office of Mental Health, the Office of Mental Retardation and Developmental Disabilities and the State Education Department to hire employees having the potential for regular and substantial contact with children pending receipt of the results of screening such employees with the State Central Register of Child Abuse and Maltreatment so long as the employees do not have unsupervised contact with children. Day care centers and residential child care facilities would also be able to use employees of providers of goods and services to such centers or facilities having the potential for regular and substantial contact with children in care at the centers or facilities pending receipt of the results of screening such employees with the SCR so long as such employees do not have unsupervised contact with children.

Statutes Involved:

Social Services Law

Section 424-a, subd. 1, para. (b), subpara. (i), amended

Effective Date: July 1, 1991

Chapter 267 - Placing of Foster Children
[Assembly 1851-A by Assemblyman Vann]

Requires a social services official to execute a written certification to the Department of Social Services (Department) whenever a foster child is to be placed in an institution, group home or agency operated boarding home. Such certification would have to state that the foster care placement is made because such placement offers the most appropriate and least restrictive level of care and is more appropriate than a family foster boarding home placement or that such placement is necessary because there are no qualified foster family boarding homes available to the social services district.

Requires the Department to assist the social services districts to recruit and train foster parents if the number of placements in institutions, group homes or agency operated boarding homes due to a lack of foster family boarding homes so warrant.

Statutes Involved:

Social Services Law

Section 398, subd. 6, para. (g), amended

Effective Date: October 3, 1991

Chapter 301 - Rape Crisis Center Information
[Senate 4060 by Senator Goodhue]

Requires all police departments to provide victims of sex offenses with the name, address and telephone number of the nearest rape crisis center in writing.

Statutes Involved:

Executive Law
Section 642, subd. 2-a, amended

Effective Date: April 1, 1992

Chapter 377 Adoption Services
[Assembly 7478-A by Assemblyman Lopez
at the request of the Department of Social Services]

Requires social services districts to provide adoption services to all children who have been freed for adoption, rather than, as provided for under previous law, only those children who have been photo-listed in the Department's photo-listing book for children available for adoption.

Statutes Involved:

Social Services Law
Section 372-b, subd. 1, para. (b), amended

Effective Date: November 12, 1991

Chapter 394 - Delay of Day Care Registration Program
[Assembly 8631 by the Committee on Rules]

Delays from July 22, 1991 until October 22, 1991 the effective date of the family day care registration system to permit additional time for its implementation.

Statutes Involved:

Unconsolidated Laws
L. 1990, C. 750, amended

Effective Date: July 15, 1991

Chapter 417 - Stays of Child Protective Proceedings
[Senate 967-A by Senator Goodhue]

Ensures that the appellate division receives adequate information in order to determine whether to grant a stay of a preliminary order to return a child to a respondent in a child protective proceeding originating in family court.

Statutes Involved:

Family Court Act
Section 1114, subd. (b), amended
Section 1114, subd. (d), added

Effective Date: September 1, 1991

Chapter 430 - Day Placement with the Division of Youth
[Senate 2924 a Budget Bill]

Authorizes the Director of the Division for Youth to establish day placement programs for eligible youth. Day placement programs could be used as an alternative to or in addition to institutional placements.

Statutes Involved:

Executive Law
Section 502-a, amended
Section 529, subd. 2, amended
Section 529, subd. 6, opening para. amended

Effective Date: April 1, 1991

Chapter 444 - Substance Abuse Services
for Pregnant Women
[Senate 4365-A by Senator Smith, et al.]

Requires the Division of Alcoholism and Alcohol Abuse and the Division of Substance Abuse Services to ensure that alcoholism and substance abuse treatment programs provide services to pregnant women; helps reduce the need of pregnant women who are dependent on alcohol or drugs to place their newborn infants into foster care or to seek care and services under the Medical Assistance (MA) program for themselves or for their infants.

Statutes Involved:

Mental Hygiene Law
Section 19.07, subd. (a), para. 2, amended
Section 19.07, subd. (b), para. 3, amended

Effective Date:

September 17, 1991

Chapter 455 - Child Witnesses in
Criminal Proceedings
[Senate 4965-A by Senator Saland, et al.]

Extends from November 1, 1991, until November 1, 1996, the authority of the courts to use two-way closed-circuit television for child witnesses in sex crime prosecutions; and requires the judge in a sex crime prosecution to hold a hearing and make specific factual findings before authorizing the use of closed-circuit television in such proceedings.

Statutes Involved:

Criminal Procedure Law
Section 65.20, subds. 10 and 11, amended
Judiciary Law
Section 216, subd. 4, repealed, subd. 5 renumbered subd. 4
Unconsolidated Laws
L.1985, C.505, Section 5, amended

Effective Date: July 19, 1991

Chapter 582 - Appeals of Family Court Orders
[Assembly 2844-D by Mr. Hoyt]

Expedites the appeals process for the issuance of court orders concerning children in foster care in order to reduce the length of time involved in achieving permanency goals for such children.

Statutes Involved:

Civil Practice Law and Rules
Rule 5521, amended
Family Court Act
Section 217, repealed, new Section 217, added
Section 1113, amended
Section 1115, amended
Section 1120, subd. (f), added
Section 1121, added

Effective Date: January 1, 1992

Chapter 588 - Adoption and Foster Care Placements
[Assembly 5836-B by Mr. Vanun, et al.]

Requires that when the family court or surrogate's court accepts the written surrender of a child in foster care to an authorized agency, the court must inquire whether any foster parent, relative of the child or any other person seeks to adopt the child. Any such person may submit an adoption petition. The court must accept all such petitions, together with any available adoption home studies, and establish a schedule for actions necessary to complete the adoption.

Requires that upon the entry of an order terminating the parental rights to a child, the court must inquire whether any foster parent, relative of the child or other person seeks to adopt the child. Any such person may submit an adoption petition. The court must accept all such petitions, together with any available adoption home studies, and establish a schedule for actions necessary to finalize the adoption.

Requires a social services official to accept an application for an adoption maintenance subsidy for a child prior to the commitment of the guardianship and custody of the child to an authorized agency. The application may be approved contingent upon such commitment.

Requires a social services official to accept an application for non-recurring adoption expenses for a child prior to the commitment of the guardianship and custody of a child to an authorized agency. The application may be approved contingent upon such commitment.

Requires a social services official to accept an application for a medical subsidy for a child prior to the commitment of the guardianship and custody of a child to an authorized agency. The application may be approved contingent upon such commitment.

Extends the circumstances under which the family court, during a proceeding to terminate parental rights based on permanent neglect, retains jurisdiction to consider an underlying order of placement or commitment of a child. The court would retain such jurisdiction regardless of whether the petition to terminate parental rights is dismissed when an application has been made or upon the court's own motion on notice to all parties.

Authorizes the filing of a petition for the adoption of a child whose guardianship and custody have not yet been committed when a proceeding to terminate parental rights is pending. The adoption petition must be filed in the court where the proceeding to terminate parental rights is pending. The adoption petition and supporting documents would not be provided to the judge until the fact-finding regarding the petition to terminate parental rights is concluded.

Statutes Involved:

- Domestic Relations Law
 - Section 112, subd. 8, added
- Family Court Act
 - Section 632, subd. (b), amended

Social Services Law

- Section 383-c, subd, 10, added
- Section 384-b, subd. 3, para. (c) added
- Section 384-b, subd. 10, added
- Section 453, subd. 1, para. (d) added
- Section 453-a, subd. 4, amended
- Section 454, subd. 4, amended

Effective Date: September 30, 1991

Chapter 674 - Reimbursement for Preventive Services
[Assembly 8569 by the Committee on Rules]

Encourages social services districts to expand their community preventive services programs without an increase in State or local costs. This will be accomplished by enabling social services districts to use in-kind or indirect services or non-tax levy funds for up to one-half of the social services districts' required contribution of 50 percent for the cost of the provision of community preventive services.

Statutes Involved:

Social Services Law

- Section 409-b, subd. 1, amended

Effective Date: July 26, 1991

Chapter 691 - Testimony of Psychologist or Psychiatrist
in Proceeding to Terminate Parental Rights
[Senate 1489-A by Senator Lack, et al.]

Permits the testimony of a psychologist or psychiatrist to be a sufficient basis for a court to determine that the parental rights of a person should be terminated by reason of mental illness or mental retardation.

Statutes Involved:

Social Services Law

- Section 384-b, subd. 6, para. (c), amended
- Section 384-b, subd. 6, para. (e), amended

Effective Date: August 2, 1991

Chapter 694 - Videotaping of Evaluations of Children
[Senate 3652-B by Senator Goodhue]

Authorizes a family court to order the videotaping of psychological or social work evaluations of a child who is alleged to have been sexually

abused for the purpose of introducing such videotape into evidence in a proceeding brought pursuant to Article 10 of the FCA.

Statutes Involved:

Family Court Act
Section 1038, subd. (c), amended

Effective Date: October 31, 1991

Chapter 697 - Placement of Foster Children in
Department of Mental Hygiene Facilities
[Senate 5318 by Senator Goodhue]

Authorizes a social services district to place a foster child in a home or facility licensed or operated by an office of the Department of Mental Hygiene and to secure federal and State foster care reimbursement for such placements.

Statutes Involved:

Social Services Law
Section 398, subd. 6, para. (g), opening para.
renumbered subpara. 1, new subpara. 2 added

Effective Date: August 2, 1991

ADULT SERVICES

Chapter 36 - Reimbursement of Certain Mental Hygiene Facilities
[Senate 2602 by Senator Spano, et al.]

Extends until March 31, 1995 the statutory authorization for payment of services at residential facilities for mentally retarded adults; also extends until March 31, 1995 the expiration date of Section 13.15(c)(1) of the MHL which authorizes such payments to supplement the Supplemental Security Income (SSI) payment to residents of schools for the mentally retarded to bring the total payment for each resident up to a maximum of \$2,000 per month.

Statutes Involved:

Unconsolidated Laws

L.1979, C.720, Section 6, amended

Effective Date: April 6, 1991, deemed effective March 31, 1991

Chapter 37 - Community Guardian Program
[Senate 3471 by Senator Spano]

Extends the effective date of the Community Guardianship Program until July 1, 1992.

Statutes Involved:

Unconsolidated Laws

L.1986, C.846, Section 6, amended

L.1987, C.190, Section 2, amended

Effective Date: April 6, 1991, deemed effective March 31, 1991

Chapter 215 - Termination of Residential Leases
[Senate 1214-B by Senator Skelos, et al.]

Enables an elderly individual who lives in a rented dwelling under the terms of a lease or rental agreement, to terminate his or her lease or rental agreement without penalty if he or she seeks to terminate the lease or rental agreement because he or she has been accepted for residency in an adult care facility (other than a shelter for adults), a residential health

care facility or a housing unit for senior citizens which is subsidized by any federal, State or local agency or by any not-for-profit organization.

Statutes Involved:

Real Property Law
Section 227, amended
Section 227-a, added

Effective Date: September 1, 1991

Chapter 268 - Services to Non-Residents of Adult
Care Facilities

[Assembly 8641 by the Committee on Rules]

Extends until July 1, 1993 the program which authorizes the provision of services to non-residents of adult homes, residences for adults and enriched housing programs.

Statutes Involved:

Unconsolidated Laws
L.1986, C.779, Section 4, amended

Effective Date: July 5, 1991

Chapter 370 - Do-Not-Resuscitate Orders
[Assembly 7429-B by Assemblyman Gottfried at the
request of the Department of Health]

Alters the requirements for the issuance of do-not-resuscitate (DNR) orders; allows DNR orders to be issued for patients in non-hospital settings; also deletes the current authority of a patient to select a surrogate decision maker, and replace it with the authority to select a health care agent. A health care agent would have to act within the powers granted by a health care proxy (the instrument setting forth the authority and restrictions placed upon a health care agent), and within the requirements of Article 29-C of the PHL.

Statutes Involved:

Public Health Law
Section 2961, amended
Section 2962, subd. 5, added
Section 2964, subd. 3, para. (a), subpara. (iv), amended
Section 2965, subd. 1, amended
Section 2965, subds. 2 and 3, repealed, subds. 4 through 7,
renumbered subds. 2 through 5

Section 2965, subd. 2, para. (a), subpara. (i),
repealed, subparas. (ii) through (vii)
renumbered subparas. (i) through (vi)
Section 2965, subd. 3, para (d), repealed
Section 2965, subd. 4, para. (a), amended
Section 2967, subd. 2, para. (b), amended
Section 2967, subd. 3, amended
Section 2967, subd. 4, paras. (a) and (b), amended
Section 2969, subd. 2, amended
Section 2970, subd. 1, amended
Section 2970, subd. 2, para. (b), amended
Section 2971, amended
Section 2972, subd. 1, para. (b), amended
Section 2972, subd. 2, amended
Sections 2977 and 2978, renumbered
Section 2977, subd. 4, amended
Sections 2978 and 2979, 2977, added
Section 2982, subd. 4, amended

Effective Date: July 15, 1991

Chapter 406 - Life Care Communities
[Assembly 8312-A by the Committee on Rules]

Authorizes life care communities and proposed life care communities to enter into priority reservation agreements with prospective residents of such communities.

Establishes standards for priority reservation agreements. In order to enter into such agreements, the life care community or proposed life care community must have the prior approval of the Commissioner of Health. A reservation fee of up to \$2,000 may be collected and must be deposited in escrow in an interest bearing account at a New York bank, savings and loan association or trust company. The fee remains the property of the prospective resident and must be refunded to the prospective resident upon request or when the resident elects to apply it to the entrance fees of the life care community.

Statutes Involved:

Public Health Law

Section 4601, subsd. 13, 14 and 15 renumbered
subds. 15, 16 and 17, new subsd. 13 and 14, added
Section 4602, subd. 2, para. j. added
Section 4603, subsd. 9 and 10, amended, subd. 11 added
Section 4604, subd. 1, amended
Section 4604, subd. 4, para. a, amended
Section 4606, opening para., amended
Section 4610, subd. 10, amended
Section 4621, added
Section 4622, added

Effective Date: July 15, 1991

Chapter 516 - Planning for the Mentally Ill
[Assembly 8623 by the Committee on Rules]

Requires the Office of Mental Health, in consultation with the Office of Mental Retardation and Developmental Disabilities, and the Departments of Social Services, Banking and Insurance, to prepare a report surveying the various approaches implemented around the country and recommending a course of action and proposed legislation to address the planning needs of families with relatives who are mentally ill. The report would study options to ensure that such families can make arrangements to continue the provision of necessary care to their relatives when family members are not available to provide such care.

Statutes Involved:

None

Effective Date: July 19, 1991

HOMELESS HOUSING

Chapter 695 - Temporary Emergency Dwelling Units for
Homeless Households

[Senate 4253-A by Senator Goodhue]

Permits social services districts to contract with not-for-profit organizations to provide temporary emergency dwelling units for eligible homeless households when the only available alternative housing is more expensive hotels or motels and no households were evicted to make the dwelling units available.

Statutes Involved:

Social Services Law
Section 131-v, added

Effective Date: August 2, 1991

Chapter 700 - Persons Eligible to Rent from
a Housing Company

[Senate 5969-A by Senator Hannon at the request
of the New York State Division of
Housing and Community Renewal]

Requires limited profit and limited dividend housing companies formed under Articles 2 and 4 of the PHFL to rent to tenants of low income who are beneficiaries of rental assistance payments under Section 8 of the Housing and Community Development Act of 1974, also known as Section 8 payments; also provides that a housing company cannot reject an applicant for an apartment solely on the basis that all or part of the rent is paid under Section 8; and gives effect to the current policy of the Division of Housing and Community Renewal that such housing companies must rent to involuntarily displaced families who receive Section 8 payments.

Statutes Involved:

Private Housing Finance Law
Section 31, subd. 10, amended
Section 85-a, subd. 10, added

Effective Date: August 2, 1991

DISABLED

Chapter 703 - Certified Interpreters of the Deaf
[Assembly 1218-C by Mr. Robach, et al.]

Requires the appointment of an interpreter certified by a recognized national or State credentialing authority in any court or administrative proceeding to which any deaf person is a party. In court proceedings, otherwise qualified interpreters can be used if compliance with the credentialing requirement would cause undue delays in the proceedings.

Statutes Involved:

Executive Law

Section 259-i, subd. 7, amended

Judiciary Law

Section 390, opening para., amended

Labor Law

Section 620, subd. 4, amended

State Administrative Procedure Act

Section 202, subd. 1, para. (f), subpara. (iv),
amended

Section 301, subd. 5, renumbered subd. 6 and amended

Workers' Compensation Law

Section 150, subd. (b), amended

Effective Date: August 2, 1991

ADMINISTRATIVE PROCEDURES

Chapter 166 - Prompt Contracting and Payment
[Assembly 8491 by the Committee on Rules]

Amends the State Finance Law (SFL) by adding a new Article XI-B - Prompt Contracting and Interest Payments for Not-for-Profit Organizations. Section 179-s of such Law would establish a 150 day timeframe for the development of agency requests for proposals (RFP) and the execution of contracts between State agencies and not-for-profit organizations. Section 179-v of such Law would require State agencies to make interest payments to not-for-profit corporations. Such payments would have to be made from non-personal service funds beginning on the date a program was to begin or the date the organization begins to provide services, whichever is later.

Statutes Involved:

Public Authorities Law

- Section 1678-a, added
- Section 2976, subd. 2, amended

Public Health Law

- Section 2807-c, subd. 14-e, added
- Section 2807-c, subd. 19, opening para., amended
- Section 2807-c, subd. 19, para. (a-1), added
- Section 2807-c, subd. 19, para. (b-2), amended
- Section 2807-c, subd. 20, para. (a), amended
- Section 2807-c, subd. 26, amended
- Section 2807-d, subd. 2, para. (a), amended
- Section 2807-d, subd. 11, para. (a), amended

Public Housing Finance Law

- Article 16-A, added

Private Housing Finance Law

- Section 47-e, subd. 1, para. (a), amended
- Section 47-e, subd. 5, para. (a), subd. 2, para. (a), amended
- Section 1053, amended
- Section 1053, subd. (b), para. (3), added

State Finance Law

- Article XI-B, added
- Section 97-jj, added

Unconsolidated Laws

- L.1990, C.938, Section 46, amended
- L.1990, C.938, Section 48, subd.(h), amended
- L.1990, C.938, Section 48, subds. (i) and (j),
lettered subds. (j) and (k), new subd. (i), added

Effective Date: June 12, 1991

Chapter 346 - Printing Contracts
[Assembly 3934 by Assemblyman Sanders at the request
of the Office of General Services]

Increases from \$5,000 to \$10,000 the value of contracts authorized to be let without competitive bidding by the Commissioner of the Office of General Services for purchases of printing and materials, equipment and supplies for State departments and agencies. Increases from \$2,500 to \$5,000 the amount of purchasing of printing material, equipment and supplies by State agencies allowed without competitive bidding.

Statutes Involved:

New York State Printing and Public Documents Law
Section 3, subd. 5, amended

Effective Date: July 15, 1991.

Chapter 350 - Joint Procurements
[Assembly 5098 by Assemblyman Sanders et al.
at the request of the Office of General Services]

Authorizes the Commissioner of the Office of General Services to engage in joint procurements involving municipalities, other states, and federal agencies, subject to such Commissioner's certification that such a joint procurement will save the State money.

Statutes Involved:

State Finance Law
Section 174, subd. 3, amended

Effective Date: July 15, 1991

Chapter 492 - Community Services Block Grant
[Assembly 5264 by Mr. Diaz, et al.]

Extends the Department of State's authority to administer the Community Services Block Grant Program for one additional year until September 30, 1992.

Statutes Involved:

Executive Law
Section 159-i, amended

Unconsolidated Laws

L.1982, C.728, Section 5, amended
L.1983, C.710, Section 7, amended

Effective Date:

July 19, 1991

Chapter 606 - Professional Misconduct
[Senate 5736-A by Senator Tully]

Improves the efficiency of the physician disciplinary process by repealing the responsibility of the Commissioner of Health and the Board of Regents to review cases of physician misconduct and requires the expeditious scheduling and conducting of hearings in such cases.

Statutes Involved:

Education Law

Article 131-A, added
Section 6506, subs. 1 and 9, amended
Section 6507, subd. 2, para. a, amended
Section 6509, subs. 10 and 12, repealed,
subd. 11 renumbered subd. 10
Section 6509-a, opening para., amended
Section 6510, subd. 4, paras. a and b, amended
Section 6510-a and 6511-a, repealed
Section 6514, subd. 1, amended
Section 6544, repealed

Public Health Law

Section 230, subd. 1, amended
Section 230, subs. 4, 5 and 7, amended
Section 230, subd. 10, paras. (a), (b), (c)
and (e), amended
Section 230, subd. 10, para. (f), amended
Section 230, subd. 10, para (g), amended
Section 230, subd. 10, paras. (h) and (i)
repealed, new paras. (h) and (i), added
Section 230, subd. 10, para. (j), amended
Section 230, subd. 10, paras. (l) and (m), amended
Section 230, subd. 10, paras. (o) and (p), added
Section 230, subd. 11, para. (a), amended
Section 230, subd. 11, para. (d), opening para.
and subparas. (i) and (ii), amended
Section 230, subd. 11, para. (g), subparas. (ii),
and (iii), amended
Section 230, subd. 12, amended
Section 230, subd. 13, repealed, new subd. 13, added
Section 230, subs. 17, 18 and 19, amended
Sections 230-a, 230-b and 230-c, added
Section 2803-e, subd. 1, para. (b), amended

Effective Date: July 26, 1991

Chapter 620 and 621 - Dispensing of Drugs
[Senate 2314-A by Senator Volker
Assembly 8868 by the Committee on Rules]

Provides that no prescription for a drug written in this State shall be on a prescription form which authorizes the dispensing or compounding of any other drug; prohibits a pharmacist, in most cases, from dispensing a drug when a single prescription form includes more than one drug.

Statutes Involved:

Education Law
Section 6810, subd. 7, amended

Effective Date:

January 1, 1992

Chapter 680 Paperless Vouchers
[Assembly 8775 by the Committee on
Rules at the request of the State Comptroller]

Permits the Office of the State Comptroller to permit State agencies, vendors and providers of services to submit to the OSC paperless vouchers, electronic vouchers, and other media forms in place of paper vouchers and supporting paper documentation.

Statutes Involved:

State Finance Law
Section 109-a, added

Effective Date:

July 26, 1991

MISCELLANEOUS

Chapter 165 - Cost Savings in
Public Assistance Programs
[Senate 6095 by Senator Tully, et al.]

Achieves cost savings in the public assistance, medical assistance, child welfare and adult services programs which are supervised or administered by this Department.

Statutes Involved:

Civil Practice Law and Rules

Section 3101, subd. (b), para. 1, subpara. (ii), amended

Rule 3406, subd. (b), amended

Executive Law

Section 547-a, subd. 6, amended

Section 547-b, subs. 1 and 2, amended

Section 547-d, subd. 4, amended

Section 547-d, subd. 5, paras. (g) and (h), amended

Section 547-e, subd. 4, amended

Section 547-g, subd. 3, amended

Section 547-h, subd. 4, amended

Section 547-j, subd. 3, added

Insurance Law

Section 2343, subsect. (c) amended

Section 3216, subsect. (j), para. 3, added

Section 3221, subsect. (l), para. 13, added

Section 4303, subsect. (r), added

Section 5502, subsect. (c), amended

Judiciary Law

Section 148-a, repealed

Mental Hygiene Law

Section 33.16, subd. (b), para. 5, amended

Public Health Law

Section 17, amended

Section 18, subd. 2, para. (e), amended

Section 410, added

Section 2807, subd. 2, para. (f), subparagraphs. (ii) and (viii), amended

Section 2807-c, subd. 14-c, para. (b), amended

Section 2807-c, subd. 14-d, para. (a) and subpara. (i)

of para. (b), amended

Section 2807-c, subd. 17, 1st unnumbered para., amended

Section 2807-c, subd. 19, para. (b-2), amended

Section 2807-c, subd. 19, para. (f), subpara (iv), added

Section 3602, subd. 8, para. (b), amended

Section 3614, subd. 6, added
Section 4403-a, subd. 4, subsect. (b), paras. (i) and (ii), amended
Section 4403-a, subd. 7, amended

Social Services Law

Title 11-B, Article 5, added
Section 143-c, subd. 3, amended
Section 144-a, added
Section 158-a, subd. 1, amended
Section 158-a, subds. 2 and 3 renumbered 8 and 9
Section 158-a, subds. 2-7, added
Section 364-j, amended
Section 365-a, subd. 2, paras. (a), (d), (e) and (l), amended
Section 365-g, subds. 1, 2, 3 and 5, amended
Section 366, subd. 2, para. (b), subpara. (3)
 clauses (a)-(c), amended
Section 366, subd. 2, para. (b), subpara. (3),
 clauses (d)-(h), repealed
Section 366, subd. (3), para. (b), relettered para. (c),
 new para. (b), relettered
Section 366, subd. 5, para. (c), subparas. 3 and 4, amended
Section 367-a, subd. 1, amended
Section 367-a, subd. 6, repealed, new subd. 6, added
Section 367-a, subd. 7, para. (d), added
Section 367-c, subd. 5, amended
Section 367-h, added
Section 367-j, added
Section 367-k, added
Section 367-l, added
Section 367-m, added
Section 409-a, subd. 5, paras. (d) and (e), relettered
 paras. (e) and (f), para. (d), added
Section 461-l, added

Unconsolidated Laws

L.1986, C.266, Section 18, subds. 1, 3 and 5, amended
L.1986, C.266, subds. 4, 6 and 7, repealed
L.1986, C.266, Section 40, amended
L.1987, C.854, Section 4, amended
L.1990, C.829, Section 8, amended
L.1990, C.938, Section 48, subd. (j), amended
L.1991, C.53, Section 1, amended

Effective Date: June 12, 1991

Chapter 410 - Emergency Regulation Authority (Bill Section 17)
[Assembly 8873 a Budget Bill]

Authorizes the Commissioner of this Department to take any necessary steps to implement Chapter 165 of the Laws of 1991 and authorizes the promulgation of emergency regulations necessary to implement any provision of such Chapter and also provides that any such emergency regulations shall cease to be effective upon the promulgation of final implementing regulations or on December 31, 1991, whichever occurs first.

Statutes Involved:

None

Effective Date: July 19, 1991

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