

New York

Child Abuse and Neglect

Mandatory Reporters of Child Abuse and Neglect

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Professionals Required to Report

Citation: Soc. Serv. Law § 413

The following persons and officials are required to report:

- Physicians, physician assistants, surgeons, medical examiners, coroners, dentists, dental hygienists, osteopaths, optometrists, chiropractors, podiatrists, residents, interns, psychologists, registered nurses, social workers, or emergency medical technicians
- Licensed creative arts therapists, marriage and family therapists, mental health counselors, or psychoanalysts
- Hospital personnel or Christian Science practitioners
- School officials, including but not limited to, teachers, guidance counselors, school psychologists, school social workers, school nurses, or administrators
- Social services workers, daycare center workers, providers of family or group family daycare, or employees or volunteers in a residential care facility or any other child care or foster care worker
- Mental health professionals, substance abuse counselors, alcoholism counselors, or all persons credentialed by the Office of Alcoholism and Substance Abuse Services
- Peace officers, police officers, district attorneys or assistant district attorneys, investigators employed in the office of a district attorney, or other law enforcement officials

Reporting by Other Persons

Citation: Soc. Serv. Law § 414

Any other person who has reasonable cause to suspect that a child is abused or maltreated may report.

Standards for Making a Report

Citation: Soc. Serv. Law § 413

A report is required when the reporter has reasonable cause to suspect:

- A child coming before him or her in his or her professional or official capacity is an abused or maltreated child.
- The parent, guardian, custodian, or other person legally responsible for the child comes before the reporter and states from personal knowledge facts, conditions, or circumstances that, if correct, would render the child an abused or maltreated child.

Privileged Communications

Citation: Soc. Serv. Law § 415

Notwithstanding the privileges set forth in article 45 of the civil practice law and rules, and any other provision of law to the contrary, mandated reporters who make a report that initiates an investigation of an allegation of child abuse or maltreatment are required to comply with all requests for records made by a child protective service relating to the report.

Inclusion of Reporter's Name in Report

Citation: Soc. Serv. Law § 415

The report shall include the name and contact information for the reporter.

Disclosure of Reporter Identity

Citation: Soc. Serv. Law § 422-a

Any disclosure of information shall not identify the source of the report.