

5508--B

Cal. No. 501

2011-2012 Regular Sessions

I N   S E N A T E

May 26, 2011

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Introduced by Sen. FLANAGAN -- read twice and ordered printed, and when printed to be committed to the Committee on Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Education in accordance with Senate Rule 6, sec. 8 -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the education law, in relation to authorizing access to students' individualized education program electronically

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Paragraph a of subdivision 7 of section 4402 of the educa-  
2     tion law, as added by chapter 408 of the laws of 2002, is amended to  
3     read as follows:  
4     a. The board of education or trustees of each school district and the  
5     board of trustees of each charter school shall adopt a policy to ensure  
6     that each regular education teacher, special education teacher, related  
7     service provider, and other service provider who is responsible for the  
8     implementation of a student's individualized education program shall be  
9     given a copy of such student's individualized education program prior to  
10    the implementation of such program OR SHALL BE ABLE TO ACCESS SUCH  
11    STUDENT'S INDIVIDUALIZED EDUCATION PROGRAM ELECTRONICALLY; PROVIDED,  
12    HOWEVER, IF THE POLICY PROVIDES THAT THE STUDENT'S INDIVIDUALIZED EDUCA-  
13    TION PROGRAM IS TO BE ACCESSED ELECTRONICALLY, THEN SUCH POLICY SHALL  
14    ALSO ENSURE THAT THE INDIVIDUALS RESPONSIBLE FOR THE IMPLEMENTATION OF A  
15    STUDENT'S INDIVIDUALIZED EDUCATION PROGRAM SHALL BE NOTIFIED AND TRAINED  
16    ON HOW TO ACCESS SUCH INDIVIDUALIZED EDUCATION PROGRAMS ELECTRONICALLY.  
17    S 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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