

STATE OF NEW YORK

1293

2021-2022 Regular Sessions

IN SENATE

January 11, 2021

Introduced by Sens. BROOKS, BOYLE, GALLIVAN, GOUNARDES, HELMING, JACKSON, KAMINSKY, KENNEDY, KRUEGER, SKOUFIS, THOMAS -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to mandatory early screening for dyslexia

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

1 Section 1. The education law is amended by adding a new section 319 to
2 read as follows:

3 § 319. Mandatory early screening for dyslexia. 1. All school districts
4 shall be required to conduct full and individual screenings in accord-
5 ance with this section for purposes of early identification, support,
6 intervention and accommodation of children with dyslexia and other
7 learning disabilities. For purposes of this section, the term "dyslexia"
8 means a specific learning disability that is neurobiological in origin
9 and that is characterized by unexpected difficulties with accurate or
10 fluent word recognition and poor spelling and decoding abilities, which
11 difficulty typically results from a deficit in the phonological compo-
12 nent of language and that is inconsistent with the person's intelli-
13 gence, motivation, and sensory capabilities and the provision of effec-
14 tive instruction.

15 2. Mandatory early screening for dyslexia shall be conducted by each
16 school district using a digital assessment tool that includes targeted
17 questions designed to quickly and reliably gather certain relevant func-
18 tional and developmental information from all children described in this
19 subdivision. Mandatory early screening shall commence during pre-
20 kindergarten or kindergarten, whichever is earlier, and shall continue
21 thereafter on an annual basis until such child has successfully
22 completed the second grade.

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

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1 3. Upon completion of the administration of each mandatory early
2 screening, a copy of each early screening report and any other findings
3 shall be given to the parent and/or guardian and teachers and teaching
4 assistants of each child, and the individual designated in subdivision
5 four of this section.

6 4. Each school district shall designate an individual to maintain
7 complete and accurate records, including copies of each early screening
8 report, for all children for the duration of each child's educational
9 pursuit or until such child reaches the age of sixteen, whichever is
10 later. The designated individual shall provide resources and materials
11 to the parent and/or guardian of any child who displays low phonemic
12 awareness and other indications of dyslexia.

13 § 2. This act shall take effect immediately.