

2329

2009-2010 Regular Sessions

I N   A S S E M B L Y

January 15, 2009

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Introduced by M. of A. JAFFEE -- read once and referred to the Committee  
on Education

AN ACT to amend the education law, in relation to the transitioning age  
of students with disabilities

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

1     Section 1. Subdivision 9 of section 4401 of the education law, as  
2     amended by chapter 378 of the laws of 2007, is amended to read as  
3     follows:  
4     9. "Transition services" shall mean a coordinated set of activities  
5     for a student with a disability, designed to be within a results-orient-  
6     ed process, that is focused on improving the academic and functional  
7     achievement of the student with a disability to facilitate movement from  
8     school to post-school activities, including post-secondary education,  
9     vocational education, integrated employment (including supported employ-  
10    ment), continuing and adult education, adult services, independent  
11    living, or community participation. The coordinated set of activities  
12    shall be based upon the student's strengths, preferences and interests,  
13    and shall include instruction, related services, community experiences,  
14    the development of employment and other post-school adult living objec-  
15    tives, and, if appropriate, acquisition of daily living skills and  
16    provision of a functional vocational evaluation. SUCH TRANSITION  
17    SERVICES SHALL BEGIN WHEN SUCH STUDENT WITH A DISABILITY IS FOURTEEN  
18    YEARS OF AGE.  
19    S 2. Subdivision 9 of section 4401 of the education law, as amended by  
20    chapter 311 of the laws of 1999, is amended to read as follows:  
21    9. "Transition services" shall mean a coordinated set of activities  
22    for a student with a disability, designed within an outcome-oriented  
23    process, which promotes movement from school to post-school activities,  
24    including post-secondary education, vocational training, integrated  
25    competitive employment (including supported employment), continuing and

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

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1 adult education, adult services, independent living, or community  
2 participation. The coordinated set of activities shall be based upon the  
3 individual student's needs, taking into account the student's prefer-  
4 ences and interests, and shall include instruction, related services,  
5 community experiences, the development of employment and other post-  
6 school adult living objectives, and, if appropriate, acquisition of  
7 daily living skills and functional vocational evaluation. SUCH TRANSI-  
8 TION SERVICES SHALL BEGIN WHEN SUCH STUDENT WITH A DISABILITY IS FOUR-  
9 TEEN YEARS OF AGE.

10 S 3. This act shall take effect immediately, provided that the amend-  
11 ments to subdivision 9 of section 4401 of the education law made by  
12 section one of this act shall be subject to the expiration and reversion  
13 of such subdivision pursuant to section 22 of chapter 352 of the laws of  
14 2005 and subdivision d of section 27 of chapter 378 of the laws of 2007,  
15 as amended, when upon such date the provisions of section two of this  
16 act shall take effect.