S T A T E O F N E W Y O R K

427

2009-2010 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2009

Introduced by M. of A. KAVANAGH, BENJAMIN, COLTON, EDDINGTON, LUPARDO, MAYERSOHN, MILLMAN, PERRY, PHEFFER, J. RIVERA, SPANO, TITONE, ALFANO, ERRIGO, THIELE, WALKER -- Multi-Sponsored by -- M. of A. BOYLAND, CLARK, ESPAILLAT, FINCH, MARKEY, McENENY, McKEVITT, STIRPE, TOBACCO, TOWNSEND, WEISENBERG -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to classroom instruction in the humane treatment of animals and the requirement of training in the humane treatment of animals for the certification or licensing of classroom teachers, teaching assistants, pupil personnel service professionals, school administrators or supervisors or superintendents of schools

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

Section 1. Subdivision 1 of section 809 of the education law, as amended by chapter 542 of the laws of 1994, is amended to read as follows:

1. The officer, board or commission authorized or required to prescribe courses of instruction shall cause instruction to be given in every elementary school under state control or supported wholly or partly by public money of the state, in the humane treatment and protection of animals and the importance of the part they play in the economy of nature as well as the necessity of controlling the proliferation of animals which are subsequently abandoned and caused to suffer extreme cruelty. Such instruction shall be for such period of time during each school year as the board of regents may prescribe and may be joined with work in literature, reading, language, nature study or ethnology. Such weekly instruction may be divided into two or more periods. THE COMMISSIONER SHALL NOTIFY EVERY SCHOOL DISTRICT OF THE REQUIREMENT TO PROVIDE SUCH INSTRUCTION AND SHALL DIRECT EACH SCHOOL DISTRICT TO ACT IN ACCORD-

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

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ANCE WITH THIS REQUIREMENT. A school district shall not be entitled to participate in the public school money on account of any school or the attendance at any school subject to the provisions of this section, if the instruction required hereby is not given therein.

S 2. Subdivision 6 of section 809 of the education law is renumbered subdivision 7 and a new subdivision 6 is added to read as follows:

6. TO THE EXTENT MONEYS ARE APPROPRIATED THEREFOR, THE COMMISSIONER SHALL PROVIDE GRANTS TO TEACHERS FOR ANY EXPENSES INCURRED FOR TRAINING, WORKSHOPS, TRAINING VIDEOS, WEBCASTS AND ANY OTHER RESOURCES WHICH ARE USED FOR THE PURPOSES OF COMPLYING WITH THIS SECTION.

S 3. Section 3004 of the education law is amended by adding a new subdivision 3-a to read as follows:

3-A. THE COMMISSIONER SHALL PRESCRIBE REGULATIONS REQUIRING THAT ALL PERSONS APPLYING ON OR AFTER THE ONE HUNDRED EIGHTIETH DAY AFTER THIS SUBDIVISION TAKES EFFECT FOR A TEACHING CERTIFICATE OR LICENSE, INCLUDING BUT NOT LIMITED TO A CERTIFICATE OR LICENSE VALID FOR SERVICE AS A CLASSROOM TEACHER, TEACHING ASSISTANT, PUPIL PERSONNEL SERVICE PROFESSIONAL, SCHOOL ADMINISTRATOR OR SUPERVISOR OR SUPERINTENDENT OF SCHOOLS, SHALL, IN ADDITION TO ALL THE OTHER CERTIFICATION OR LICENSING REQUIREMENTS, HAVE COMPLETED TWO HOURS OF COURSE WORK OR TRAINING IN INSTRUCTION IN THE HUMANE TREATMENT OF ANIMALS AND THE PREVENTION AND INTERVENTION OF ANIMAL CRUELTY. THE COURSE WORK OR TRAINING SHALL BE OBTAINED FROM AN INSTITUTION OR PROVIDER WHICH HAS BEEN APPROVED BY THE DEPARTMENT TO PROVIDE SUCH COURSE WORK OR TRAINING. SUCH COURSE WORK OR TRAINING MAY BE PROVIDED BY EDUCATIONAL INSTITUTIONS, SCHOOL DISTRICTS, BOARDS OF COOPERATIVE EDUCATIONAL SERVICES, HUMANE EDUCATION ORGANIZATIONS OR ANIMAL WELFARE ORGANIZATIONS. SUCH REGULATIONS SHALL ALSO REQUIRE THAT SCHOOL DISTRICTS AND BOARDS OF COOPERATIVE EDUCATIONAL SERVICES INCLUDE TRAINING FOR TEACHERS AND OTHER CERTIFIED OR LICENSED EMPLOYEES IN THE HUMANE TREATMENT OF ANIMALS AND THE PREVENTION AND INTERVENTION OF ANIMAL CRUELTY, IN THEIR REQUIRED PROFESSIONAL DEVELOPMENT PLANS.

S 4. This act shall take effect immediately.