

1 EFFORTS TO STOP THE ABUSE OF ANABOLIC STEROIDS AT THE GRASS ROOTS
2 LEVEL IS EXPECTED TO BE ACCOMPLISHED WITH LOCAL SCHOOL PARTICIPATION.
3 EARLY DETECTION AND INTERVENTION MEASURES TO COMPLEMENT EXISTING DRUG
4 EDUCATIONAL PROGRAMS ARE INSTRUMENTAL IN THIS EFFORT.

5 FOR THE SAFETY AND WELL-BEING OF ALL STUDENTS, STUDENT ATHLETES IN
6 PARTICULAR, MEASURES SHOULD BE IN PLACE TO PREVENT INJURY TO THE
7 ATHLETE, TEAMMATES AND/OR OPPOSING COMPETITORS. A RANDOM ANABOLIC STER-
8 OID TESTING PROCEDURE IS A NATURAL EXTENSION OF THE EDUCATIONAL PROGRAMS
9 DESIGNED TO ENCOURAGE ATHLETES TO RESPECT THEIR BODIES AND MAINTAIN
10 HEALTHY, DRUG FREE LIVES.

11 AN ATHLETE UNDER THE INFLUENCE OF ANABOLIC STEROIDS HAS THE ABILITY TO
12 CAUSE SERIOUS INJURY TO HIMSELF OR HERSELF AND OTHERS. LOCAL SCHOOL
13 DISTRICTS AND PRIVATE SCHOOLS HAVE THE RESPONSIBILITY OF DOING WHAT IS
14 NECESSARY TO PROTECT STUDENT ATHLETES AND TO PROVIDE A LEVEL PLAYING
15 FIELD OF COMPETITION.

16 S 950. DEFINITIONS. FOR THE PURPOSES OF THIS ARTICLE, THE TERMS AND
17 PHRASES DEFINED IN THIS SECTION HAVE THE FOLLOWING MEANINGS:

18 1. "CONFIRMATORY TEST" AND "CONFIRMATORY RETEST" MEANS A DRUG TEST
19 THAT USES A METHOD OF ANALYSIS APPROVED BY THE COMMISSIONER UNDER SUBDI-
20 VISION ONE OF SECTION NINE HUNDRED FIFTY-ONE OF THIS ARTICLE AS BEING
21 RELIABLE FOR PROVIDING SPECIFIC DATA AS TO THE DRUGS OR THEIR METABOL-
22 ITES DETECTED IN AN INITIAL SCREENING TEST.

23 2. "DRUG" MEANS AN ANABOLIC STEROID AS DEFINED IN SUBDIVISION (H) OF
24 SCHEDULE II OF SECTION THIRTY-THREE HUNDRED SIX OF THE PUBLIC HEALTH
25 LAW.

26 3. "DRUG TESTING" AND "DRUG TEST" MEANS ANALYSIS OF A BODY COMPONENT
27 SAMPLE APPROVED BY THE COMMISSIONER UNDER SUBDIVISION ONE OF SECTION
28 NINE HUNDRED FIFTY-ONE OF THIS ARTICLE FOR THE PURPOSE OF MEASURING THE
29 PRESENCE OR ABSENCE OF DRUGS OR THEIR METABOLITES IN THE SAMPLE TESTED.

30 4. "INITIAL SCREENING TEST" MEANS A DRUG TEST WHICH USES A METHOD OF
31 ANALYSIS APPROVED BY THE COMMISSIONER UNDER SUBDIVISION ONE OF SECTION
32 NINE HUNDRED FIFTY-ONE OF THIS ARTICLE AS BEING CAPABLE OF PROVIDING
33 DATA AS TO GENERAL CLASSES OF DRUGS OR THEIR METABOLITES.

34 5. "POSITIVE TEST RESULT" MEANS A FINDING OF THE PRESENCE OF DRUGS, OR
35 THEIR METABOLITES IN THE SAMPLE TESTED IN LEVELS AT OR ABOVE THE THRESH-
36 OLD DETECTION LEVELS SET BY THE COMMISSIONER UNDER SUBDIVISION ONE OF
37 SECTION NINE HUNDRED FIFTY-ONE OF THIS ARTICLE.

38 6. "RANDOM SELECTION BASIS" MEANS A MECHANISM, DESIGNED BY THE DEPART-
39 MENT, FOR SELECTION OF STUDENT ATHLETES THAT (A) RESULTS IN AN EQUAL
40 PROBABILITY THAT ANY PUPIL FROM A GROUP OF STUDENT ATHLETES SUBJECT TO
41 THE SELECTION MECHANISM WILL BE SELECTED AND (B) DOES NOT GIVE SCHOOL
42 AUTHORITIES DISCRETION TO WAIVE THE SELECTION OF ANY STUDENT ATHLETE
43 SELECTED UNDER THE MECHANISM UNLESS THE STUDENT HAS PRODUCED EVIDENCE
44 THAT HE OR SHE IS TAKING A DRUG UNDER PRESCRIPTION BY A DULY LICENSED
45 PHYSICIAN.

46 7. "REASONABLE SUSPICION" MEANS A BASIS FOR FORMING A BELIEF BASED ON
47 SPECIFIC FACTS AND RATIONAL INFERENCES DRAWN FROM THOSE FACTS.

48 8. "SCHOOL AUTHORITIES" MEANS THE ATHLETIC DIRECTOR OF EACH PUBLIC
49 SCHOOL DISTRICT AND EACH PRIVATE SCHOOL IN THE STATE, AND THE COACH OF
50 THE TEAM ON WHICH A STUDENT ATHLETE PARTICIPATES.

51 9. "STUDENT ATHLETE" MEANS ANY CHILD IN THE PUBLIC OR PRIVATE SCHOOLS
52 OF THIS STATE ATTENDING GRADES NINE THROUGH TWELVE, INCLUSIVE, PARTIC-
53 IPATING IN ANY INTERSCHOLASTIC ATHLETIC COMPETITION, INCLUDING CHEER-
54 LEADING.

55 S 951. REQUIRED DRUG TESTING. 1. (A) THE DEPARTMENT SHALL BY RULE AND
56 REGULATION ESTABLISH GUIDELINES FOR SCHOOL AUTHORITIES WHO ARE CHOSEN TO

1 CONDUCT TESTING OF STUDENT ATHLETES UNDER THIS ARTICLE. SUCH GUIDELINES
2 SHALL INCLUDE BUT NOT BE LIMITED TO THE REQUIREMENTS OF THIS ARTICLE.
3 THE DEPARTMENT IS REQUIRED TO CHOOSE THIRTY PERCENT OF THE PUBLIC AND
4 PRIVATE HIGH SCHOOLS IN THE STATE FOR SUCH DRUG TESTING, AND AT LEAST
5 THREE PERCENT OF THE STUDENTS IN EACH CHOSEN SCHOOL SHALL UNDERGO THE
6 TESTING. SCHOOLS REQUIRED TO DO THE TESTING SHALL BE CHOSEN BY THE
7 COMMISSIONER.

8 (B) SCHOOL AUTHORITIES SHALL NOT REQUEST A STUDENT ATHLETE TO UNDERGO
9 DRUG TESTING EXCEPT AS AUTHORIZED IN THIS SECTION.

10 (C) SCHOOL AUTHORITIES SHALL NOT REQUEST A STUDENT ATHLETE TO UNDERGO
11 TESTING UNLESS THE TESTING IS DONE PURSUANT TO A WRITTEN DRUG TESTING
12 POLICY THAT CONTAINS THE MINIMUM INFORMATION REQUIRED IN SECTION NINE
13 HUNDRED FIFTY-TWO OF THIS ARTICLE.

14 2. (A) THE RULES AND REGULATIONS SHALL PROVIDE THAT A STUDENT MAY NOT
15 PARTICIPATE IN ATHLETIC COMPETITION SPONSORED OR SANCTIONED BY A PUBLIC
16 OR PRIVATE SCHOOL UNLESS THE STUDENT AGREES NOT TO USE ANABOLIC STER-
17 OIDS, AND, THE STUDENT SUBMITS TO RANDOM TESTING FOR THE PRESENCE OF
18 ILLEGAL ANABOLIC STEROIDS IN THE STUDENT'S BODY, AND

19 (B) THE PUBLIC OR PRIVATE SCHOOL OBTAINS FROM THE PARENT OR GUARDIAN
20 OF THE STUDENT A STATEMENT SIGNED BY THE PARENT AND ACKNOWLEDGING THAT:

21 (I) STATE LAW PROHIBITS POSSESSING, DISPENSING, DELIVERING, OR ADMIN-
22 ISTERING AN ANABOLIC STEROID IN A MANNER NOT ALLOWED BY STATE LAW;

23 (II) STATE LAW PROVIDES THAT BODYBUILDING, MUSCLE ENHANCEMENT, OR THE
24 INCREASE OF MUSCLE BULK OR STRENGTH THROUGH THE USE OF AN ANABOLIC STER-
25 OID BY A PERSON IN GOOD HEALTH IS NOT A VALID MEDICAL PURPOSE;

26 (III) ONLY A MEDICAL DOCTOR MAY PRESCRIBE AN ANABOLIC STEROID FOR A
27 PERSON; AND

28 (IV) A VIOLATION OF STATE LAW CONCERNING ANABOLIC STEROIDS IS A CRIMI-
29 NAL OFFENSE PUNISHABLE BY IMPRISONMENT.

30 3. SCHOOL AUTHORITIES MAY REQUIRE A STUDENT ATHLETE TO UNDERGO TESTING
31 AS PART OF AN ANNUAL ROUTINE PHYSICAL EXAMINATION.

32 4. IN ADDITION, SCHOOL AUTHORITIES MAY REQUIRE A STUDENT ATHLETE TO
33 UNDERGO TESTING ON A RANDOM SELECTION BASIS THROUGHOUT THE SCHOOL YEAR
34 AND IN CIRCUMSTANCES WHERE THE SCHOOL AUTHORITIES HAVE A REASONABLE
35 SUSPICION THAT THE STUDENT ATHLETE:

36 (A) IS UNDER THE INFLUENCE OF ANABOLIC STEROIDS; OR

37 (B) HAS VIOLATED THE SCHOOL AUTHORITIES' RULES PROHIBITING THE USE,
38 POSSESSION, SALE, OR TRANSFER OF ANABOLIC STEROIDS WHILE THE STUDENT
39 ATHLETE IS IN SCHOOL OR ON SCHOOL PROPERTY, PROVIDED THE RULES ARE IN
40 WRITING AND CONTAINED IN THE DRUG TESTING POLICY OF THE SCHOOL AUTHORI-
41 TIES.

42 5. SCHOOL AUTHORITIES MAY REQUIRE A PUPIL TO UNDERGO TESTING WITHOUT
43 PRIOR NOTICE IF THE STUDENT ATHLETE PREVIOUSLY HAS BEEN REFERRED BY THE
44 SCHOOL AUTHORITIES FOR CHEMICAL DEPENDENCY TREATMENT OR EVALUATION OR IS
45 PARTICIPATING IN A CHEMICAL DEPENDENCY TREATMENT PROGRAM UNDER A PLAN OF
46 THE SCHOOL AUTHORITIES.

47 6. SCHOOL AUTHORITIES SHALL NOT CONDUCT TESTING OF ITS STUDENT
48 ATHLETES USING A TESTING LABORATORY OWNED AND OPERATED BY SUCH SCHOOL
49 AUTHORITIES. EXCEPT AS PROVIDED IN SUBDIVISION EIGHT OF THIS SECTION,
50 SCHOOL AUTHORITIES SHALL NOT REQUEST OR REQUIRE A STUDENT ATHLETE TO
51 CONTRIBUTE TO, OR PAY THE COST OF TESTING UNDER THIS ARTICLE.

52 7. (A) WITHIN THREE SCHOOL DAYS AFTER NOTICE OF A POSITIVE TEST RESULT
53 ON A CONFIRMATORY TEST, STUDENT ATHLETES MAY SUBMIT INFORMATION TO THE
54 SCHOOL AUTHORITIES, IN ADDITION TO ANY INFORMATION ALREADY SUBMITTED
55 UNDER PARAGRAPH (C) OF SUBDIVISION ONE OF SECTION NINE HUNDRED FIFTY-TWO

1 OF THIS ARTICLE, TO EXPLAIN THAT RESULT, OR MAY REQUEST A CONFIRMATORY
2 RETEST OF THE ORIGINAL SAMPLE AT THE STUDENT ATHLETE'S OWN EXPENSE.

3 (B) WITHIN THREE SCHOOL DAYS AFTER RECEIPT OF A TEST RESULT REPORT
4 FROM THE TESTING LABORATORY, SCHOOL AUTHORITIES SHALL INFORM IN WRITING
5 A STUDENT ATHLETE WHO HAS UNDERGONE DRUG TESTING OF THE RESULTS OF A
6 POSITIVE TEST AND INFORM THE STUDENT ATHLETE IN WRITING OF THE RIGHTS
7 PROVIDED IN THIS ARTICLE.

8 8. A STUDENT ATHLETE MAY REQUEST A CONFIRMATORY RETEST OF THE ORIGINAL
9 SAMPLE AT THE STUDENT ATHLETE'S OWN EXPENSE AFTER NOTICE OF A POSITIVE
10 TEST RESULT ON A CONFIRMATORY TEST. WITHIN FIVE WORKING DAYS AFTER
11 NOTICE OF THE CONFIRMATORY TEST RESULT, THE STUDENT ATHLETE SHALL NOTIFY
12 THE SCHOOL AUTHORITIES IN WRITING OF THE PUPIL'S INTENTION TO OBTAIN A
13 CONFIRMATORY RETEST. WITHIN THREE WORKING DAYS AFTER RECEIPT OF THE
14 NOTICE, THE SCHOOL AUTHORITIES SHALL NOTIFY THE ORIGINAL TESTING LABORA-
15 TORY THAT THE STUDENT ATHLETE HAS REQUESTED THE LABORATORY TO CONDUCT
16 THE CONFIRMATORY RETEST OR TRANSFER THE SAMPLE TO ANOTHER LABORATORY
17 LICENSED TO CONDUCT THE CONFIRMATORY RETEST. THE CONFIRMATORY RETEST
18 SHALL USE THE SAME DRUG THRESHOLD DETECTION LEVELS AS USED IN THE
19 ORIGINAL CONFIRMATORY TEST. IF THE CONFIRMATORY RETEST DOES NOT CONFIRM
20 THE ORIGINAL POSITIVE TEST RESULT, NO ADVERSE ACTION BASED ON THE
21 ORIGINAL CONFIRMATORY TEST SHALL BE TAKEN AGAINST THE STUDENT ATHLETE.

22 9. A STUDENT ATHLETE HAS THE RIGHT TO REQUEST AND RECEIVE FROM THE
23 SCHOOL AUTHORITIES A COPY OF THE TEST RESULT REPORT ON ANY TEST.

24 S 952. SCHOOL AUTHORITY POLICY CONTENTS; PRIOR WRITTEN NOTICE. 1. THE
25 DRUG TESTING POLICY OF SCHOOL AUTHORITIES SHALL CONFORM TO WRITTEN
26 GUIDELINES PROMULGATED BY THE DEPARTMENT AND SHALL, AT A MINIMUM, SET
27 FORTH THE FOLLOWING INFORMATION:

28 (A) THE STUDENT ATHLETES SUBJECT TO TESTING UNDER THE POLICY;

29 (B) THE CIRCUMSTANCES UNDER WHICH TESTING IS REQUIRED;

30 (C) PROVISION FOR A STUDENT TO EXPLAIN THE FACT THAT HE OR SHE IS
31 TAKING AN ANABOLIC STEROID UNDER PRESCRIPTION BY A DULY LICENSED PHYSI-
32 CIAN;

33 (D) THE CONSEQUENCES OF REFUSAL OF A STUDENT ATHLETE TO UNDERGO
34 ANABOLIC STEROID DRUG TESTING;

35 (E) ANY DISCIPLINARY OR OTHER ADVERSE ACTION THAT MAY BE TAKEN BASED
36 ON A CONFIRMATORY TEST VERIFYING A POSITIVE TEST RESULT ON AN INITIAL
37 SCREENING TEST, INCLUDING, BUT NOT LIMITED TO, DENYING THE STUDENT
38 ATHLETE THE PRIVILEGE OF PARTICIPATING IN INTERSCHOLASTIC ATHLETICS;

39 (F) THE RIGHT OF A STUDENT ATHLETE TO EXPLAIN A POSITIVE TEST RESULT
40 ON A CONFIRMATORY TEST OR REQUEST AND PAY FOR A CONFIRMATORY RETEST; AND

41 (G) ANY APPEAL PROCEDURES AVAILABLE.

42 2. SCHOOL AUTHORITIES SHALL PROVIDE WRITTEN NOTICE OF ITS TESTING
43 POLICY TO ALL AFFECTED STUDENT ATHLETES AND THEIR PARENTS OR GUARDIANS
44 UPON ADOPTION OF THE POLICY AND AT THE BEGINNING OF EACH SCHOOL YEAR.
45 SCHOOL AUTHORITIES SHALL ALSO POST NOTICE IN AN APPROPRIATE AND CONSPIC-
46 UOUS LOCATION ON THE PUBLIC OR PRIVATE SCHOOL PREMISES THAT THE PUBLIC
47 OR PRIVATE SCHOOL HAS ADOPTED A DRUG TESTING POLICY AND THAT COPIES OF
48 THE POLICY ARE AVAILABLE FOR INSPECTION DURING REGULAR SCHOOL HOURS.

49 S 953. RELIABILITY AND FAIRNESS SAFEGUARDS. SCHOOL AUTHORITIES WHO
50 REQUEST OR REQUIRE A STUDENT ATHLETE TO UNDERGO TESTING SHALL USE THE
51 SERVICES OF A LICENSED TESTING LABORATORY WITH CURRENT CERTIFICATION
52 FROM THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION OF
53 THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES.

54 S 954. DISCIPLINARY ACTIONS. 1. SCHOOL AUTHORITIES SHALL NOT
55 DISCHARGE, DISCIPLINE, DISCRIMINATE AGAINST OR REQUEST OR REQUIRE REHA-
56 BILITATION OF A STUDENT ATHLETE ON THE BASIS OF A POSITIVE TEST RESULT

1 FROM AN INITIAL SCREENING TEST THAT HAS NOT BEEN VERIFIED BY A CONFIRMA-
2 TORY TEST.

3 2. DISCIPLINARY ACTION AGAINST A STUDENT SHALL BE PROVIDED BY RULE AND
4 REGULATION OF THE COMMISSIONER AND SHALL PROVIDE A BROAD RANGE OF PENAL-
5 TIES WHICH MUST INCLUDE THE FOLLOWING:

6 (A) A WRITTEN PUBLIC REPRIMAND, SUBJECT TO CONFIDENTIALITY REQUIRE-
7 MENTS IMPOSED BY THIS ARTICLE OR OTHER LAW;

8 (B) A PROBATIONARY PERIOD, NOT TO EXCEED THREE YEARS, DURING WHICH A
9 STUDENT MAY BE REQUIRED TO COMPLY WITH REASONABLE CONDITIONS IN ORDER TO
10 PARTICIPATE IN AN ATHLETIC COMPETITION SPONSORED OR SANCTIONED BY THE
11 SCHOOL DISTRICT OR PRIVATE SCHOOL AND AVOID A MORE SEVERE PENALTY; AND

12 (C) A SUSPENSION PERIOD, NOT TO EXCEED THREE YEARS, DURING WHICH A
13 STUDENT MAY BE PROHIBITED FROM PARTICIPATING IN OR PRACTICING WITH OTHER
14 STUDENTS FOR AN ATHLETIC COMPETITION SPONSORED OR SANCTIONED BY THE
15 SCHOOL DISTRICT OR PRIVATE SCHOOL.

16 S 955. PRIVACY, CONFIDENTIALITY AND PRIVILEGE SAFEGUARDS. 1. A LABORA-
17 TORY SHALL ONLY DISCLOSE TO THE SCHOOL AUTHORITIES TEST RESULT DATA
18 REGARDING THE PRESENCE OR ABSENCE OF ANABOLIC STEROIDS OR THEIR METABOL-
19 ITES IN A SAMPLE TESTED.

20 2. EXCEPT AS OTHERWISE PROVIDED IN SECTION NINE HUNDRED FIFTY-SEVEN OF
21 THIS ARTICLE, TEST RESULT REPORTS AND OTHER INFORMATION ACQUIRED IN THE
22 TESTING PROCESS SHALL BE DEEMED TO BE PRIVATE AND CONFIDENTIAL INFORMA-
23 TION AND SHALL NOT BE DISCLOSED BY SCHOOL AUTHORITIES OR LABORATORIES TO
24 ANOTHER PUBLIC SCHOOL OR PRIVATE SCHOOL OR TO A THIRD-PARTY INDIVIDUAL,
25 GOVERNMENTAL AGENCY, OR PRIVATE ORGANIZATION WITHOUT THE WRITTEN CONSENT
26 OF THE STUDENT ATHLETE AND PARENT OR GUARDIAN OF THE STUDENT ATHLETE.
27 TEST RESULT REPORTS AND OTHER INFORMATION ACQUIRED IN THIS TESTING PROC-
28 ESS MAY BE DISCLOSED TO SCHOOL AUTHORITIES AND THE PARENTS OR GUARDIAN
29 OF THE STUDENT TESTED.

30 3. POSITIVE TEST RESULTS FROM A STUDENT ATHLETE TESTING PROGRAM SHALL
31 NOT BE USED AS EVIDENCE IN A CRIMINAL ACTION AGAINST THE SCHOOL AUTHORI-
32 TIES OR STUDENT ATHLETE TESTED.

33 4. A STUDENT ATHLETE SHALL BE GIVEN ACCESS TO INFORMATION IN THE
34 STUDENT ATHLETE'S PERSONAL FILE RELATING TO POSITIVE TEST RESULT REPORTS
35 AND OTHER INFORMATION ACQUIRED IN THE TESTING PROCESS, AND CONCLUSIONS
36 DRAWN FROM AND ACTIONS TAKEN BASED ON THE REPORTS AND OTHER ACQUIRED
37 INFORMATION.

38 S 956. REQUIRED EDUCATIONAL PROGRAMS. THE COMMISSIONER SHALL REQUIRE
39 IN EACH PUBLIC OR PRIVATE HIGH SCHOOL CHOSEN TO DO ANABOLIC STEROID
40 TESTING THAT EACH EMPLOYEE WHO SERVES AS AN ATHLETIC COACH OR A COACH
41 FOR AN EXTRACURRICULAR ATHLETIC ACTIVITY ATTEND AN EDUCATIONAL PROGRAM
42 DEVELOPED BY THE COMMISSIONER OR A COMPARABLE PROGRAM DEVELOPED BY THE
43 SCHOOL DISTRICT OR A PRIVATE ENTITY WITH RELEVANT EXPERTISE AS TO
44 ANABOLIC STEROID USE AND RELATED ISSUES.

45 S 957. REPORTING. 1. EVERY SCHOOL DISTRICT OR PRIVATE SCHOOL IN WHICH
46 SCHOOL AUTHORITIES CONDUCT TESTING OF STUDENT ATHLETES SHALL ANNUALLY,
47 ON OR BEFORE THE FIRST OF JULY, REPORT TO THE DEPARTMENT THE NUMBER OF
48 STUDENT ATHLETES ADMINISTERED DRUG TESTS DURING THE PREVIOUS SCHOOL
49 YEAR, THE NUMBER OF POSITIVE TEST RESULTS FROM CONFIRMATORY TESTS AND
50 CONFIRMATORY RETESTS DURING SUCH SCHOOL YEAR, AND ANY PROBLEMS ENCOUN-
51 TERED IN IMPLEMENTING THE PROVISIONS OF THIS ARTICLE.

52 2. THE DEPARTMENT SHALL COMPILE, EXAMINE AND EVALUATE THE INFORMATION
53 RECEIVED PURSUANT TO SUBDIVISION ONE OF THIS SECTION, AND, ON OR BEFORE
54 THE FIRST OF AUGUST OF THE THIRD CALENDAR YEAR COMMENCING AFTER THE
55 EFFECTIVE DATE OF THIS ARTICLE, SHALL SUBMIT TO THE GOVERNOR, THE TEMPO-
56 RARY PRESIDENT OF THE SENATE AND THE SPEAKER OF THE ASSEMBLY A REPORT OF

1 ITS FINDINGS BASED ON SUCH INFORMATION AND A RECOMMENDATION ON WHETHER
2 TESTING FOR STUDENT ATHLETES SHOULD BE MANDATORY FOR ALL PUBLIC AND
3 PRIVATE HIGH SCHOOLS.

4 S 2. Section 3641 of the education law is amended by adding a new
5 subdivision 5 to read as follows:

6 5. TESTING FOR ANABOLIC STEROIDS. A. THE COMMISSIONER SHALL, UPON
7 APPLICATION THEREFOR AND WITHIN AMOUNTS APPROPRIATED FOR SUCH PURPOSE,
8 PROVIDE GRANTS TO SCHOOL DISTRICTS AND PRIVATE SCHOOLS WHICH CONDUCT
9 DRUG TESTING OF STUDENTS FOR ANABOLIC STEROIDS.

10 B. GRANTS PURSUANT TO THIS SUBDIVISION SHALL BE EQUAL TO THE COST OF
11 TESTING FOR THE PRESENCE OR ABSENCE OF ANABOLIC STEROIDS IN EACH STUDENT
12 SO TESTED BY A SCHOOL DISTRICT OR PRIVATE SCHOOL.

13 C. THE COMMISSIONER SHALL PROMULGATE ANY RULES AND REGULATIONS NECES-
14 SARY FOR THE IMPLEMENTATION OF THE PROVISIONS OF THIS SUBDIVISION.

15 S 3. The sum of one million dollars (\$1,000,000), or so much thereof
16 as may be necessary, is hereby appropriated to the education department
17 out of any moneys in the state treasury in the general fund to the cred-
18 it of the local assistance account, not otherwise appropriated, and made
19 immediately available for the purpose of carrying out the provisions of
20 subdivision 5 of section 3641 of the education law, as added by section
21 two of this act. Such moneys shall be payable on the audit and warrant
22 of the comptroller on vouchers certified or approved by the commissioner
23 of education in the manner prescribed by law.

24 S 4. This act shall take effect on the one hundred eightieth day after
25 it shall have become a law; provided, however, that any rules and regu-
26 lations necessary for the timely implementation of this act on its
27 effective date are authorized and directed to be promulgated on or
28 before such date; provided, further that sections two and three of this
29 act shall take effect on the first of July next succeeding the date on
30 which it shall have become a law.