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8938

2009-2010 Regular Sessions

I N   A S S E M B L Y

June 16, 2009
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Introduced by M. of A. ENGLEBRIGHT -- read once and referred to the
  Committee on Education

AN ACT to amend the education law, in relation to directing the commis-
  sioner of education to conduct an audit and report on statewide
  compliance with state instructional regulations for arts education and
  to establish a remediation process for schools found to be out of
  compliance

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

1   Section 1. The education law is amended by adding a new section 815 to
2 read as follows:
3   S 815. THE COMMISSIONER SHALL BE AUTHORIZED AND REQUIRED TO CONDUCT A
4 STATEWIDE AUDIT OF COMPLIANCE WITH STATE EDUCATION REGULATIONS FOR ARTS
5 INSTRUCTION. THE BOARD OF EDUCATION OR TRUSTEES OF ALL SCHOOL DISTRICTS
6 SHALL COMPLY WITH REQUESTS BY THE DEPARTMENT FOR SUCH INFORMATION DEEMED
7 RELEVANT BY THE DEPARTMENT. SUCH ASSESSMENT SHALL BE CONDUCTED AND
8 REPORTED TO THE LEGISLATURE AND THE PUBLIC BY JUNE, TWO THOUSAND TEN FOR
9 THE TWO THOUSAND NINE--TWO THOUSAND TEN SCHOOL YEAR AND EVERY FIVE YEARS
10 THEREAFTER.
11   S 2. Section 805 of the education law is amended by adding a new
12 subdivision 9 to read as follows:
13   9. IT SHALL BE THE DUTY OF THE COMMISSIONER TO REQUIRE THAT THE BOARD
14 OF EDUCATION OR TRUSTEES OF EACH SCHOOL DISTRICT THAT IS FOUND TO BE OUT
15 OF COMPLIANCE WITH STATE INSTRUCTIONAL REGULATIONS FOR ARTS EDUCATION
16 DEVELOP A CORRECTIVE ACTION PLAN THAT DESCRIBES STEPS TO ENSURE COMPLI-
17 ANCE WITH STATE REQUIREMENTS WITH A TIMETABLE FOR IMPLEMENTATION OF
18 STEPS WITHIN TWELVE MONTHS OF THE AUDIT. THE COMMISSIONER SHALL BE
19 REQUIRED TO REVIEW AND APPROVE ALL ACTION PLANS AND FACILITATE THEIR
20 IMPLEMENTATION AND MAKE AN ANNUAL REPORT TO THE LEGISLATURE AND THE
21 PUBLIC ON PROGRESS AT THOSE SCHOOLS.
22   S 3. This act shall take effect immediately.

    EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
                    [ ] is old law to be omitted.
                                                        LBD14238-01-9