

1295

2009-2010 Regular Sessions

I N S E N A T E

January 28, 2009

Introduced by Sens. MONTGOMERY, DUANE, HASSELL-THOMPSON, HUNTLEY, KRUEGER, PARKER, PERKINS -- 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 mandating sex education in elementary and high schools

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 815 to  
2 read as follows:

3 S 815. COMPREHENSIVE SEX EDUCATION. 1. THE COMMISSIONER, WORKING IN  
4 CONSULTATION WITH THE COMMISSIONERS OF HEALTH AND MENTAL HEALTH, SHALL  
5 CREATE AND ESTABLISH A COMPREHENSIVE, MEDICALLY ACCURATE AND AGE APPRO-  
6 PRIATE SEX EDUCATION CURRICULUM WHICH SHALL BE TAUGHT IN GRADES ONE  
7 THROUGH TWELVE IN ALL PUBLIC AND CHARTER SCHOOLS. SUCH CURRICULUM SHALL  
8 BE READY FOR USE WITHIN ONE YEAR OF THE EFFECTIVE DATE OF THIS SECTION.

9 2. THE CHANCELLOR OF THE NEW YORK CITY SCHOOL SYSTEM, OR A BOARD OF  
10 EDUCATION MAY ADOPT THEIR OWN CURRICULUM UPON APPROVAL OF THE COMMIS-  
11 SIONER, PROVIDED, HOWEVER, THAT THE COMMISSIONER SHALL NOT APPROVE ANY  
12 CURRICULUM WHICH DOES NOT SUBSTANTIALLY COMPLY WITH THE CURRICULUM  
13 CREATED PURSUANT TO SUBDIVISION ONE OF THIS SECTION.

14 3. SCHOOLS SHALL BEGIN TEACHING THE CURRICULUM ESTABLISHED PURSUANT TO  
15 THIS SECTION IN THE FIRST SCHOOL YEAR FOLLOWING CERTIFICATION BY THE  
16 COMMISSIONER THAT SUCH CURRICULUM HAS BEEN ESTABLISHED.

17 S 2. This act shall take effect immediately.

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

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