

4633

2009-2010 Regular Sessions

I N S E N A T E

April 27, 2009

Introduced by Sens. OPPENHEIMER, MONTGOMERY -- 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 enacting the Healthy Teens Act which requires the commissioner to amend regulations to include medically accurate, age appropriate sexual education in secondary schools

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

1 Section 1. This act shall be known and may be cited as the "Healthy
2 Teens Act".
3 S 2. Section 305 of the education law is amended by adding a new
4 subdivision 42 to read as follows:
5 42. A. THE COMMISSIONER IS AUTHORIZED AND DIRECTED TO ESTABLISH AND/OR
6 PROVIDE FOR REGULATIONS TO INCLUDE MEDICALLY ACCURATE, AGE APPROPRIATE
7 HUMAN SEXUAL EDUCATION, INCLUDING METHODS FOR PREVENTION OF SEXUALLY
8 TRANSMITTED DISEASE AND PREVENTION OF PREGNANCY. SUCH REGULATION OR
9 REGULATIONS SHALL PROVIDE THAT NO PUPIL SHALL BE REQUIRED TO RECEIVE
10 INSTRUCTION IN HUMAN SEXUALITY IF THE PARENT OR LEGAL GUARDIAN OF SUCH
11 PUPIL HAS FILED WITH THE PRINCIPAL OF THE SCHOOL WHICH THE PUPIL
12 ATTENDS, A WRITTEN REQUEST THAT THE PUPIL NOT PARTICIPATE IN SUCH
13 INSTRUCTION, WITH AN ASSURANCE THAT THE PUPIL WILL RECEIVE SUCH INSTRU-
14 TION AT HOME.
15 B. THE COMMISSIONER SHALL PROVIDE RESOURCES TO SCHOOL DISTRICTS IN THE
16 FORM OF WRITTEN GUIDANCE AND/OR SUGGESTED CURRICULUM FOR THE IMPLEMENTA-
17 TION OF THE SEXUAL EDUCATION STANDARDS.
18 S 2. This act shall take effect immediately, provided, however that
19 any regulations shall be amended pursuant to the time table of the New
20 York state learning standards review initiative regarding health, phys-
21 ical education and family and consumer sciences.

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

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