

7211

I N S E N A T E

March 23, 2010

Introduced by Sen. ADDABBO -- 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 the pledge of allegiance

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

1 Section 1. Subdivision 1 of section 802 of the education law, as
2 amended by chapter 601 of the laws of 1996, is amended to read as
3 follows:
4 1. It shall be the duty of the commissioner to prepare, for the use of
5 the public schools of the state, a program providing for a salute to the
6 flag and a daily pledge of allegiance to the flag, and instruction in
7 its correct use and display which shall include, as a minimum, specific
8 instruction regarding respect for the flag of the United States of Amer-
9 ica, its display and use as provided by federal statute and regulation
10 and such other patriotic exercises as may be deemed by him to be expedi-
11 ent, under such regulations and instructions as may best meet the varied
12 requirements of the different grades in such schools. However, such
13 instruction shall include, as a minimum, the provisions of sections one
14 hundred seventy through one hundred seventy-seven of title thirty-six of
15 the United States Code. THE COMMISSIONER SHALL ALSO PREPARE, AS PART OF
16 SUCH PROGRAM, WHICH MAY BE USED BY SCHOOL AUTHORITIES, AN ANNUAL COURSE
17 OF STUDY OF THE HISTORY OF THE AMERICAN FLAG THAT ENCOURAGES PARTIC-
18 IPATION IN THE PLEDGE OF ALLEGIANCE BY STUDENTS AND FACULTY AND THAT
19 INDICATES THAT THE PLEDGE OF ALLEGIANCE IS TAKEN IN RECOGNITION OF THE
20 SACRIFICES THAT HAVE BEEN MADE BY THE MEN AND WOMEN OF THE ARMED FORCES
21 OF THE UNITED STATES IN DEFENSE OF OUR COUNTRY.
22 S 2. This act shall take effect on the one hundred eightieth day after
23 it shall have become a law; provided that the commissioner of education
24 is authorized to promulgate any rules necessary to implement this act on
25 or before its effective date.

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

LBD08628-01-9