S T A T E  O F  N E W  Y O R K

8436

I N  S E N A T E

July 9, 2010

Introduced by Sen. DUANE -- (at request of the Governor) -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the executive law and the education law, in relation to prohibiting discrimination by educational institutions and requiring that information on the school violence hotline shall be posted in schools

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

Section 1. Section 292 of the executive law is amended by adding a new subdivision 35 to read as follows:

35. THE TERM "EDUCATIONAL INSTITUTION", WHEN USED IN THIS ARTICLE, MEANS:

(A) ANY EDUCATION CORPORATION OR ASSOCIATION WHICH HOLDS ITSELF OUT TO THE PUBLIC TO BE NON-SECTARIAN AND EXEMPT FROM TAXATION PURSUANT TO THE PROVISIONS OF ARTICLE FOUR OF THE REAL PROPERTY TAX LAW; OR

(B) ANY PUBLIC SCHOOL, INCLUDING ANY SCHOOL DISTRICT, BOARD OF COOPERATIVE EDUCATIONAL SERVICES, PUBLIC COLLEGE, OR PUBLIC UNIVERSITY.

S 2. Subdivision 4 of section 296 of the executive law, as amended by chapter 106 of the laws of 2003, is amended to read as follows:

4. It shall be an unlawful discriminatory practice for an [education corporation or association which holds itself out to the public to be non-sectarian and exempt from taxation pursuant to the provisions of article four of the real property tax law] EDUCATIONAL INSTITUTION to deny the use of its facilities to any person otherwise qualified, or to permit the harassment of any student or applicant, by reason of his race, color, religion, disability, national origin, sexual orientation, military status, sex, age or marital status, except that any such institution which establishes or maintains a policy of educating persons of one sex exclusively may admit students of only one sex.

S 3. Section 2801 of the education law is amended by adding a new subdivision 4-a to read as follows:

4-A. THE BOARD OF EDUCATION, CHANCELLOR OR OTHER GOVERNING BODY SHALL ENSURE THAT EACH SCHOOL HAS POSTED, IN AN AREA THAT IS CONSPICUOUS AND

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

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ACCESSIBLE TO ALL STUDENTS, PARENTS AND TEACHERS A NOTICE THAT CONTAINS THE E-MAIL ADDRESS AND TELEPHONE NUMBER FOR THE SCHOOL VIOLENCE HOTLINE MAINTAINED BY THE NEW YORK STATE CENTER FOR SCHOOL SAFETY, AS WELL AS THE CIRCUMSTANCES UNDER WHICH AND PLACE WHERE COMPLAINTS MAY BE FILED WITH THE DIVISION OF HUMAN RIGHTS. THE FORM FOR SUCH NOTICE SHALL BE DEVELOPED BY THE COMMISSIONER, IN CONSULTATION WITH THE COMMISSIONER OF THE DIVISION OF HUMAN RIGHTS.

S 4. This act shall take effect immediately.