

2009-2010 Regular Sessions

I N S E N A T E

January 21, 2009

Introduced by Sen. ROBACH -- 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 admission into institutions of higher education for pupils receiving home instruction

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 312-a
2 to read as follows:

3 S 312-A. FAIR PRACTICES FOR HOME SCHOOL APPLICANTS. 1. THE COMMISSION-
4 ER SHALL NOT REQUIRE A PUPIL WHO HAS COMPLETED THE REQUIREMENTS OF A
5 HOME INSTRUCTION EDUCATION OR A NON-PUBLIC SCHOOL PROGRAM, AND WHO HAS
6 SUBMITTED TEST SCORES AND OTHER ADMISSIONS MATERIAL USED BY POST-SECON-
7 DARY INSTITUTIONS THAT QUALIFY THE PUPIL FOR ADMISSION TO AN INSTITUTION
8 OF HIGHER EDUCATION, TO OBTAIN OR SUBMIT PROOF OF HAVING OBTAINED A
9 GENERAL EDUCATION DEVELOPMENT CERTIFICATE OR ANY ACCREDITED DIPLOMA.

10 2. A PUPIL WHO HAS COMPLETED THE REQUIREMENTS OF A HOME INSTRUCTION
11 EDUCATION OR NON-PUBLIC PROGRAM SHALL BE REQUIRED TO PRESENT A NOTARIZED
12 TRANSCRIPT, WHICH DEMONSTRATES COMPLETION OF A HIGH SCHOOL EDUCATION IN
13 A HOME INSTRUCTION OR NON-PUBLIC SCHOOL SETTING, FOR ADMISSION TO AN
14 INSTITUTION OF HIGHER EDUCATION AND SUCH TRANSCRIPT SHALL BE ACCEPTED
15 AND THE PUPIL ADMITTED ON AN EQUAL BASIS WITH ALL OTHER APPLICANTS,
16 REGARDLESS OF EDUCATIONAL BACKGROUND.

17 3. THE HOME INSTRUCTION OR NON-PUBLIC PROGRAM GRADUATE SHALL BE ELIGI-
18 BLE TO RECEIVE THEIR EARNED POST-SECONDARY DEGREE OR DIPLOMA WHEN THEY
19 HAVE FULFILLED THE REQUIREMENTS OF THE POST-SECONDARY DEGREE OR PROGRAM
20 REQUIREMENTS AND SUCH DEGREE CANNOT BE WITHHELD.

21 4. FOR THE PURPOSES OF THIS SECTION "INSTITUTION OF HIGHER EDUCATION"
22 SHALL MEAN ANY INSTITUTION OF HIGHER EDUCATION RECOGNIZED AND APPROVED
23 BY THE REGENTS OR THE UNIVERSITY OF THE STATE OF NEW YORK WHICH PROVIDES
24 A COURSE OF STUDY LEADING TO THE GRANTING OF A POST-SECONDARY DEGREE OR
25 DIPLOMA.

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

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1 S 2. This act shall take effect on the first of September next
2 succeeding the date on which it shall have become a law and shall apply
3 to undergraduate admissions to an institution of higher education for a
4 term or semester that begins on or after such date.