

2009-2010 Regular Sessions

I N   A S S E M B L Y

(PREFILED)

January 7, 2009

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Introduced by M. of A. MAGNARELLI, SCHROEDER, SCHIMMINGER, BRADLEY, COLTON, HOYT, GABRYSZAK, FIELDS, PHEFFER -- Multi-Sponsored by -- M. of A. ABBATE, BROOK-KRASNY, CAHILL, DIAZ, KOON, LATIMER, McENENY, PEOPLES, REILLY, SEMINERIO, WEISENBERG -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to health education instruction on organ donation awareness

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 804-e  
2     to read as follows:  
3     S 804-E. HEALTH EDUCATION REGARDING ORGAN DONATION AWARENESS. 1. ANY  
4     SENIOR HIGH SCHOOL IN THE STATE MAY PROVIDE, AS PART OF HEALTH EDUCA-  
5     TION, INSTRUCTION DESIGNED TO PROMOTE AWARENESS AND TO INFORM AND DISPEL  
6     THE MYTHS AND MISCONCEPTIONS RELATED TO ORGAN DONATION.  
7     2. INSTRUCTION REGARDING ORGAN DONATION AWARENESS MAY BE PART OF A  
8     HEALTH EDUCATION COURSE IN THE SECONDARY SCHOOLS CURRICULUM. STUDENTS  
9     MAY BE REQUIRED TO DEMONSTRATE KNOWLEDGE IN THE SUBJECT THROUGH THE USE  
10    OF A TEST, GRADED PROJECT OR REPORT, OR ANY OTHER MEANS PRESCRIBED BY  
11    THE SCHOOL AUTHORITIES REGARDING ORGAN DONATION. ANY SUCH COURSE SHALL  
12    BE TAUGHT BY TEACHERS HOLDING A CERTIFICATE TO TEACH HEALTH. RELATED  
13    COURSES IN THE SECONDARY SCHOOL CURRICULUM SHALL BE TAUGHT IN A MANNER  
14    SUPPORTIVE OF HEALTH EDUCATION REGARDING ORGAN DONATION AWARENESS.  
15    3. THE COMMISSIONER MAY PRESCRIBE IN RULES AND REGULATIONS SUCH HEALTH  
16    EDUCATION COURSES WHICH INCLUDE INSTRUCTION REGARDING ORGAN DONATION  
17    AWARENESS AS THE COMMISSIONER MAY DEEM NECESSARY AND DESIRABLE FOR THE  
18    WELFARE OF PUPILS AND THE COMMUNITY. THE CONTENTS MAY BE VARIED TO MEET  
19    THE NEEDS OF A PARTICULAR SCHOOL DISTRICT, OR PORTIONS THEREOF, AND NEED  
20    NOT BE UNIFORM THROUGHOUT THE STATE, PROVIDED, HOWEVER, THAT ANY SCHOOL  
21    DISTRICT IN THE STATE PROVIDING INSTRUCTION ON ORGAN DONATION AWARENESS

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

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1 SHALL UTILIZE EITHER THE CURRICULUM FOR HEALTH EDUCATION INSTRUCTION  
2 REGARDING ORGAN DONATION AWARENESS PRESCRIBED BY THE COMMISSIONER OR A  
3 COURSE APPROVED BY THE COMMISSIONER IN ACCORDANCE WITH CRITERIA ESTAB-  
4 LISHED BY THE COMMISSIONER.  
5 4. SCHOOL AUTHORITIES SHALL PROVIDE THE NEEDED FACILITIES, TIME, AND  
6 PLACE FOR THE INSTRUCTION SET FORTH IN THIS SECTION AND SHALL PROVIDE  
7 LEARNING AIDS AND CURRICULUM RESOURCE MATERIALS WHICH CONTRIBUTE TO  
8 EFFECTIVE TEACHING METHODS AND LEARNING IN HEALTH EDUCATION REGARDING  
9 ORGAN DONATION AWARENESS.  
10 S 2. This act shall take effect immediately.