

5443

2009-2010 Regular Sessions

I N A S S E M B L Y

February 13, 2009

Introduced by M. of A. MAISEL, HOYT, BROOK-KRASNY, SCHIMMINGER, BENEDETTO, LANCMAN, SCHIMEL -- Multi-Sponsored by -- M. of A. ABBATE, CHRISTENSEN, DelMONTE, GORDON, MAGEE, MAYERSOHN, PHEFFER, SEMINERIO, SWEENEY, TITONE, WEISENBERG -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to establishing guidelines for filing complaints against students who commit crimes against other students on school grounds

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 3028-e
2 to read as follows:
3 S 3028-E. GUIDELINES FOR FILING CRIMINAL COMPLAINTS. EVERY SCHOOL
4 DISTRICT SHALL ESTABLISH AND IMPLEMENT GUIDELINES FOR THE FILING OF
5 COMPLAINTS IN THE LOCAL CRIMINAL COURT AGAINST STUDENTS WHO COMMIT
6 CRIMES AGAINST OTHER STUDENTS OR OTHERWISE ENGAGE IN HARASSING, MENACING
7 OR THREATENING BEHAVIOR TOWARDS OTHER STUDENTS ON SCHOOL GROUNDS,
8 INCLUDING THE IMPLEMENTATION OF ANY POLICY, PRACTICE OR PROCEDURE FOR
9 WORKING WITH THE PARENTS OR LEGAL GUARDIANS OF THE VICTIMIZED STUDENT
10 WHETHER SUCH PARENTS OR GUARDIANS CONSENT OR DO NOT CONSENT TO THE
11 FILING OF SUCH A COMPLAINT.
12 S 2. This act shall take effect on the one hundred eightieth day after
13 it shall have become a law. Effective immediately that any rules and
14 regulations necessary for the timely implementation of this act on its
15 effective date shall be promulgated on or before such date.

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

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