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

10439

I N  A S S E M B L Y

May 29, 2012

Introduced by M. of A. CUSICK -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to the provision of human sexual education in elementary schools

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

Section 1. The education law is amended by adding a new section 804-e to read as follows:

S 804-E. INSTRUCTION IN HUMAN SEXUALITY; ELEMENTARY SCHOOLS. NO PUPIL IN GRADES KINDERGARTEN THROUGH EIGHT SHALL RECEIVE INSTRUCTION IN HUMAN SEXUALITY UNLESS THE PERSON IN PARENTAL RELATION TO SUCH PUPIL HAS CONSENTED TO THE PROVISION OF SUCH INSTRUCTION TO HIS OR HER CHILD. NO LESS THAN FIFTEEN DAYS PRIOR TO THE SCHEDULED PROVISION OF INSTRUCTION IN HUMAN SEXUALITY TO A PUPIL IN GRADES KINDERGARTEN THROUGH EIGHT, EACH SCHOOL SHALL CAUSE TO BE DELIVERED TO THE PERSON IN PARENTAL RELATION TO SUCH PUPIL A CONSENT FORM WHICH OUTLINES THE SPECIFIC SUBJECT MATTER TO BE PROVIDED IN SUCH INSTRUCTION AND WHICH PROVIDES SPACE FOR SUCH PERSON TO ELECT TO AUTHORIZE THE PROVISION OF THE INSTRUCTION IN HUMAN SEXUALITY. ONLY THOSE PUPILS WHOSE PERSONS IN PARENTAL RELATION HAVE CONSENTED TO THE PROVISION OF SUCH INSTRUCTION SHALL BE PROVIDED WITH INSTRUCTION IN HUMAN SEXUALITY.

S 2. This act shall take effect immediately and shall apply to instruction provided on or after such date.

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

LBD13628-01-1