

8866

I N A S S E M B L Y

(PREFILED)

January 4, 2012

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

AN ACT to amend the education law, in relation to requiring schools that offer continuing education adult classes to maintain student records for a minimum of ten years

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

1 Section 1. Subdivision 3 of section 4604 of the education law, as
2 added by chapter 90 of the laws of 1986, is amended to read as follows:
3 3. The commissioner is authorized and directed to promulgate rules and
4 regulations THAT REQUIRE SUCH CONTINUING EDUCATION ADULT SCHOOLS to:
5 A. MAINTAIN STUDENT RECORDS AND TRANSCRIPTS FOR A MINIMUM OF TEN
6 YEARS;
7 B. NOTIFY THE STUDENTS OF SUCH SCHOOL THAT SUCH RECORDS AND TRAN-
8 SCRIPTS SHALL BE MAINTAINED FOR A MINIMUM OF TEN YEARS; AND
9 C. provide for the notification of participants in adult continuing
10 education schools of the emergency procedures to be followed in the
11 event of fire.
12 S 2. The education law is amended by adding a new section 115 to read
13 as follows:
14 S 115. CONTINUING EDUCATION ADULT SCHOOL RECORDS. 1. THE COMMISSIONER
15 SHALL PROMULGATE RULES AND REGULATIONS REQUIRING ANY SCHOOL THAT OFFERS
16 CONTINUING EDUCATION ADULT CLASSES TO:
17 A. MAINTAIN STUDENT RECORDS AND TRANSCRIPTS FOR A MINIMUM OF TEN
18 YEARS, AND
19 B. INFORM STUDENTS THAT SUCH RECORDS AND TRANSCRIPTS WILL BE MAIN-
20 TAINED FOR A MINIMUM OF TEN YEARS.
21 2. FOR THE PURPOSES OF THIS SECTION:
22 A. THE TERM "CONTINUING EDUCATION ADULT CLASSES" SHALL MEAN CLASSES,
23 FOR WHICH A FEE IS CHARGED, THAT ADHERE TO THE GUIDELINES SET FORTH IN
24 SUBDIVISION ONE OF SECTION FORTY-SIX HUNDRED FOUR OF THIS CHAPTER;

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

LBD13677-01-1

1 B. THE TERM "SCHOOL" SHALL INCLUDE, BUT NOT BE LIMITED TO ANY COLLEGE,
2 UNIVERSITY, ACADEMY, HIGH SCHOOL, COMMUNITY COLLEGE OR CITY UNIVERSITY
3 OF THE STATE OF NEW YORK.
4 S 3. This act shall take effect immediately.