

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

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I N A S S E M B L Y

April 27, 2012

Introduced by M. of A. WEISENBERG, P. RIVERA, ABINANTI, CASTRO, MILLMAN, GRAF, TITUS, JAFFEE, COLTON, BOYLAND, ROBINSON, COOK, ROBERTS, WEPRIN, BARRETT, ROSENTHAL, GIBSON -- Multi-Sponsored by -- M. of A. CERETTO, CLARK, CROUCH, HOOPER, MARKEY, McDONOUGH, McENENY, McLAUGHLIN, PEOPLES-STOKES, PERRY, RAIA, WRIGHT -- read once and referred to the Committee on Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to certain information about special education upon entry to school

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

1 Section 1. Section 4402 of the education law is amended by adding a
2 new subdivision 8 to read as follows:
3 8. UPON THEIR CHILD'S ENROLLMENT OR ATTENDANCE IN A PUBLIC SCHOOL,
4 SUCH SCHOOL SHALL NOTIFY EVERY PARENT OR PERSON IN PARENTAL RELATION OF
5 THEIR RIGHTS REGARDING REFERRAL AND EVALUATION OF THEIR CHILD FOR THE
6 PURPOSES OF SPECIAL EDUCATION SERVICES OR PROGRAMS PURSUANT TO APPLICA-
7 BLE FEDERAL AND STATE LAWS. SUCH NOTIFICATION MAY BE PROVIDED BY DIRECT-
8 ING PARENTS OR PERSONS IN PARENTAL RELATION TO OBTAIN INFORMATION
9 LOCATED ON THE DEPARTMENT'S WEBSITE RELATING TO A PARENT'S GUIDE TO
10 SPECIAL EDUCATION IN NEW YORK STATE FOR CHILDREN AGES THREE THROUGH
11 TWENTY-ONE PROVIDED THE NOTIFICATION SHALL ALSO CONTAIN THE NAME AND
12 CONTACT INFORMATION FOR THE CHAIRPERSON OF THE SCHOOL DISTRICT'S COMMIT-
13 TEE ON SPECIAL EDUCATION OR OTHER INDIVIDUAL WHO IS CHARGED WITH PROC-
14 ESSING REFERRALS TO THE COMMITTEE IN THE DISTRICT.
15 S 2. This act shall take effect July 1, 2013. Effective immediately,
16 the addition, amendment and/or repeal of any rules or regulations neces-
17 sary for the implementation of this act on its effective date are
18 authorized to be made on or before such date.

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

LBD15313-10-2