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

1572

2011-2012 Regular Sessions

I N S E N A T E

January 10, 2011

Introduced by Sens. OPPENHEIMER, BRESLIN, KRUEGER, MONTGOMERY, PARKER, PERKINS -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to requiring the commissioner to amend regulations to include medically accurate, age appropriate sexual education in secondary schools

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

Section 1. Section 305 of the education law is amended by adding a new subdivision 42 to read as follows:

42. A. THE COMMISSIONER IS AUTHORIZED AND DIRECTED TO ESTABLISH AND/OR PROVIDE FOR REGULATIONS TO INCLUDE MEDICALLY ACCURATE, AGE APPROPRIATE HUMAN SEXUAL EDUCATION, INCLUDING METHODS FOR PREVENTION OF SEXUALLY TRANSMITTED DISEASE AND PREVENTION OF PREGNANCY. SUCH REGULATION OR REGULATIONS SHALL PROVIDE THAT NO PUPIL SHALL BE REQUIRED TO RECEIVE INSTRUCTION IN HUMAN SEXUALITY IF THE PARENT OR LEGAL GUARDIAN OF SUCH PUPIL HAS FILED WITH THE PRINCIPAL OF THE SCHOOL WHICH THE PUPIL ATTENDS, A WRITTEN REQUEST THAT THE PUPIL NOT PARTICIPATE IN SUCH INSTRUCTION, WITH AN ASSURANCE THAT THE PUPIL WILL RECEIVE SUCH INSTRUCTION AT HOME.

B. THE COMMISSIONER SHALL PROVIDE RESOURCES TO SCHOOL DISTRICTS IN THE FORM OF WRITTEN GUIDANCE AND/OR SUGGESTED CURRICULUM FOR THE IMPLEMENTATION OF THE SEXUAL EDUCATION STANDARDS.

S 2. This act shall take effect immediately, provided, however that any regulations shall be amended pursuant to the time table of the New York state learning standards review initiative regarding health, physical education and family and consumer sciences.

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

LBD05294-01-1