

5510

2011-2012 Regular Sessions

I N S E N A T E

May 26, 2011

Introduced by Sen. FLANAGAN -- 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 the additional parent member of committees on special education

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

1 Section 1. Subclause (viii) of clause (a) of subparagraph 1 of para-
2 graph b of subdivision 1 of section 4402 of the education law, as
3 amended by chapter 194 of the laws of 2004, is amended to read as
4 follows:
5 (viii) IF REQUESTED BY THE PARENT OR PERSON IN PARENTAL RELATIONSHIP
6 TO THE STUDENT, an additional parent, residing in the school district or
7 a neighboring school district, of a student with a disability, of a
8 student who has been declassified and is no longer eligible for an indi-
9 vidualized education program (IEP), or a parent of a disabled child who
10 has graduated, for a period of five years beyond the student's declassi-
11 fication or graduation, provided such parent shall not be employed by or
12 under contract with the school district[, and provided further that such
13 additional parent shall not be a required member if the parents request
14 that such additional parent member not participate]. DISTRICTS SHALL
15 PROVIDE PARENTS AND PERSONS IN PARENTAL RELATIONSHIP TO THE STUDENT
16 NOTICE OF THE RIGHT TO REQUEST THE PARTICIPATION OF AN ADDITIONAL
17 PARENT;
18 S 2. This act shall take effect immediately.

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

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