



1 FOR THE SAFETY AND WELL-BEING OF ALL STUDENTS, STUDENT ATHLETES IN  
2 PARTICULAR, MEASURES SHOULD BE IN PLACE TO PREVENT INJURY TO THE  
3 ATHLETE, TEAMMATES AND/OR OPPOSING COMPETITORS. A RANDOM ANABOLIC STER-  
4 OID TESTING PROCEDURE IS A NATURAL EXTENSION OF THE EDUCATIONAL PROGRAMS  
5 DESIGNED TO ENCOURAGE ATHLETES TO RESPECT THEIR BODIES AND MAINTAIN  
6 HEALTHY, DRUG FREE LIVES.

7 AN ATHLETE UNDER THE INFLUENCE OF ANABOLIC STEROIDS HAS THE ABILITY TO  
8 CAUSE SERIOUS INJURY TO HIMSELF OR HERSELF AND OTHERS. LOCAL SCHOOL  
9 DISTRICTS AND PRIVATE SCHOOLS HAVE THE RESPONSIBILITY OF DOING WHAT IS  
10 NECESSARY TO PROTECT STUDENT ATHLETES AND TO PROVIDE A LEVEL PLAYING  
11 FIELD OF COMPETITION.

12 S 950. DEFINITIONS. FOR THE PURPOSES OF THIS ARTICLE, THE TERMS AND  
13 PHRASES DEFINED IN THIS SECTION HAVE THE FOLLOWING MEANINGS:

14 1. "CONFIRMATORY TEST" AND "CONFIRMATORY RETEST" MEAN A DRUG TEST THAT  
15 USES A METHOD OF ANALYSIS APPROVED BY THE COMMISSIONER UNDER SUBDIVISION  
16 ONE OF SECTION NINE HUNDRED FIFTY-ONE OF THIS ARTICLE AS BEING RELIABLE  
17 FOR PROVIDING SPECIFIC DATA AS TO THE DRUGS OR THEIR METABOLITES  
18 DETECTED IN AN INITIAL SCREENING TEST.

19 2. "DRUG" MEANS AN ANABOLIC STEROID AS DEFINED IN SUBDIVISION (H) OF  
20 SCHEDULE II OF SECTION THIRTY-THREE HUNDRED SIX OF THE PUBLIC HEALTH  
21 LAW.

22 3. "DRUG TESTING" AND "DRUG TEST" MEAN ANALYSIS OF A BODY COMPONENT  
23 SAMPLE APPROVED BY THE COMMISSIONER UNDER SUBDIVISION ONE OF SECTION  
24 NINE HUNDRED FIFTY-ONE OF THIS ARTICLE FOR THE PURPOSE OF MEASURING THE  
25 PRESENCE OR ABSENCE OF DRUGS OR THEIR METABOLITES IN THE SAMPLE TESTED.

26 4. "INITIAL SCREENING TEST" MEANS A DRUG TEST WHICH USES A METHOD OF  
27 ANALYSIS APPROVED BY THE COMMISSIONER UNDER SUBDIVISION ONE OF SECTION  
28 NINE HUNDRED FIFTY-ONE OF THIS ARTICLE AS BEING CAPABLE OF PROVIDING  
29 DATA AS TO GENERAL CLASSES OF DRUGS OR THEIR METABOLITES.

30 5. "POSITIVE TEST RESULT" MEANS A FINDING OF THE PRESENCE OF DRUGS, OR  
31 THEIR METABOLITES IN THE SAMPLE TESTED IN LEVELS AT OR ABOVE THE THRESH-  
32 OLD DETECTION LEVELS SET BY THE COMMISSIONER UNDER SUBDIVISION ONE OF  
33 SECTION NINE HUNDRED FIFTY-ONE OF THIS ARTICLE.

34 6. "RANDOM SELECTION BASIS" MEANS A MECHANISM, DESIGNED BY THE DEPART-  
35 MENT, FOR SELECTION OF STUDENT ATHLETES THAT (A) RESULTS IN AN EQUAL  
36 PROBABILITY THAT ANY PUPIL FROM A GROUP OF STUDENT ATHLETES SUBJECT TO  
37 THE SELECTION MECHANISM WILL BE SELECTED AND (B) DOES NOT GIVE SCHOOL  
38 AUTHORITIES DISCRETION TO WAIVE THE SELECTION OF ANY STUDENT ATHLETE  
39 SELECTED UNDER THE MECHANISM UNLESS THE STUDENT HAS PRODUCED EVIDENCE  
40 THAT HE OR SHE IS TAKING A DRUG UNDER PRESCRIPTION BY A DULY LICENSED  
41 PHYSICIAN.

42 7. "REASONABLE SUSPICION" MEANS A BASIS FOR FORMING A BELIEF BASED ON  
43 SPECIFIC FACTS AND RATIONAL INFERENCES DRAWN FROM THOSE FACTS.

44 8. "SCHOOL AUTHORITIES" MEANS THE ATHLETIC DIRECTOR OF EACH PUBLIC  
45 SCHOOL DISTRICT AND EACH PRIVATE SCHOOL IN THE STATE, AND THE COACH OF  
46 THE TEAM ON WHICH A STUDENT ATHLETE PARTICIPATES.

47 9. "STUDENT ATHLETE" MEANS ANY CHILD IN THE PUBLIC OR PRIVATE SCHOOLS  
48 OF THIS STATE ATTENDING GRADES NINE THROUGH TWELVE, INCLUSIVE, PARTIC-  
49 IPATING IN ANY INTERSCHOLASTIC ATHLETIC COMPETITION, INCLUDING CHEER-  
50 LEADING.

51 S 951. REQUIRED DRUG TESTING. 1. (A) THE DEPARTMENT SHALL BY RULE AND  
52 REGULATION ESTABLISH GUIDELINES FOR SCHOOL AUTHORITIES WHO ARE CHOSEN TO  
53 CONDUCT TESTING OF STUDENT ATHLETES UNDER THIS ARTICLE. SUCH GUIDELINES  
54 SHALL INCLUDE BUT NOT BE LIMITED TO THE REQUIREMENTS OF THIS ARTICLE.  
55 THE DEPARTMENT IS REQUIRED TO CHOOSE THIRTY PERCENT OF THE PUBLIC AND  
56 PRIVATE HIGH SCHOOLS IN THE STATE FOR SUCH DRUG TESTING, AND AT LEAST

1 THREE PERCENT OF THE STUDENTS IN EACH CHOSEN SCHOOL SHALL UNDERGO THE  
2 TESTING. SCHOOLS REQUIRED TO DO THE TESTING SHALL BE CHOSEN BY THE  
3 COMMISSIONER.

4 (B) SCHOOL AUTHORITIES SHALL NOT REQUEST A STUDENT ATHLETE TO UNDERGO  
5 DRUG TESTING EXCEPT AS AUTHORIZED IN THIS SECTION.

6 (C) SCHOOL AUTHORITIES SHALL NOT REQUEST A STUDENT ATHLETE TO UNDERGO  
7 TESTING UNLESS THE TESTING IS DONE PURSUANT TO A WRITTEN DRUG TESTING  
8 POLICY THAT CONTAINS THE MINIMUM INFORMATION REQUIRED IN SECTION NINE  
9 HUNDRED FIFTY-TWO OF THIS ARTICLE.

10 2. (A) THE RULES AND REGULATIONS SHALL PROVIDE THAT A STUDENT MAY NOT  
11 PARTICIPATE IN ATHLETIC COMPETITION SPONSORED OR SANCTIONED BY A PUBLIC  
12 OR PRIVATE SCHOOL UNLESS THE STUDENT AGREES NOT TO USE ANABOLIC STER-  
13 OIDS, AND THE STUDENT SUBMITS TO RANDOM TESTING FOR THE PRESENCE OF  
14 ILLEGAL ANABOLIC STEROIDS IN THE STUDENT'S BODY, AND

15 (B) THE PUBLIC OR PRIVATE SCHOOL OBTAINS FROM THE PARENT OR GUARDIAN  
16 OF THE STUDENT A STATEMENT SIGNED BY THE PARENT AND ACKNOWLEDGING THAT:

17 (I) STATE LAW PROHIBITS POSSESSING, DISPENSING, DELIVERING OR ADMINIS-  
18 TERING AN ANABOLIC STEROID IN A MANNER NOT ALLOWED BY STATE LAW;

19 (II) STATE LAW PROVIDES THAT BODYBUILDING, MUSCLE ENHANCEMENT, OR THE  
20 INCREASE OF MUSCLE BULK OR STRENGTH THROUGH THE USE OF AN ANABOLIC STER-  
21 OID BY A PERSON IN GOOD HEALTH IS NOT A VALID MEDICAL PURPOSE;

22 (III) ONLY A MEDICAL DOCTOR MAY PRESCRIBE AN ANABOLIC STEROID FOR A  
23 PERSON; AND

24 (IV) A VIOLATION OF STATE LAW CONCERNING ANABOLIC STEROIDS IS A CRIMI-  
25 NAL OFFENSE PUNISHABLE BY IMPRISONMENT.

26 3. SCHOOL AUTHORITIES MAY REQUIRE A STUDENT ATHLETE TO UNDERGO TESTING  
27 AS PART OF AN ANNUAL ROUTINE PHYSICAL EXAMINATION.

28 4. IN ADDITION, SCHOOL AUTHORITIES MAY REQUIRE A STUDENT ATHLETE TO  
29 UNDERGO TESTING ON A RANDOM SELECTION BASIS THROUGHOUT THE SCHOOL YEAR  
30 AND IN CIRCUMSTANCES WHERE THE SCHOOL AUTHORITIES HAVE A REASONABLE  
31 SUSPICION THAT THE STUDENT ATHLETE:

32 (A) IS UNDER THE INFLUENCE OF ANABOLIC STEROIDS; OR

33 (B) HAS VIOLATED THE SCHOOL AUTHORITIES' RULES PROHIBITING THE USE,  
34 POSSESSION, SALE OR TRANSFER OF ANABOLIC STEROIDS WHILE THE STUDENT  
35 ATHLETE IS IN SCHOOL OR ON SCHOOL PROPERTY, PROVIDED THE RULES ARE IN  
36 WRITING AND CONTAINED IN THE DRUG TESTING POLICY OF THE SCHOOL AUTHORI-  
37 TIES.

38 5. SCHOOL AUTHORITIES MAY REQUIRE A PUPIL TO UNDERGO TESTING WITHOUT  
39 PRIOR NOTICE IF THE STUDENT ATHLETE PREVIOUSLY HAS BEEN REFERRED BY THE  
40 SCHOOL AUTHORITIES FOR CHEMICAL DEPENDENCY TREATMENT OR EVALUATION, OR  
41 IS PARTICIPATING IN A CHEMICAL DEPENDENCY TREATMENT PROGRAM UNDER A PLAN  
42 OF THE SCHOOL AUTHORITIES.

43 6. SCHOOL AUTHORITIES SHALL NOT CONDUCT TESTING OF ITS STUDENT  
44 ATHLETES USING A TESTING LABORATORY OWNED AND OPERATED BY SUCH SCHOOL  
45 AUTHORITIES. EXCEPT AS PROVIDED IN SUBDIVISION EIGHT OF THIS SECTION,  
46 SCHOOL AUTHORITIES SHALL NOT REQUEST OR REQUIRE A STUDENT ATHLETE TO  
47 CONTRIBUTE TO OR PAY THE COST OF TESTING UNDER THIS ARTICLE.

48 7. (A) WITHIN THREE SCHOOL DAYS AFTER NOTICE OF A POSITIVE TEST RESULT  
49 ON A CONFIRMATORY TEST, STUDENT ATHLETES MAY SUBMIT INFORMATION TO THE  
50 SCHOOL AUTHORITIES, IN ADDITION TO ANY INFORMATION ALREADY SUBMITTED  
51 UNDER PARAGRAPH (C) OF SUBDIVISION ONE OF SECTION NINE HUNDRED FIFTY-TWO  
52 OF THIS ARTICLE, TO EXPLAIN THAT RESULT, OR MAY REQUEST A CONFIRMATORY  
53 RETEST OF THE ORIGINAL SAMPLE AT THE STUDENT ATHLETE'S OWN EXPENSE.

54 (B) WITHIN THREE SCHOOL DAYS AFTER RECEIPT OF A TEST RESULT REPORT  
55 FROM THE TESTING LABORATORY, SCHOOL AUTHORITIES SHALL INFORM IN WRITING  
56 A STUDENT ATHLETE WHO HAS UNDERGONE DRUG TESTING OF THE RESULTS OF A

1 POSITIVE TEST AND INFORM THE STUDENT ATHLETE IN WRITING OF THE RIGHTS  
2 PROVIDED IN THIS ARTICLE.

3 8. A STUDENT ATHLETE MAY REQUEST A CONFIRMATORY RETEST OF THE ORIGINAL  
4 SAMPLE AT THE STUDENT ATHLETE'S OWN EXPENSE AFTER NOTICE OF A POSITIVE  
5 TEST RESULT ON A CONFIRMATORY TEST. WITHIN FIVE WORKING DAYS AFTER  
6 NOTICE OF THE CONFIRMATORY TEST RESULT, THE STUDENT ATHLETE SHALL NOTIFY  
7 THE SCHOOL AUTHORITIES IN WRITING OF THE PUPIL'S INTENTION TO OBTAIN A  
8 CONFIRMATORY RETEST. WITHIN THREE WORKING DAYS AFTER RECEIPT OF THE  
9 NOTICE, THE SCHOOL AUTHORITIES SHALL NOTIFY THE ORIGINAL TESTING LABORA-  
10 TORY THAT THE STUDENT ATHLETE HAS REQUESTED THE LABORATORY TO CONDUCT  
11 THE CONFIRMATORY RETEST OR TRANSFER THE SAMPLE TO ANOTHER LABORATORY  
12 LICENSED TO CONDUCT THE CONFIRMATORY RETEST. THE CONFIRMATORY RETEST  
13 SHALL USE THE SAME DRUG THRESHOLD DETECTION LEVELS AS USED IN THE  
14 ORIGINAL CONFIRMATORY TEST. IF THE CONFIRMATORY RETEST DOES NOT CONFIRM  
15 THE ORIGINAL POSITIVE TEST RESULT, NO ADVERSE ACTION BASED ON THE  
16 ORIGINAL CONFIRMATORY TEST SHALL BE TAKEN AGAINST THE STUDENT ATHLETE.

17 9. A STUDENT ATHLETE HAS THE RIGHT TO REQUEST AND RECEIVE FROM THE  
18 SCHOOL AUTHORITIES A COPY OF THE TEST RESULT REPORT ON ANY TEST.

19 S 952. SCHOOL AUTHORITY POLICY CONTENTS; PRIOR WRITTEN NOTICE. 1. THE  
20 DRUG TESTING POLICY OF SCHOOL AUTHORITIES SHALL CONFORM TO WRITTEN  
21 GUIDELINES PROMULGATED BY THE DEPARTMENT AND SHALL, AT A MINIMUM, SET  
22 FORTH THE FOLLOWING INFORMATION:

23 (A) THE STUDENT ATHLETES SUBJECT TO TESTING UNDER THE POLICY;

24 (B) THE CIRCUMSTANCES UNDER WHICH TESTING IS REQUIRED;

25 (C) PROVISION FOR A STUDENT TO EXPLAIN THE FACT THAT HE OR SHE IS  
26 TAKING AN ANABOLIC STEROID UNDER PRESCRIPTION BY A DULY LICENSED PHYSI-  
27 CIAN;

28 (D) THE CONSEQUENCES OF REFUSAL OF A STUDENT ATHLETE TO UNDERGO  
29 ANABOLIC STEROID DRUG TESTING;

30 (E) ANY DISCIPLINARY OR OTHER ADVERSE ACTION THAT MAY BE TAKEN BASED  
31 ON A CONFIRMATORY TEST VERIFYING A POSITIVE TEST RESULT ON AN INITIAL  
32 SCREENING TEST, INCLUDING, BUT NOT LIMITED TO, DENYING THE STUDENT  
33 ATHLETE THE PRIVILEGE OF PARTICIPATING IN INTERSCHOLASTIC ATHLETICS;

34 (F) THE RIGHT OF A STUDENT ATHLETE TO EXPLAIN A POSITIVE TEST RESULT  
35 ON A CONFIRMATORY TEST OR REQUEST AND PAY FOR A CONFIRMATORY RETEST; AND

36 (G) ANY APPEAL PROCEDURES AVAILABLE.

37 2. SCHOOL AUTHORITIES SHALL PROVIDE WRITTEN NOTICE OF ITS TESTING  
38 POLICY TO ALL AFFECTED STUDENT ATHLETES AND THEIR PARENTS OR GUARDIANS  
39 UPON ADOPTION OF THE POLICY AND AT THE BEGINNING OF EACH SCHOOL YEAR.  
40 SCHOOL AUTHORITIES SHALL ALSO POST NOTICE IN AN APPROPRIATE AND CONSPIC-  
41 UOUS LOCATION ON THE PUBLIC OR PRIVATE SCHOOL PREMISES THAT THE PUBLIC  
42 OR PRIVATE SCHOOL HAS ADOPTED A DRUG TESTING POLICY AND THAT COPIES OF  
43 THE POLICY ARE AVAILABLE FOR INSPECTION DURING REGULAR SCHOOL HOURS.

44 S 953. RELIABILITY AND FAIRNESS SAFEGUARDS. SCHOOL AUTHORITIES WHO  
45 REQUEST OR REQUIRE A STUDENT ATHLETE TO UNDERGO TESTING SHALL USE THE  
46 SERVICES OF A LICENSED TESTING LABORATORY WITH CURRENT CERTIFICATION  
47 FROM THE SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION OF  
48 THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES.

49 S 954. DISCIPLINARY ACTIONS. 1. SCHOOL AUTHORITIES SHALL NOT  
50 DISCHARGE, DISCIPLINE, DISCRIMINATE AGAINST OR REQUEST OR REQUIRE REHA-  
51 BILITATION OF A STUDENT ATHLETE ON THE BASIS OF A POSITIVE TEST RESULT  
52 FROM AN INITIAL SCREENING TEST THAT HAS NOT BEEN VERIFIED BY A CONFIRMA-  
53 TORY TEST.

54 2. DISCIPLINARY ACTION AGAINST A STUDENT SHALL BE PROVIDED BY RULE AND  
55 REGULATION OF THE COMMISSIONER AND SHALL PROVIDE A BROAD RANGE OF PENAL-  
56 TIES WHICH MUST INCLUDE THE FOLLOWING:

1 (A) A WRITTEN PUBLIC REPRIMAND, SUBJECT TO CONFIDENTIALITY REQUIRE-  
2 MENTS IMPOSED BY THIS ARTICLE OR OTHER LAW;

3 (B) A PROBATIONARY PERIOD, NOT TO EXCEED THREE YEARS, DURING WHICH A  
4 STUDENT MAY BE REQUIRED TO COMPLY WITH REASONABLE CONDITIONS IN ORDER TO  
5 PARTICIPATE IN AN ATHLETIC COMPETITION SPONSORED OR SANCTIONED BY THE  
6 SCHOOL DISTRICT OR PRIVATE SCHOOL AND AVOID A MORE SEVERE PENALTY; AND

7 (C) A SUSPENSION PERIOD, NOT TO EXCEED THREE YEARS, DURING WHICH A  
8 STUDENT MAY BE PROHIBITED FROM PARTICIPATING IN OR PRACTICING WITH OTHER  
9 STUDENTS FOR AN ATHLETIC COMPETITION SPONSORED OR SANCTIONED BY THE  
10 SCHOOL DISTRICT OR PRIVATE SCHOOL.

11 S 955. PRIVACY, CONFIDENTIALITY AND PRIVILEGE SAFEGUARDS. 1. A LABORA-  
12 TORY SHALL ONLY DISCLOSE TO THE SCHOOL AUTHORITIES TEST RESULT DATA  
13 REGARDING THE PRESENCE OR ABSENCE OF ANABOLIC STEROIDS OR THEIR METABOL-  
14 ITES IN A SAMPLE TESTED.

15 2. EXCEPT AS OTHERWISE PROVIDED IN SECTION NINE HUNDRED FIFTY-SEVEN OF  
16 THIS ARTICLE, TEST RESULT REPORTS AND OTHER INFORMATION ACQUIRED IN THE  
17 TESTING PROCESS SHALL BE DEEMED TO BE PRIVATE AND CONFIDENTIAL INFORMA-  
18 TION AND SHALL NOT BE DISCLOSED BY SCHOOL AUTHORITIES OR LABORATORIES TO  
19 ANOTHER PUBLIC SCHOOL OR PRIVATE SCHOOL OR TO A THIRD-PARTY INDIVIDUAL,  
20 GOVERNMENTAL AGENCY, OR PRIVATE ORGANIZATION WITHOUT THE WRITTEN CONSENT  
21 OF THE STUDENT ATHLETE AND PARENT OR GUARDIAN OF THE STUDENT ATHLETE.  
22 TEST RESULT REPORTS AND OTHER INFORMATION ACQUIRED IN THIS TESTING PROC-  
23 ESS MAY BE DISCLOSED TO SCHOOL AUTHORITIES AND THE PARENTS OR GUARDIAN  
24 OF THE STUDENT TESTED.

25 3. POSITIVE TEST RESULTS FROM A STUDENT ATHLETE TESTING PROGRAM SHALL  
26 NOT BE USED AS EVIDENCE IN A CRIMINAL ACTION AGAINST THE SCHOOL AUTHORI-  
27 TIES OR STUDENT ATHLETE TESTED.

28 4. A STUDENT ATHLETE SHALL BE GIVEN ACCESS TO INFORMATION IN THE  
29 STUDENT ATHLETE'S PERSONAL FILE RELATING TO POSITIVE TEST RESULT REPORTS  
30 AND OTHER INFORMATION ACQUIRED IN THE TESTING PROCESS, AND CONCLUSIONS  
31 DRAWN FROM AND ACTIONS TAKEN BASED ON THE REPORTS AND OTHER ACQUIRED  
32 INFORMATION.

33 S 956. REQUIRED EDUCATIONAL PROGRAMS. THE COMMISSIONER SHALL REQUIRE  
34 IN EACH PUBLIC OR PRIVATE HIGH SCHOOL CHOSEN TO DO ANABOLIC STEROID  
35 TESTING THAT EACH EMPLOYEE WHO SERVES AS AN ATHLETIC COACH OR A COACH  
36 FOR AN EXTRACURRICULAR ATHLETIC ACTIVITY ATTEND AN EDUCATIONAL PROGRAM  
37 DEVELOPED BY THE COMMISSIONER OR A COMPARABLE PROGRAM DEVELOPED BY THE  
38 SCHOOL DISTRICT OR A PRIVATE ENTITY WITH RELEVANT EXPERTISE AS TO  
39 ANABOLIC STEROID USE AND RELATED ISSUES.

40 S 957. REPORTING. 1. EVERY SCHOOL DISTRICT OR PRIVATE SCHOOL IN WHICH  
41 SCHOOL AUTHORITIES CONDUCT TESTING OF STUDENT ATHLETES SHALL ANNUALLY,  
42 ON OR BEFORE THE FIRST OF JULY, REPORT TO THE DEPARTMENT THE NUMBER OF  
43 STUDENT ATHLETES ADMINISTERED DRUG TESTS DURING THE PREVIOUS SCHOOL  
44 YEAR, THE NUMBER OF POSITIVE TEST RESULTS FROM CONFIRMATORY TESTS AND  
45 CONFIRMATORY RETESTS DURING SUCH SCHOOL YEAR, AND ANY PROBLEMS ENCOUN-  
46 TERED IN IMPLEMENTING THE PROVISIONS OF THIS ARTICLE.

47 2. THE DEPARTMENT SHALL COMPILE, EXAMINE AND EVALUATE THE INFORMATION  
48 RECEIVED PURSUANT TO SUBDIVISION ONE OF THIS SECTION, AND, ON OR BEFORE  
49 THE FIRST OF AUGUST OF THE THIRD CALENDAR YEAR COMMENCING AFTER THE  
50 EFFECTIVE DATE OF THIS ARTICLE, SHALL SUBMIT TO THE GOVERNOR, THE TEMPO-  
51 RARY PRESIDENT OF THE SENATE AND THE SPEAKER OF THE ASSEMBLY A REPORT OF  
52 ITS FINDINGS BASED ON SUCH INFORMATION AND A RECOMMENDATION ON WHETHER  
53 TESTING FOR STUDENT ATHLETES SHOULD BE MANDATORY FOR ALL PUBLIC AND  
54 PRIVATE HIGH SCHOOLS.

55 S 2. Section 3641 of the education law is amended by adding a new  
56 subdivision 15 to read as follows:

1 15. TESTING FOR ANABOLIC STEROIDS. A. THE COMMISSIONER SHALL, UPON  
2 APPLICATION THEREFOR AND WITHIN AMOUNTS APPROPRIATED FOR SUCH PURPOSE,  
3 PROVIDE GRANTS TO SCHOOL DISTRICTS AND PRIVATE SCHOOLS WHICH CONDUCT  
4 DRUG TESTING OF STUDENTS FOR ANABOLIC STEROIDS.

5 B. GRANTS PURSUANT TO THIS SUBDIVISION SHALL BE EQUAL TO THE COST OF  
6 TESTING FOR THE PRESENCE OR ABSENCE OF ANABOLIC STEROIDS IN EACH STUDENT  
7 SO TESTED BY A SCHOOL DISTRICT OR PRIVATE SCHOOL.

8 C. THE COMMISSIONER SHALL PROMULGATE ANY RULES AND REGULATIONS NECES-  
9 SARY FOR THE IMPLEMENTATION OF THE PROVISIONS OF THIS SUBDIVISION.

10 S 3. The sum of one million dollars (\$1,000,000), or so much thereof  
11 as may be necessary, is hereby appropriated to the education department  
12 out of any moneys in the state treasury in the general fund to the cred-  
13 it of the local assistance account, not otherwise appropriated, and made  
14 immediately available for the purpose of carrying out the provisions of  
15 subdivision 15 of section 3641 of the education law, as added by section  
16 two of this act. Such moneys shall be payable on the audit and warrant  
17 of the comptroller on vouchers certified or approved by the commissioner  
18 of education in the manner prescribed by law.

19 S 4. This act shall take effect on the one hundred eightieth day after  
20 it shall have become a law; provided, however, that any rules and regu-  
21 lations necessary for the timely implementation of this act on its  
22 effective date are authorized and directed to be promulgated on or  
23 before such date; provided, further that sections two and three of this  
24 act shall take effect on the first of July next succeeding the date on  
25 which it shall have become a law.