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

4054

2013-2014 Regular Sessions

I N A S S E M B L Y

January 30, 2013

Introduced by M. of A. WEISENBERG, ABINANTI, TITUS, ROBINSON, BARRETT, CASTRO, JAFFEE, COOK, ROSENTHAL, MILLMAN, COLTON, ROBERTS, GIBSON, GRAF, BOYLAND, WEPRIN -- Multi-Sponsored by -- M. of A. CERETTO, CLARK, CROUCH, HOOPER, MARKEY, McDONOUGH, McLAUGHLIN, PEOPLES-STOKES, PERRY, RAIA, WRIGHT -- read once and referred to the Committee on Education

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:

Section 1. Section 4402 of the education law is amended by adding a new subdivision 8 to read as follows:

8. UPON THEIR CHILD'S ENROLLMENT OR ATTENDANCE IN A PUBLIC SCHOOL, SUCH SCHOOL SHALL NOTIFY EVERY PARENT OR PERSON IN PARENTAL RELATION OF THEIR RIGHTS REGARDING REFERRAL AND EVALUATION OF THEIR CHILD FOR THE PURPOSES OF SPECIAL EDUCATION SERVICES OR PROGRAMS PURSUANT TO APPLICABLE FEDERAL AND STATE LAWS. SUCH NOTIFICATION MAY BE PROVIDED BY DIRECTING PARENTS OR PERSONS IN PARENTAL RELATION TO OBTAIN INFORMATION LOCATED ON THE DEPARTMENT'S WEBSITE RELATING TO A PARENT'S GUIDE TO SPECIAL EDUCATION IN NEW YORK STATE FOR CHILDREN AGES THREE THROUGH TWENTY-ONE PROVIDED THE NOTIFICATION SHALL ALSO CONTAIN THE NAME AND CONTACT INFORMATION FOR THE CHAIRPERSON OF THE SCHOOL DISTRICT'S COMMITTEE ON SPECIAL EDUCATION OR OTHER INDIVIDUAL WHO IS CHARGED WITH PROCESSING REFERRALS TO THE COMMITTEE IN THE DISTRICT.

S 2. This act shall take effect July 1, 2014. Effective immediately, the addition, amendment and/or repeal of any rules or regulations necessary for the implementation of this act on its effective date are 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.

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