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I N A S S E M B L Y

April 8, 2014

Introduced by M. of A. WEISENBERG, NOLAN, COOK, DINOWITZ, KEARNS, McLAUGHLIN, ROSENTHAL, SALADINO, SKOUFIS, TITUS, ZEBROWSKI, HEVESI -- Multi-Sponsored by -- M. of A. BRAUNSTEIN, CLARK, MARKEY, McDONOUGH, MILLMAN, SIMANOWITZ, STEC, SWEENEY, THIELE -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to requiring the commissioner of education to make recommendations to the board of regents relating to the adoption of instruction in cardiopulmonary resuscitation and the use of automated external defibrillators (AEDs) in senior high schools

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

1 Section 1. Section 305 of the education law is amended by adding a new
2 subdivision 52 to read as follows:
3 52. A. THE COMMISSIONER SHALL MAKE RECOMMENDATIONS TO THE BOARD OF
4 REGENTS RELATING TO THE ADOPTION OF INSTRUCTION IN CARDIOPULMONARY
5 RESUSCITATION AND THE USE OF AUTOMATED EXTERNAL DEFIBRILLATORS (AEDS) IN
6 SENIOR HIGH SCHOOLS.
7 B. PRIOR TO MAKING THE RECOMMENDATIONS TO THE BOARD OF REGENTS, THE
8 COMMISSIONER SHALL:
9 (I) SEEK THE RECOMMENDATIONS OF TEACHERS, SCHOOL ADMINISTRATORS,
10 TEACHER EDUCATORS AND OTHERS WITH EDUCATIONAL EXPERTISE IN THE PROPOSED
11 CURRICULUM;
12 (II) SEEK COMMENT FROM PARENTS, STUDENTS AND OTHER INTERESTED PARTIES;
13 (III) CONSIDER THE AMOUNT OF INSTRUCTIONAL TIME SUCH CURRICULUM WILL
14 REQUIRE AND WHETHER SUCH TIME WOULD DETRACT FROM OTHER MANDATED COURSES
15 OF STUDY;
16 (IV) CONSIDER THE FISCAL IMPACT, IF ANY, ON THE STATE AND SCHOOL
17 DISTRICTS; AND
18 (V) CONSIDER ANY ADDITIONAL FACTORS THE COMMISSIONER DEEMS RELEVANT.
19 C. NO LATER THAN ONE HUNDRED EIGHTY DAYS AFTER THE EFFECTIVE DATE OF
20 THIS SUBDIVISION, THE COMMISSIONER SHALL PROVIDE A RECOMMENDATION TO THE
21 BOARD OF REGENTS TO EITHER ADOPT AND PROMULGATE APPROPRIATE RULES AND
22 REGULATIONS IMPLEMENTING SUCH CURRICULUM OR REJECT THE IMPLEMENTATION OF

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

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1 SUCH CURRICULUM. UPON RECEIVING A RECOMMENDATION FROM THE COMMISSIONER,
2 PURSUANT TO THIS SUBDIVISION, THE BOARD OF REGENTS SHALL VOTE TO EITHER
3 ACCEPT OR REJECT THE COMMISSIONER'S RECOMMENDATION NO LATER THAN SIXTY
4 DAYS AFTER RECEIVING SUCH RECOMMENDATION.

5 D. IF THE BOARD OF REGENTS ADOPTS SUCH CURRICULUM, THE CURRICULUM
6 REQUIREMENT SHALL TAKE EFFECT NO LATER THAN THE NEXT SCHOOL YEAR AFTER
7 SUCH CURRICULUM HAS BEEN ADOPTED.

8 E. IF THE BOARD OF REGENTS REJECTS SUCH CURRICULUM, THE COMMISSIONER
9 SHALL PROVIDE A REPORT AS TO THE DETERMINATION OF THE BOARD TO THE
10 GOVERNOR, THE TEMPORARY PRESIDENT OF THE SENATE, THE SPEAKER OF THE
11 ASSEMBLY AND THE CHAIRS OF THE SENATE AND ASSEMBLY COMMITTEES ON EDUCA-
12 TION PROVIDING THE REASONS FOR SUCH REJECTION NOT LATER THAN THIRTY DAYS
13 AFTER THE BOARD OF REGENTS REJECTS SUCH CURRICULUM.

14 S 2. This act shall take effect immediately.