

7244

2013-2014 Regular Sessions

I N   A S S E M B L Y

May 8, 2013

---

Introduced by M. of A. ABBATE -- read once and referred to the Committee  
on Education

AN ACT to amend the education law, in relation to the enforcement of the  
suspension of pupils from school

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

1     Section 1. This act shall be known and may be cited as the  
2     "Faculty/Student Safety Act."  
3     S 2. Paragraph c of subdivision 3 of section 3214 of the education law  
4     is amended by adding a new subparagraph 3 to read as follows:  
5     (3) WHERE A PUPIL HAS BEEN SUSPENDED, AFTER A HEARING, BY A SUPER-  
6     INTENDENT OF SCHOOLS, DISTRICT SUPERINTENDENT OF SCHOOLS, OR COMMUNITY  
7     SUPERINTENDENT OF SCHOOLS, PURSUANT TO SUBPARAGRAPH ONE OF THIS SUBDIVI-  
8     SION, FOR A PERIOD THAT IS EQUAL TO OR EXCEEDS THE PERIOD OF TIME  
9     REMAINING IN THE CURRENT SCHOOL YEAR, AND SUCH STUDENT SEEKS ENROLLMENT  
10    IN A RECEIVING SCHOOL, THE BOARD OF EDUCATION, BOARD OF TRUSTEES OR SOLE  
11    TRUSTEE, SUPERINTENDENT OF SCHOOLS, DISTRICT SUPERINTENDENT OF SCHOOLS  
12    OR THE PRINCIPAL OF SUCH RECEIVING SCHOOL SHALL HAVE THE POWER TO  
13    CONTINUE OR DISCONTINUE SUCH SUSPENSION IF THE SUSPENSION WAS THE RESULT  
14    OF THE PUPIL BEING PHYSICALLY VIOLENT, A SEXUAL ASSAULT, OR WEAPONS  
15    POSSESSION OR USE ON SCHOOL GROUNDS.  
16    S 3. This act shall take effect immediately.

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

LBD03252-04-3