

10413

I N A S S E M B L Y

May 26, 2016

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

AN ACT to amend the education law, in relation to prohibiting the altering
of a student's official records, files and/or data

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

1 Section 1. Subdivision 9-a of section 225 of the education law, as
2 added by chapter 443 of the laws of 1980, is amended to read as follows:
3 9-a. Knowingly and willfully make an unauthorized and false alter-
4 ation or representation of any [grade, credit, honor, award or standing
5 in the permanent record or transcript of any student] OFFICIAL RECORDS,
6 FILES, AND/OR DATA RELATED TO A STUDENT AND MAINTAINED BY A SCHOOL OR
7 COLLEGE UNDER THE SUPERVISION OF THE REGENTS, THE COMMISSIONER, OR THE
8 UNIVERSITY OF THE STATE OF NEW YORK, INCLUDING BUT NOT LIMITED TO
9 RECORDS ENCOMPASSING ANY OF THE MATERIAL KEPT IN THE STUDENT'S RECORD
10 SUCH AS IDENTIFYING DATA, GRADES, ATHLETIC RECORDS, RECORDS OF ATTEND-
11 ANCE AND OF ACADEMIC WORK COMPLETED, RECORDS OF STUDENT ACHIEVEMENT AND
12 ASSESSMENT RESULTS, DISCIPLINARY RECORDS, INDIVIDUALIZED EDUCATION
13 PROGRAMS, OR ANY INFORMATION INCLUDED AS PART OF A STUDENT'S EDUCATIONAL
14 RECORD AS DEFINED IN SECTION 99.3 OF TITLE THIRTY-FOUR OF THE CODE OF
15 FEDERAL REGULATIONS IMPLEMENTING THE FAMILY EDUCATIONAL RIGHTS AND
16 PRIVACY ACT, SECTION TWELVE HUNDRED THIRTY-TWO-G OF TITLE TWENTY OF THE
17 UNITED STATES CODE, AS SUCH FEDERAL LAW AND REGULATIONS ARE FROM TIME TO
18 TIME AMENDED, with respect to a school or college under the supervision
19 of the regents, the commissioner, or the university of the state of New
20 York.
21 S 2. This act shall take effect on the first of July next succeeding
22 the date on which it shall have become a law.

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

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