

194--A

2015-2016 Regular Sessions

I N A S S E M B L Y

(PREFILED)

January 7, 2015

Introduced by M. of A. ROZIC, COLTON, DAVILA, GOTTFRIED, MOSLEY, ORTIZ, TITONE, WEPRIN -- Multi-Sponsored by -- M. of A. ARROYO, GLICK, HOOPER, SOLAGES -- read once and referred to the Committee on Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to the request by parents for translated documents for students with disabilities

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

1 Section 1. Section 4403 of the education law is amended by adding a
2 new subdivision 22 to read as follows:
3 22. TO PROVIDE ANY PARENT OR PERSON IN PARENTAL RELATION WITH A
4 STUDENT WITH A DISABILITY AS DEFINED PURSUANT TO SUBDIVISION ONE OF
5 SECTION FORTY-FOUR HUNDRED ONE OF THIS ARTICLE, ALL EVALUATIONS, INDI-
6 VIDUALIZED EDUCATION PROGRAMS, AND RELATED DOCUMENTS NECESSARY TO THE
7 IMPLEMENTATION OF SUCH INDIVIDUALIZED EDUCATION PROGRAMS, TRANSLATED
8 INTO THEIR PRIMARY LANGUAGE AT THE REQUEST OF SUCH PARENT, OR PERSON IN
9 PARENTAL RELATION, TO THE EXTENT FEASIBLE. SUCH PARENT OR PERSON IN
10 PARENTAL RELATION MUST COMPLETE AND SUBMIT A FORM TO THE DEPARTMENT,
11 PROVIDED BY THE DEPARTMENT, WHICH SHALL RELEASE SUCH DOCUMENTS IN
12 COMPLIANCE WITH APPLICABLE STATE AND FEDERAL PRIVACY LAWS FOR THE
13 PURPOSES OF TRANSLATIONS. SUCH FORMS SHALL BE ISSUED BY THE DEPARTMENT
14 AND MADE AVAILABLE TO SCHOOLS UPON REQUEST AND PUBLISHED ON THE DEPART-
15 MENT'S WEBSITE. TRANSLATION OF DOCUMENTS SHALL NOT IMPEDE THE IMPLEMEN-
16 TATION OF A STUDENT'S INDIVIDUALIZED EDUCATION PROGRAM OR OTHER
17 SERVICES. NO SCHOOL DISTRICT SHALL BE LIABLE FOR THE FAILURE OF THE
18 DEPARTMENT TO PROVIDE AN ACCURATE TRANSLATION.
19 S 2. This act shall take effect immediately.

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

LBD01722-05-5