

5344

2015-2016 Regular Sessions

I N S E N A T E

May 13, 2015

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to requiring the board of education to ensure that every public elementary and secondary school install at least one emergency alarm for use in non-fire school security emergencies, and requiring emergency drills and training for public and private schools, colleges and universities

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

1 Section 1. Short title. This act shall be known and may be cited as
2 the "school emergency preparedness act".

3 S 2. The education law is amended by adding a new section 409-1 to
4 read as follows:

5 S 409-L. INSTALLATION OF EMERGENCY ALARMS IN PUBLIC SCHOOLS. 1. FOR
6 THE PURPOSES OF THIS SECTION, "EMERGENCY ALARM" SHALL MEAN A SILENT
7 SECURITY SYSTEM SIGNAL GENERATED BY THE MANUAL ACTIVATION OF A DEVICE
8 INTENDED TO SIGNAL A LIFE-THREATENING OR EMERGENCY SITUATION REQUIRING A
9 RESPONSE FROM LAW ENFORCEMENT.

10 2. UPON AN APPROPRIATION BY THE STATE TO FULFILL THE REQUIREMENTS OF
11 THIS SECTION, IT SHALL BE THE DUTY OF THE BOARD OF EDUCATION, TRUSTEES,
12 PRINCIPAL OR OTHER PERSON IN CHARGE OF ANY PUBLIC ELEMENTARY AND SECOND-
13 ARY SCHOOL WITHIN THE STATE TO INSTALL AT LEAST ONE EMERGENCY ALARM FOR
14 USE IN A NON-FIRE SCHOOL SECURITY EMERGENCY. THE ALARM SHALL BE INTER-
15 CONNECTED TO A DESIGNATED LOCAL LAW ENFORCEMENT AGENCY, SO THAT UPON
16 ACTIVATION OF SUCH ALARM, A SIGNAL OR MESSAGE SHALL BE AUTOMATICALLY
17 TRANSMITTED TO THE DESIGNATED LOCAL LAW ENFORCEMENT AGENCY.

18 3. EVERY SCHOOL AUTHORITY AND THE GOVERNING BODY THAT POSSESSES JURIS-
19 DICTION FOR EACH LOCAL LAW ENFORCEMENT AGENCY IS HEREBY AUTHORIZED, BY
20 AGREEMENT BETWEEN SUCH PARTIES, TO APPORTION THE COSTS OF INSTALLING AND
21 MAINTAINING ANY SUCH INTERCONNECTION. COSTS FOR INSTALLING AND MAINTAIN-
22 ING ALARM INTERCONNECTION BETWEEN SCHOOLS AND LOCAL LAW ENFORCEMENT

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

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1 AGENCIES ARE HEREBY DEEMED APPROPRIATE EXPENDITURES TO BE PAID FROM THE
2 FUNDS OF SUCH SCHOOL AUTHORITIES AND GOVERNING BODIES.

3 S 3. The education law is amended by adding a new section 817 to read
4 as follows:

5 S 817. EMERGENCY DRILLS. 1. (A) IT SHALL BE THE DUTY OF THE PRINCIPAL
6 OR OFFICIAL IN CHARGE OF EVERY PUBLIC OR PRIVATE SCHOOL OR EDUCATIONAL
7 INSTITUTION WITHIN THE STATE, OTHER THAN COLLEGES OR UNIVERSITIES, TO
8 INSTRUCT AND TO TRAIN THE STUDENTS BY MEANS OF EMERGENCY DRILLS, SO THAT
9 SUCH STUDENTS MAY, IN THE EVENT OF A NON-FIRE SCHOOL SECURITY EMERGENCY
10 SITUATION, BE PREPARED TO LEAVE THE SCHOOL BUILDING OR GATHER IN A PRE-
11 DETERMINED SAFE AREA OF THE BUILDING IN THE SHORTEST POSSIBLE TIME AND
12 WITHOUT CONFUSION OR PANIC.

13 (B) SUCH EMERGENCY DRILLS OR RAPID DISMISSALS SHALL BE HELD AT LEAST
14 TWO TIMES IN EACH SCHOOL YEAR. AT LEAST ONE OF SUCH DRILLS SHALL BE HELD
15 BETWEEN SEPTEMBER FIRST AND DECEMBER FIRST OF EACH SUCH YEAR.

16 (C) IN THE COURSE OF AT LEAST ONE OF SUCH DRILLS, STUDENTS SHALL BE
17 INSTRUCTED ON THE PROCEDURE TO BE FOLLOWED IN THE EVENT THAT A NON-FIRE
18 SCHOOL SECURITY EMERGENCY SITUATION OCCURS DURING THE LUNCH PERIOD;
19 PROVIDED, HOWEVER, THAT SUCH ADDITIONAL INSTRUCTION MAY BE WAIVED WHERE
20 A DRILL IS HELD DURING THE REGULAR SCHOOL LUNCH PERIOD.

21 (D) AT LEAST ONE ADDITIONAL DRILL SHALL BE HELD IN EACH SCHOOL YEAR,
22 DURING THE HOURS AFTER SUNSET AND BEFORE SUNRISE, IN SCHOOL BUILDINGS IN
23 WHICH STUDENTS ARE PROVIDED WITH SLEEPING ACCOMMODATIONS.

24 (E) AT LEAST ONE ADDITIONAL DRILL SHALL BE HELD DURING THE FIRST WEEK
25 OF SUMMER SCHOOL IN BUILDINGS WHERE SUMMER SCHOOL CLASSES ARE CONDUCTED.

26 2. IN THE CASE OF AFTER-SCHOOL PROGRAMS, EVENTS OR PERFORMANCES WHICH
27 ARE CONDUCTED WITHIN A SCHOOL BUILDING AND WHICH INCLUDE PERSONS WHO DO
28 NOT REGULARLY ATTEND CLASSES IN SUCH SCHOOL BUILDING, THE PRINCIPAL OR
29 OFFICIAL IN CHARGE OF THE BUILDING SHALL REQUIRE THE TEACHER OR PERSON
30 IN CHARGE OF SUCH AFTER-SCHOOL PROGRAM, EVENT OR PERFORMANCE TO NOTIFY
31 PERSONS IN ATTENDANCE AT THE BEGINNING OF EACH SUCH PROGRAM, EVENT OR
32 PERFORMANCE, OF THE PROCEDURES TO BE FOLLOWED IN THE EVENT OF AN EMER-
33 GENCY SO THAT THEY MAY BE PREPARED TO LEAVE THE BUILDING OR GATHER IN A
34 PRE-DETERMINED SAFE AREA OF THE BUILDING IN A TIMELY, ORDERLY MANNER.

35 3. IT SHALL BE THE DUTY OF THE BOARD OF EDUCATION OR SCHOOL BOARD OR
36 OTHER BODY HAVING CONTROL OF THE SCHOOLS IN ANY DISTRICT OR CITY TO
37 CAUSE A COPY OF THIS SECTION TO BE PRINTED IN THE MANUAL OR HANDBOOK
38 PREPARED FOR THE GUIDANCE OF TEACHERS, WHERE SUCH MANUAL OR HANDBOOK IS
39 IN USE OR MAY HEREAFTER COME INTO USE.

40 4. (A) IT SHALL BE THE DUTY OF THE OFFICIAL IN CHARGE OF EVERY PUBLIC
41 OR PRIVATE COLLEGE OR UNIVERSITY WITHIN THE STATE, TO INSTRUCT AND TRAIN
42 THE STUDENTS BY MEANS OF EMERGENCY DRILLS, SO THAT THEY MAY IN THE EVENT
43 OF A NON-FIRE SCHOOL SECURITY EMERGENCY SITUATION, BE PREPARED TO LEAVE
44 THE COLLEGE OR UNIVERSITY BUILDING OR GATHER IN A PRE-DETERMINED SAFE
45 AREA OF THE BUILDING IN THE SHORTEST POSSIBLE TIME AND WITHOUT CONFUSION
46 OR PANIC.

47 (B) SUCH EMERGENCY DRILLS OR RAPID DISMISSALS SHALL BE HELD AT LEAST
48 TWO TIMES IN EACH YEAR. AT LEAST ONE OF SUCH DRILLS SHALL BE HELD
49 BETWEEN SEPTEMBER FIRST AND DECEMBER FIRST OF EACH SUCH YEAR.

50 (C) AT LEAST ONE OF SUCH DRILLS SHALL BE HELD DURING THE FIRST WEEK OF
51 A SUMMER SESSION IN THE BUILDINGS WHERE SUMMER SESSION CLASSES ARE
52 CONDUCTED.

53 (D) AT LEAST ONE ADDITIONAL DRILL SHALL BE HELD IN EACH YEAR, DURING
54 THE HOURS AFTER SUNSET AND BEFORE SUNRISE, IN COLLEGE OR UNIVERSITY
55 BUILDINGS IN WHICH STUDENTS ARE PROVIDED WITH SLEEPING ACCOMMODATIONS.

56 S 4. This act shall take effect immediately.