

5613--A

2015-2016 Regular Sessions

I N S E N A T E

May 19, 2015

Introduced by Sen. KENNEDY -- read twice and ordered printed, and when printed to be committed 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 special provisions relating to instruction of certain children with handicapping conditions

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

1 Section 1. Subdivision 2 of section 4407 of the education law, as
2 amended by chapter 53 of the laws of 1989, is amended to read as
3 follows:
4 2. The state education department shall maintain a register of such
5 educational facilities which are outside of the state which, after
6 inspection, it deems qualified to meet the needs of certain children for
7 instruction pursuant to subdivision one of this section. PUBLIC OR
8 PRIVATE FACILITIES OF INSTRUCTION LOCATED OUTSIDE OF THE STATE WHICH
9 APPLY TO THE DEPARTMENT FOR APPROVAL, SHALL, NOTWITHSTANDING ANY REVIEW
10 OR REVISION OF POLICY UNDERTAKEN BY THE DEPARTMENT, BE ADDED TO THE
11 REGISTER IF SUCH FACILITIES ARE FOUND BY THE DEPARTMENT TO MEET THE
12 NEEDS OF CERTAIN CHILDREN FOR INSTRUCTION. THE CONTINUAL APPROVAL OF
13 SUCH FACILITIES IS NECESSARY TO SAFEGUARD THE RIGHT OF HANDICAPPED CHILD-
14 DREN IN NEW YORK STATE TO ACCESS APPROPRIATE EDUCATIONAL SERVICES WHEN
15 THERE IS NO APPROPRIATE IN-STATE PLACEMENT AVAILABLE.
16 S 2. This act shall take effect on the first of October next succeed-
17 ing the date it shall have become a law; provided, however, that effec-
18 tive immediately, the addition, amendment, and/or repeal of any rule or
19 regulation necessary for the timely implementation of this act on its
20 effective date is authorized and directed to be made and completed on or
21 before such effective date.

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

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