

STATE OF NEW YORK

11321

IN ASSEMBLY

September 19, 2018

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Richardson)
-- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to establishing a culturally responsive education curriculum and standards; and making an appropriation therefor

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The education law is amended by adding a new section 804-e
2 to read as follows:

3 § 804-e. Culturally responsive education curriculum and standards. 1.
4 Culturally responsive education rules and regulations. (a) The commis-
5 sioner shall promulgate rules and regulations for the implementation of
6 culturally responsive education curriculum for all schools including
7 elementary schools, junior high schools and senior high schools. In
8 formulating such regulations, the commissioner shall seek input of
9 parents, students and other stakeholders.

10 (b) In formulating the rules and regulations required by paragraph (a)
11 of this subdivision, the commissioner shall recognize that: more than
12 half of New York state's public school students are students of color;
13 education that makes a cultural connection with students has been shown
14 to improve educational outcomes; cultural responsiveness advances and
15 accelerates student learning by honoring and supporting students'
16 cultural, linguistic and racial experiences; in order for students to
17 gain the full benefits of the diversity of New York state, culturally
18 responsive education must be a part of the daily schooling experiences
19 of all students; and cultural responsiveness will prepare educators to
20 relate aspects of students' daily lives to the curriculum.

21 (c) All school districts, charter schools and private schools shall
22 integrate culturally responsive education throughout the education of
23 all students at all grade levels in accordance with the commissioner's
24 rules and regulations promulgated pursuant to this subdivision.

25 (d) The commissioner's rules and regulations shall include, but not be
26 limited to, curriculum standards for: African American history and
27 achievement, Latino American history and achievement, Native American

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

LBD16410-01-8

1 history and achievement, Asian American history and achievement, and the
2 role of racial oppression and inequity based in the formation, growth
3 and existence of our nation and state. The commissioner shall also
4 develop model curricula for use by schools.

5 2. Graduation standards. The commissioner shall promulgate rules and
6 regulations requiring all high school students to pass a course in a
7 subject area that meets the culturally responsive education standards
8 established by this section as a prerequisite for graduation.

9 3. Teacher certification. The commissioner shall promulgate rules and
10 regulations to include completion of at least one college course in
11 effective teaching for students of diverse cultural backgrounds as a
12 prerequisite for teacher certification.

13 4. Professional development. The commissioner shall promulgate rules
14 and regulations requiring cultural competency and culturally responsive
15 education to be incorporated into the ongoing professional development
16 standards for all pre-kindergarten through grade twelve educators.

17 5. Culturally responsive school climate assessment. The commissioner
18 shall create a culturally responsive school climate assessment which
19 school districts may utilize in assessing the cultural responsiveness of
20 the educational climate in their schools and district. This assessment
21 shall be consistent with the purposes of this section.

22 6. Pilot program. Within amounts appropriated therefor, the commis-
23 sioner shall establish a pilot program in culturally responsive educa-
24 tion and shall make funds available to school districts through a
25 request for proposal. The award of such funds shall be based on criteria
26 to be developed by the commissioner and approved by the board of
27 regents. The commissioner shall prioritize districts with the highest
28 needs as measured in terms of student poverty and English language lear-
29 ners and other demographic or community factors which the commissioner
30 may identify. The criteria for an award shall include, but not be
31 limited to, the quality of the proposal and its consistency with the
32 purposes of this section, the ability of the school district to demon-
33 strate parent, family, student and community engagement in the develop-
34 ment and implementation of its proposal, the capacity of the school
35 district to draw upon the direct experiences of its students, families
36 and communities in implementing the purposes of this section, including
37 but not limited to the ability to draw upon these experiences in imple-
38 menting paragraph (d) of subdivision one of this section and the utili-
39 zation of the culturally responsive school climate assessment developed
40 by the commissioner or of a comparable assessment in developing its
41 proposal.

42 § 2. The sum of twenty-five million dollars (\$25,000,000), or so much
43 thereof as may be necessary, is hereby appropriated to the department of
44 education out of any moneys in the state treasury in the general fund to
45 the credit of the state purposes fund, not otherwise appropriated, and
46 made immediately available, for the sole purpose of providing funding
47 for the pilot program in culturally responsive education established
48 pursuant to subdivision 6 of section 804-e of the education law, as
49 added by section one of this act. Such moneys shall be payable on the
50 audit and warrant of the comptroller on vouchers certified or approved
51 by the commissioner of education in the manner prescribed by law.

52 § 3. This act shall take effect on the ninetieth day after it shall
53 have become a law. Effective immediately the addition, amendment and/or
54 repeal of any rule or regulation necessary for the implementation of
55 this act on its effective date are authorized to be made and completed
56 on or before such effective date.