

STATE OF NEW YORK

6359

2017-2018 Regular Sessions

IN ASSEMBLY

March 6, 2017

Introduced by M. of A. NOLAN, JENNE, COLTON, COOK, FAHY, O'DONNELL, SIMON, THIELE, GUNTHER, ENGLEBRIGHT, JAFFEE, KIM, WEINSTEIN, SKOUFIS, SANTABARBARA, BRINDISI, TITONE, CAHILL, PAULIN, HOOPER -- Multi-Sponsored by -- M. of A. GLICK -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to providing parents with the right and authority to exempt their children from taking standardized assessments

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

Section 1. The education law is amended by adding a new section 319 to read as follows:

§ 319. Student exemption from standardized assessments. 1. A parent of a student or person in parental relationship to a student shall have the right and authority to exempt such student from taking standardized assessments, including but not limited to the state third grade through eighth grade math and English language arts assessments, a state field test assessment or a state assessment administered for purposes of, or pursuant to, section three thousand twelve-c of this chapter. The parent of a student or person in parental relationship to the student shall notify the school principal in writing or other verifiable means, as determined by the school district, at any time prior to the administration of such assessment or assessments.

2. The school shall offer to students exempted by their parents or persons in parental relation from a standardized assessment pursuant to this section alternative educational or enrichment programs during the time that such standardized assessment is administered.

3. There shall be no retaliation or other negative action against a student, parent, teacher, principal or building administrator, school building or school district in response to a parent's exemption of a student from standardized assessments pursuant to this section.

§ 2. This act shall take effect immediately.

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

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