STATE OF NEW YORK

4016

2017-2018 Regular Sessions

IN SENATE

February 1, 2017

Introduced by Sen. MARCELLINO -- 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 continuing education requirements for certain certified individuals employed by nonpublic schools

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

Section 1. Paragraph d of subdivision 1 and subdivision 3 of section 3006-a of the education law, as added by section 2 of subpart C of part EE of chapter 56 of the laws of 2015, are amended to read as follows:

d. Any certificate holder who is not practicing as a teacher, teaching assistant or educational leader in a school district [~~or~~], board of cooperative educational services**, or nonpublic school that is providing instruction pursuant to subdivision two of section thirty-two hundred four of this title** in this state shall be exempt from the continuing teacher and leader education requirement upon the filing of a written statement with the department declaring such status. Any holder of a professional certificate in the classroom teaching service, holder of a level III teaching assistant certificate and holder of a professional certificate in the educational leadership service who resumes practice during the five-year registration period shall notify the department prior to resuming practice and shall meet such continuing teacher and leader education requirements as prescribed in regulations of the commissioner.

3. The department, in its discretion, may issue a conditional registration to a teacher, teaching assistant or educational leader in a school district [~~or~~], board of cooperative educational services**, or nonpublic school that is providing instruction pursuant to subdivision two of section thirty-two hundred four of this title** in this state who fails to meet the continuing teacher and leader education requirements established in subdivision two of this section but who agrees to make up

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

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any deficiencies and take any additional continuing teacher and leader education which the department may require. The duration of such conditional registration shall be determined by the department. Any holder of a professional certificate in the classroom teaching service, holder of a level III teaching assistant certificate or holder of a professional certificate in the educational leadership service and any other certified individual required by the commissioner to register every five years who is notified of the denial of registration for failure to submit evidence, satisfactory to the department, of required continuing teacher and leader education and who practices without such registration, shall be subject to moral character review under subdivision seven of section three hundred five of this chapter.

§ 2. This act shall take effect immediately.