

# STATE OF NEW YORK

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8827

## IN SENATE

May 23, 2018

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

AN ACT to amend the administrative code of the city of New York, in relation to school safety measures in the city of New York (Part A); and to amend the education law, in relation to establishing active shooter drills at public and private educational institutions (Part B);

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

1 Section 1. This act enacts into law components of legislation relating  
2 to school safety. Each component is wholly contained within a Part identified as Parts A through B. The effective date for each particular  
3 provision contained within such Part is set forth in the last section of  
4 such Part. Any provision in any section contained within a Part, including the effective date of the Part, which makes a reference to a section  
5 "of this act", when used in connection with that particular component,  
6 shall be deemed to mean and refer to the corresponding section of the  
7 Part in which it is found. Section three of this act sets forth the  
8 general effective date of this act.  
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11 PART A

12 Section 1. The administrative code of the city of New York is amended  
13 by adding a new section 10-179 to read as follows:

14 § 10-179 School safety measures. The police commissioner of the city  
15 shall assign a police officer at least one hour prior to the commence-  
16 ment of instructional hours at every school, public and/or private,  
17 within the city of New York. Such police officer shall remain on site at  
18 such school during instructional hours and for a minimum one hour post  
19 instructional hours unless, in the discretion of the mayor of the city  
20 or the police commissioner of the city, a state of emergency exists  
21 requiring redeployment of a police officer during the required hours set  
22 forth in this section.

23 § 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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## PART B

Section 1. Subdivision 1 of section 807 of the education law, as amended by section 2 of part B of chapter 54 of the laws of 2016, is amended to read as follows:

1. It shall be the duty of the principal or other person in charge of every public or private school or educational institution within the state, other than colleges or universities, to instruct and train the pupils by means of drills, so that they may in a sudden emergency be able to respond appropriately in the shortest possible time and without confusion or panic. Such drills shall be held at least twelve times in each school year, eight of which required drills shall be held between September first and December thirty-first of each such year. Eight of all such drills shall be evacuation drills, four of which shall be through use of the fire escapes on buildings where fire escapes are provided or through the use of identified secondary means of egress. Four of all such required drills shall be emergency attack drills, with two of such drills being lock-down drills and two of such drills being active shooter drills. Upon request of the principal or other person in charge of such public or private educational institution, the New York state school safety improvement teams, established pursuant to section twenty-eight hundred one-b of this chapter, shall provide recommendations on how to perform such lock-down and active shooter drills at such public or private educational institution. Drills shall be conducted at different times of the school day. Pupils shall be instructed in the procedure to be followed in the event that a fire occurs during the lunch period or assembly, provided however, that such additional instruction may be waived where a drill is held during the regular school lunch period or assembly. Four additional drills shall be held in each school year during the hours after sunset and before sunrise in school buildings in which students are provided with sleeping accommodations. At least two additional drills shall be held during summer school in buildings where summer school is conducted, and one of such drills shall be held during the first week of summer school.

§ 2. This act shall take effect immediately.

§ 2. Severability. If any clause, sentence, paragraph, subdivision, section or part of this act shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the legislature that this act would have been enacted even if such invalid provisions had not been included herein.

§ 3. This act shall take effect immediately; provided, however, that the applicable effective date of Parts A through B of this act shall be as specifically set forth in the last section of such Parts.