

# STATE OF NEW YORK

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7037

2017-2018 Regular Sessions

## IN ASSEMBLY

March 29, 2017

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Introduced by M. of A. TITONE, CUSICK, ORTIZ, COLTON, JAFFEE, WALTER, CYMBROWITZ, BENEDETTO, MOSLEY, SIMON, COOK, BLAKE, RAIA, CROUCH, McDONOUGH, ABINANTI, OTIS, STECK, PALMESANO -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to children with disabilities placed in out-of-state facilities

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

1 Section 1. Section 4401 of the education law is amended by adding a  
2 new subdivision 12 to read as follows:

3 12. Notwithstanding any inconsistent provisions of this article, where  
4 a child with a disability is placed in an out-of-state facility, as  
5 approved by the commissioner, the state shall provide for all special  
6 services or programs as defined in paragraph a of subdivision two of  
7 this section.

8 § 2. This act shall take effect on the first of September next  
9 succeeding the date on which it shall have become a law.

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

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