STATE OF NEW YORK

5537

2017-2018 Regular Sessions

IN SENATE

April 7, 2017

Introduced by Sen. CARLUCCI -- 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 the establishment of Recovery High Schools by boards of cooperative educational services

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

Section 1. Subdivision 4 of section 1950 of the education law is amended by adding a new paragraph oo to read as follows:

oo. Boards of cooperative educational services may provide a collaborative alternative education program known as a "recovery high school" for students (i) diagnosed with substance use disorder, as defined by the Diagnostic and Statistical Manual of Mental Disorders V, and (ii) who have demonstrated a commitment to recovery. Provided that there shall be no less than five recovery high schools opened and authorized by the commissioner of the office of alcoholism and substance abuse services in conjunction with the commissioner, provided further that each recovery high school shall contain the following program elements: (a) a comprehensive four year high school education, (b) a structured plan of recovery for students, (c) a partnership with a local social services agency with expertise in substance use disorder and mental health, and (d) any other program elements pursuant to regulations of the commissioner of alcoholism and substance abuse services.

(1) Program and administrative costs, including capital costs, allocated to component school districts in accordance with a recovery high school program pursuant to this paragraph shall be eligible for BOCES aid as an aidable shared service pursuant to this section and costs allocated to a participating non-component school district pursuant to a memorandum of understanding shall be aidable pursuant to subdivision five of this section to the same extent and on the same basis as costs allocated to a component school district.

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

LBD10982-01-7

(2) The trustees or board of education of a non-component school district, including city school districts of cities in excess of one hundred twenty-five thousand inhabitants, may enter into a memorandum of understanding with a board of cooperative educational services to participate in a recovery high school program for a period not to exceed five years upon such terms as such trustees or board of education and the board of cooperative educational services may mutually agree, provided that such agreement may provide for a charge for administration of the recovery high school program including capital costs, but participating non-component school districts shall not be liable for payment of administrative expenses as defined in paragraph b of this subdivision.

§ 2. Paragraph h of subdivision 4 of section 1950 of the education law is amended by adding a new subparagraph 12 to read as follows:

(12) To enter into contracts with the commissioner of the office of alcoholism and substance abuse services, substance abuse treatment providers, and any other organization for the purpose of operating a recovery high school program. Any such proposed contract shall be subject to the review and approval of the commissioner.

§ 3. This act shall take effect immediately.