

STATE OF NEW YORK

9141

IN SENATE

July 27, 2018

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

AN ACT to amend the administrative code of the city of New York, in relation to requiring the New York city department of education to create more gifted and talented programs and classes

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

1 Section 1. The administrative code of the city of New York is amended
2 by adding a new section 21-974.1 to read as follows:

3 § 21-974.1 Gifted and talented programs and classes. Notwithstanding
4 any other provision of law, rule, regulation or local law to the contra-
5 ry, the department shall direct:

6 a. All school districts with elementary kindergarten through fifth
7 grade with four or more classes per grade shall have at least one class
8 per grade for top performing gifted and talented students who shall gain
9 entry through academic merit or an admissions examination; provided,
10 however, that any student in a gifted and talented program pursuant to
11 this subdivision shall receive automatic admission to the gifted and
12 talented program in the intermediate sixth through eighth grades.

13 b. All school districts with intermediate sixth through eighth grade
14 with four or more classes per grade shall have at least one class per
15 grade for top performing gifted and talented students who shall gain
16 entry through academic merit or an admissions examination; provided,
17 however, that if a student participated in a gifted and talented program
18 or class in elementary school, the requirements of this subdivision
19 shall be waived and such student shall automatically be enrolled in such
20 programs or classes.

21 § 2. This act shall take effect on the one hundred twentieth day after
22 it shall have become a law. Effective immediately, the addition, amend-
23 ment and/or repeal of any rule or regulation necessary for the implemen-
24 tation of this act on its effective date are authorized to be made and
25 completed on or before such effective date.

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

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