# STATE OF NEW YORK

7654--A

Cal. No. 459

2019-2020 Regular Sessions

# IN ASSEMBLY

May 14, 2019

Introduced by M. of A. JAFFEE, D'URSO, OTIS, BARRON, SAYEGH, ZEBROWSKI, LIFTON, GALEF, LAWRENCE, DeSTEFANO, MORINELLO, McDONOUGH, SCHMITT, MIKULIN, ASHBY, B. MILLER -- Multi-Sponsored by -- M. of A. MANKTELOW -- read once and referred to the Committee on Education -- reported from committee, advanced to a third reading, amended and ordered reprinted, retaining its place on the order of third reading

AN ACT to amend the education law, in relation to certain contracts with out-of-state schools; to amend the education law and the social services law, in relation to redesignating the common core standards to next generation standards; and to amend chapter 396 of the laws of 2012, amending the education law relating to services to out-of-state school districts by boards of cooperative educational services, in relation to extending the provisions thereof

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

Section 1. Subparagraph 10 of paragraph h of subdivision 4 of section 1950 of the education law, as amended by chapter 28 of the laws of 2014, is amended to read as follows:

(10) To enter into contracts of no more than five years and subject to the sunset date of this subparagraph, with out-of-state [~~school districts~~] **schools** for**: (a)** special education**;** and/or **(b)** career and technical education services [~~or~~]**; and/or (c)** for the use of existing products that demonstrate how to map the [~~common core~~] **next generation** standards to assessments**;** and/or **(d)** [~~provide~~] **providing** access to existing webinars or online courses relating to implementation of the [~~common core~~] **next generation** standards [~~and/or~~]**;** for providing professional development to educators**; and/or (e) technology products developed for the use of school districts located in New York state, including computer programs and software packages that help students learn and assist districts in achieving greater efficiencies. For purposes of this subparagraph, an out-of-state school shall mean a public elementary or**

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

LBD11580-03-9

**secondary school or a degree granting institution of higher education, located outside of New York state; provided further for purposes of providing services authorized in clauses (c), (d) and (e) of this subparagraph, out-of-state shall also include schools located outside the continental United States**. Any contract shall be approved by the commissioner, the board of cooperative educational services and the district superintendent of schools, provided such services are made available to any school district within the supervisory district and that the requirements of this subparagraph are met. Contracts must be executed by the board of cooperative educational services and the trustees or boards of education of such out-of-state [~~school districts~~] **schools** and shall only authorize out-of-state students to participate in an instructional program if such services are available to all eligible students in New York state schools in the component districts and the number of participating out-of-state students only comprises up to five percent of the total number of the total enrolled students in the instructional program at the board of cooperative educational services and that the board of cooperative educational services spends no more than thirty percent of its employees' time on services to out-of-state [~~districts~~] **schools** pursuant to this subparagraph. To be approved by the commissioner, the contract and any business plan, shall demonstrate that any services provided to out-of-state schools pursuant to this subparagraph shall not result in any additional costs being imposed on component school districts and that any payments received by the board of cooperative educational services for services provided in this subparagraph that exceed any cost to the board of cooperative educational services for providing such services shall be applied to reduce the costs of aidable shared services allocated to component school districts pursuant to paragraph d of this subdivision and shall also be applied to reduce the approved cost of services pursuant to subdivision five of this section. Services provided by a board of cooperative educational services to component districts at the time of approval of a contract under this paragraph shall not be reduced or eliminated solely due to a board of cooperative educational services' performance of services to out-of-state [~~districts~~] **schools** pursuant to this paragraph.

§ 2. Subdivisions 50 and 51 of section 305 of the education law, subdivision 50 as added by section 1 of subpart I and subdivision 51 as added by section 1 of subpart J of part AA of chapter 56 of the laws of 2014, are amended to read as follows:

50. The commissioner shall provide instructional tools and outreach materials for parents and families to assist parents and families in understanding the purposes, elements and instructional changes relating to implementation of [~~common core~~] **next generation** learning standards as well as how to best support their child's educational progress and outcomes. Such tools and outreach shall include, but not be limited to, online resources with linguistically and culturally appropriate materials, community outreach, and the dissemination of materials through schools, non-profit organizations, libraries, and other partners.

51. The commissioner shall, in order to assist school districts and boards of cooperative educational services in developing [~~common core~~] **next generation** training programs for teachers and principals, develop professional development tools, resources and materials that school districts, boards of cooperative educational services, teachers and principals may utilize. The commissioner may collaborate with the state university of New York, the city university of New York, and independent colleges and universities to offer effective, data-informed professional

development and coaching to meet the needs of implementing the [~~common core~~] **next generation** learning standards. Such professional development and coaching shall include necessary materials, age appropriate instruction and resources that provide best practices for the effective implementation of the [~~common core~~] **next generation** learning standards. Such support shall be available for the purpose of providing professional development for teachers and principals, as well as preparation programs for participating school districts, boards of cooperative educational services, charter schools and communities at large, and may include recommendations for how teachers and principals can collaborate on strategies, including but not limited to study groups and coaching, to improve classroom practices. The commissioner shall also identify regional examples of school districts that have successfully implemented the [~~common core~~] **next generation** learning standards, where such examples exist, and shall invite such districts to serve on a voluntary basis as models that principals, teachers and other school professionals within the region may visit and observe. In addition, the commissioner shall include opportunities for teachers and other content-area experts to provide feedback and recommendations for the continuous improvement and development of voluntary [~~common core~~] **next generation** curriculum modules offered by the department.

§ 3. Subparagraph 2 of paragraph (b) of subdivision 3 of section 3602-d of the education law, as added by chapter 792 of the laws of 1990, is amended to read as follows:

(2) linkages between the two years of secondary school preceding graduation and post-secondary study. Such linkage must incorporate a [~~common core~~] **next generation** of required proficiency in an occupationally oriented field leading to an associate degree or certificate in a specific career field;

§ 4. Paragraph (c) of subdivision 5 of section 421 of the social services law, as added by chapter 525 of the laws of 2006, is amended to read as follows:

(c) require all persons assigned to be a supervisor by a child protective service on or after April first, nineteen hundred eighty-six, shall have satisfactorily completed, within the first three months of employment as a supervisor or within three months of the effective date of this paragraph, whichever shall occur first, a course in the fundamentals of child protection developed by the office of children and family services. Such training course shall, among other things, strengthen and expand current training procedures for child protective service supervisors; provide the skills, knowledge and standards to practice effective case planning and case management; provide comprehensive assessment tools needed in critical decision making; require participation in the existing [~~common core~~] **next generation** training required by child protective service caseworkers; strengthen recognition and response to safety and risk indicators; improve skills to promote consistent implementation of training and practice; provide the necessary tools and assistance to build the ability to coach and monitor child protective service caseworkers and model effective investigation practice; increase cultural competency and sensitivity; and establish an annual in service training program specifically focused on child protective service supervisors.

§ 5. Section 4 of chapter 396 of the laws of 2012, amending the education law relating to services to out-of-state school districts by boards of cooperative educational services, as amended by chapter 28 of the laws of 2014, is amended to read as follows:

§ 4. This act shall take effect immediately and shall expire and be deemed repealed July 1, [~~2010~~] **2024**.

§ 6. This act shall take effect immediately; provided, however, that the amendments to subparagraph 10 of paragraph h of subdivision 4 of section 1950 of the education law made by section one of this act shall not affect the repeal of such subparagraph and shall be deemed to repeal therewith; provided, further, that any contracts entered into pursuant to this act shall not be impaired or modified by such expiration and repeal.