STATE OF NEW YORK

3696

2019-2020 Regular Sessions

IN SENATE

February 12, 2019

Introduced by Sens. HOYLMAN, ADDABBO, KENNEDY, MAYER -- 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 including private, religious or denominational educational institutions to the "dignity for all students act"

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

Section 1. Section 10 of the education law, as added by chapter 482 of the laws of 2010, is amended to read as follows:

§ 10. Legislative intent. The legislature finds that students' ability to learn and to meet high academic standards, and a school's ability to educate its students, are compromised by incidents of discrimination or harassment including bullying, taunting or intimidation. It is hereby declared to be the policy of the state to afford all students [~~in public schools~~] an environment free of discrimination and harassment. The purpose of this article is to foster civility in [~~public~~] schools and to prevent and prohibit conduct which is inconsistent with a school's educational mission.

§ 2. Subdivision 1 of section 11 of the education law, as added by chapter 482 of the laws of 2010, is amended to read as follows:

1. "School property" shall mean in or within any building, structure, athletic playing field, playground, parking lot, or land contained within the real property boundary line of [~~a public~~] **an** elementary or secondary school; or in or on a school bus, as defined in section one hundred forty-two of the vehicle and traffic law.

§ 3. Section 17 of the education law, as added by chapter 482 of the laws of 2010, is amended to read as follows:

§ 17. Application. Nothing in this article shall[~~:~~

~~1. Apply to private, religious or denominational educational institutions; or~~

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

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~~2. Preclude~~] **preclude** or limit any right or cause of action provided under any local, state or federal ordinance, law or regulation including but not limited to any remedies or rights available under the Individuals With Disabilities Education Act, Title VII of the Civil Rights Law of 1964, section 504 of the Rehabilitation Act of 1973 or the Americans with Disabilities Act of 1990.

§ 4. This act shall take effect immediately.