

# STATE OF NEW YORK

6666--A

2019-2020 Regular Sessions

## IN SENATE

August 23, 2019

Introduced by Sen. JACKSON -- read twice and ordered printed, and when printed to be committed to the Committee on Rules -- recommitted to the Committee on Education in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to instruction regarding the prevention and reporting of sexual abuse and assault

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

1 Section 1. Section 803-b of the education law, as added by chapter 187  
2 of the laws of 2019, is amended to read as follows:

3 § 803-b. Courses of study in prevention of child sexual exploitation  
4 and child sexual abuse. 1. All pupils in grades [~~K-8~~] K-12 in all public  
5 schools in the state shall receive instruction designed to prevent child  
6 sexual exploitation and child sexual abuse. All public schools shall  
7 include, as an integral part of health education, instruction concerning  
8 the recognition, avoidance, refusal and reporting of incidences of sexu-  
9 al abuse and assault. Such program shall be defined by the commissioner  
10 in regulations after consultation with the department of health and be  
11 designed to educate students, parents and school personnel about the  
12 prevention of child sexual exploitation and child sexual abuse in grades  
13 kindergarten through [~~eight~~] twelve. Such program shall include, but not  
14 be limited to students and parents. Nothing in this section shall  
15 prevent the department from making model curriculum and resource materi-  
16 als available on the department's website.

17 2. Age appropriate instruction concerning the recognition, avoidance,  
18 refusal and reporting of incidences of sexual abuse and assault included  
19 in the health education provided to students at grades K-8 may be taught  
20 by a regular classroom teacher or by a certified teacher holding a  
21 certificate to teach health education. Instruction concerning the recog-  
22 niton, avoidance, refusal and reporting of incidences of sexual abuse

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

LBD00483-02-0

1 and assault included in the health education provided to students at  
2 grades 9-12 shall be taught by teachers certified to teach health educa-  
3 tion.

4 3. The commissioner may provide technical assistance to assist in the  
5 development of curricula for such courses of study which shall be age  
6 appropriate and developed according to the needs and abilities of pupils  
7 at successive grade levels in order to provide awareness, skills, infor-  
8 mation, self-confidence and support to aid in the prevention of child  
9 sexual exploitation and child sexual abuse. The commissioner, in  
10 consultation with the commissioner of health and child advocacy agen-  
11 cies, including but not limited to the New York society for the  
12 prevention of cruelty to children, shall be authorized to establish the  
13 age appropriate curricula to be taught pursuant to subdivision two of  
14 this section.

15 § 2. This act shall take effect on the first of July next succeeding  
16 the date on which it shall have become a law, provided, however, that if  
17 chapter 187 of the laws of 2019 shall not have taken effect on or before  
18 such date then this act shall take effect on the same date and in the  
19 same manner as such chapter of the laws of 2019 takes effect. Effective  
20 immediately the commissioner of education is authorized to adopt any  
21 rules or regulations necessary to implement the provisions of this act  
22 on such effective date.