

STATE OF NEW YORK

5636--A

Cal. No. 1053

2019-2020 Regular Sessions

IN SENATE

May 9, 2019

Introduced by Sen. CARLUCCI -- read twice and ordered printed, and when printed to be committed to the Committee on Education -- reported favorably from said committee, ordered to first report, amended on first report, ordered to a second report and ordered reprinted, retaining its place in the order of second report

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:

1 Section 1. Subparagraph 10 of paragraph h of subdivision 4 of section
2 1950 of the education law, as amended by chapter 28 of the laws of 2014,
3 is amended to read as follows:

4 (10) To enter into contracts of no more than five years and subject to
5 the sunset date of this subparagraph, with out-of-state [~~school~~
6 ~~districts~~] schools for: (a) special education; and/or (b) career and
7 technical education services [~~or~~]; and/or (c) for the use of existing
8 products that demonstrate how to map the [~~common-core~~] next generation
9 standards to assessments; and/or (d) [provide] providing access to
10 existing webinars or online courses relating to implementation of the
11 [~~common-core~~] next generation standards [~~and/or~~]; for providing profes-
12 sional development to educators; and/or (e) technology products devel-
13 oped for the use of school districts located in New York state, includ-
14 ing computer programs and software packages that help students learn and
15 assist districts in achieving greater efficiencies. For purposes of this
16 subparagraph, an out-of-state school shall mean a public elementary or
17 secondary school or a degree granting institution of higher education,

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

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1 located outside of New York state; provided further for purposes of
2 providing services authorized in clauses (c), (d) and (e) of this
3 subparagraph, out-of-state shall also include schools located outside
4 the continental United States. Any contract shall be approved by the
5 commissioner, the board of cooperative educational services and the
6 district superintendent of schools, provided such services are made
7 available to any school district within the supervisory district and
8 that the requirements of this subparagraph are met. Contracts must be
9 executed by the board of cooperative educational services and the trus-
10 tees or boards of education of such out-of-state [~~school districts~~]
11 schools and shall only authorize out-of-state students to participate in
12 an instructional program if such services are available to all eligible
13 students in New York state schools in the component districts and the
14 number of participating out-of-state students only comprises up to five
15 percent of the total number of the total enrolled students in the
16 instructional program at the board of cooperative educational services
17 and that the board of cooperative educational services spends no more
18 than thirty percent of its employees' time on services to out-of-state
19 [~~districts~~] schools pursuant to this subparagraph. To be approved by the
20 commissioner, the contract and any business plan, shall demonstrate that
21 any services provided to out-of-state schools pursuant to this subpara-
22 graph shall not result in any additional costs being imposed on compo-
23 nent school districts and that any payments received by the board of
24 cooperative educational services for services provided in this subpara-
25 graph that exceed any cost to the board of cooperative educational
26 services for providing such services shall be applied to reduce the
27 costs of aidable shared services allocated to component school districts
28 pursuant to paragraph d of this subdivision and shall also be applied to
29 reduce the approved cost of services pursuant to subdivision five of
30 this section. Services provided by a board of cooperative educational
31 services to component districts at the time of approval of a contract
32 under this paragraph shall not be reduced or eliminated solely due to a
33 board of cooperative educational services' performance of services to
34 out-of-state [~~districts~~] schools pursuant to this paragraph.

35 § 2. Subdivisions 50 and 51 of section 305 of the education law,
36 subdivision 50 as added by section 1 of subpart I and subdivision 51 as
37 added by section 1 of subpart J of part AA of chapter 56 of the laws of
38 2014, are amended to read as follows:

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

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

1 ~~ere~~] next generation learning standards. Such professional development
2 and coaching shall include necessary materials, age appropriate instruc-
3 tion and resources that provide best practices for the effective imple-
4 mentation of the [~~common-core~~] next generation learning standards. Such
5 support shall be available for the purpose of providing professional
6 development for teachers and principals, as well as preparation programs
7 for participating school districts, boards of cooperative educational
8 services, charter schools and communities at large, and may include
9 recommendations for how teachers and principals can collaborate on stra-
10 tegies, including but not limited to study groups and coaching, to
11 improve classroom practices. The commissioner shall also identify
12 regional examples of school districts that have successfully implemented
13 the [~~common-core~~] next generation learning standards, where such exam-
14 ples exist, and shall invite such districts to serve on a voluntary
15 basis as models that principals, teachers and other school professionals
16 within the region may visit and observe. In addition, the commissioner
17 shall include opportunities for teachers and other content-area experts
18 to provide feedback and recommendations for the continuous improvement
19 and development of voluntary [~~common-core~~] next generation curriculum
20 modules offered by the department.

21 § 3. Subparagraph 2 of paragraph (b) of subdivision 3 of section
22 3602-d of the education law, as added by chapter 792 of the laws of
23 1990, is amended to read as follows:

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

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

32 (c) require all persons assigned to be a supervisor by a child protec-
33 tive service on or after April first, nineteen hundred eighty-six, shall
34 have satisfactorily completed, within the first three months of employ-
35 ment as a supervisor or within three months of the effective date of
36 this paragraph, whichever shall occur first, a course in the fundamen-
37 tals of child protection developed by the office of children and family
38 services. Such training course shall, among other things, strengthen and
39 expand current training procedures for child protective service supervi-
40 sors; provide the skills, knowledge and standards to practice effective
41 case planning and case management; provide comprehensive assessment
42 tools needed in critical decision making; require participation in the
43 existing [~~common-core~~] next generation training required by child
44 protective service caseworkers; strengthen recognition and response to
45 safety and risk indicators; improve skills to promote consistent imple-
46 mentation of training and practice; provide the necessary tools and
47 assistance to build the ability to coach and monitor child protective
48 service caseworkers and model effective investigation practice; increase
49 cultural competency and sensitivity; and establish an annual in service
50 training program specifically focused on child protective service super-
51 visors.

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

1 § 4. This act shall take effect immediately and shall expire and be
2 deemed repealed July 1, [~~2019~~] 2024.
3 § 6. This act shall take effect immediately; provided, however, that
4 the amendments to subparagraph 10 of paragraph h of subdivision 4 of
5 section 1950 of the education law made by section one of this act shall
6 not affect the repeal of such subparagraph and shall be deemed to repeal
7 therewith; provided, further, that any contracts entered into pursuant
8 to this act shall not be impaired or modified by such expiration and
9 repeal.