

STATE OF NEW YORK

7841

IN SENATE

January 12, 2022

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

AN ACT to amend the education law, in relation to the issuance of diplomas to youth who are placed, committed, supervised, detained or confined in certain facilities

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

Section 1. Section 112-a of the education law, as added by a chapter of the laws of 2021 amending the education law relating to the issuance of diplomas to youth who are placed, committed, supervised, detained or confined in certain facilities, as proposed in legislative bills numbers S. 7101 and A. 7576, is amended to read as follows:

§ 112-a. Students confined in certain facilities; responsibility for issuance of diplomas. 1. A person under twenty-one years of age who has not received a high school diploma and who is placed with, committed to, under the supervision of, detained or otherwise confined in any facility operated or administered by a state department or agency or political subdivision of the state which provides educational programs pursuant to section one hundred twelve of this article, or who is confined in a correctional facility, as defined in subdivision four of section two of the correction law, and who participates in an educational program provided by such facility, shall be issued a high school diploma by the school district of location except when ~~[such]~~ credit bearing educational programming is provided by another school district. When credit bearing educational programming is provided by another school district, that district shall be responsible for issuing the high school diploma. The school district ~~[has determined that]~~ responsible for issuing the diploma must determine if such person has completed the minimum New York state diploma requirements as set forth in the regulations of the commissioner while placed with, committed to, under the supervision of, detained or confined in such facility.

2. For purposes of this section the term "school district of location" means the school district in which the facility where such youth is placed, committed, supervised, detained or confined is located.

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

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1 § 2. This act shall take effect on the same date and in the same
2 manner as a chapter of the laws of 2021 amending the education law
3 relating to the issuance of diplomas to youth who are placed,
4 committed, supervised, detained or confined in certain facilities, as
5 proposed in legislative bills numbers S. 7101 and A. 7576, takes
6 effect.