STATE OF NEW YORK

396

2023-2024 Regular Sessions

IN ASSEMBLY

January 9, 2023

Introduced by M. of A. BURDICK, GALLAHAN, MEEKS, SEAWRIGHT, SIMON, SANTABARBARA, J. A. GIGLIO, LUNSFORD, HEVESI, SAYEGH -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to authorizing school districts that provide transition services to allow the delivery of such transition services, including integrated employment, during school hours

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

Section 1. Paragraph c of subdivision 2 of section 4402 of the education law, as amended by chapter 273 of the laws of 1986, is amended to read as follows:

c. **(1)** Nothing in this section shall be deemed or construed to prohibit a committee on special education from recommending a special service or program specified in paragraph d of subdivision two of section forty-four hundred one of this [~~chapter~~] **article** or to diminish the power of the commissioner to make appointments pursuant to such paragraph.

(2) Provided, however, that where the board of education or trustees in furnishing suitable educational opportunities for students with disabilities has selected as one of the most reasonable and appropriate special services or programs for such children from those programs specified in paragraph n of subdivision two of section forty-four hundred one of this article upon receipt of the recommendation of the committee on special education, the provision of transition services, in particular vocational training programs approved by the department or by another state agency shall be permitted to occur in the last three years of secondary education of a student with disability during school hours.

§ 2. This act shall take effect on the thirtieth day after it shall have become a law.

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

LBD01129-01-3