STATE OF NEW YORK

5010

2023-2024 Regular Sessions

IN ASSEMBLY

February 27, 2023

Introduced by M. of A. LAVINE, AUBRY, BURGOS, REYES, DeSTEFANO -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to prohibiting corporal punishment in schools

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

Section 1. Subdivision 1 of section 1125 of the education law, as added by chapter 180 of the laws of 2000, is amended to read as follows:

1. "Child abuse" shall mean any of the following acts committed in an educational setting by an employee or volunteer against a child: (a) intentionally or recklessly inflicting **corporal punishment resulting in physical pain,** physical injury, serious physical injury or death, or (b) intentionally or recklessly engaging in conduct which creates a substantial risk of such physical injury, serious physical injury or death, or (c) any child sexual abuse as defined in this section, or (d) the commission or attempted commission against a child of the crime of disseminating indecent materials to minors pursuant to article two hundred thirty-five of the penal law**, or the threat of inflicting physical pain**.

§ 2. This act shall take effect immediately.

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

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