# STATE OF NEW YORK

3365

2023-2024 Regular Sessions

# IN ASSEMBLY

February 2, 2023

Introduced by M. of A. PHEFFER AMATO, CARROLL, D. ROSENTHAL, WEPRIN, BICHOTTE HERMELYN -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to providing transportation for children with handicapping conditions

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

Section 1. Paragraph d of subdivision 4 of section 4402 of the education law, as amended by chapter 646 of the laws of 1992, is amended to read as follows:

d. Notwithstanding any other provision of law, such board shall provide suitable transportation up to a distance of fifty miles to and from a nonpublic school which a child with a handicapping condition attends if such child has been so identified by the local committee on special education [~~and such child attends such school for the purpose of receiving services or programs similar to special educational programs recommended for such child by the local committee on special education~~].

§ 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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