STATE OF NEW YORK

8123

2023-2024 Regular Sessions

IN ASSEMBLY

October 13, 2023

Introduced by M. of A. SOLAGES -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to requiring school districts to refer a child with a disability for evaluation when application for registration of the child with the district is first made

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

Section 1. Section 4401-a of the education law is amended by adding a new subdivision 7 to read as follows:

7. With respect to a student who is registering with a school district for the first time, a referral for initial evaluation as provided in this section shall be made within forty-eight hours of the time of the first contact between the school district and the person or entity registering the student with the school district, provided a request for referral has been made. A referral for evaluation shall not be delayed until registration of the student has been completed.

§ 2. This act shall take effect immediately; provided, however, if this act shall have become a law after June 30, 2024 it shall take effect immediately and shall be deemed to have been in full force and effect on and after June 30, 2024; and provided further, that the amendments to section 4401-a of the education law made by section one of this act shall survive the expiration and reversion of such section as provided in subdivision d of section 27 of chapter 378 of the laws of 2007, as amended.

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

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