

STATE OF NEW YORK

8204

2025-2026 Regular Sessions

IN ASSEMBLY

May 5, 2025

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

AN ACT to amend the education law, in relation to requiring immediate notification of a child's parent or guardian when an allegation of child abuse in an educational setting has been made regarding such child

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

1 Section 1. Subdivisions 1 and 3 of section 1128 of the education law,
2 as added by chapter 180 of the laws of 2000, are amended to read as
3 follows:
4 1. Where the subject child has made the allegation: (a) [~~promptly~~
5 immediately notify the parent or guardian of such child that an allega-
6 tion of child abuse in an educational setting has been made regarding
7 such child and promptly provide the parent or guardian with a written
8 statement prepared pursuant to regulations of the commissioner setting
9 forth parental rights, responsibilities and procedures under this arti-
10 cle; (b) where a school administrator receives a written report, prompt-
11 ly provide a copy of such report to the superintendent; and (c) promptly
12 forward such report to appropriate law enforcement authorities. In no
13 event shall reporting to law enforcement be delayed by reason of an
14 inability to contact the superintendent.
15 3. Where a person other than the subject child or the parent or guard-
16 ian of a subject child has made the allegation: (a) [~~promptly~~] imme-
17 diately notify the parent or guardian of the subject child that an alle-
18 gation of child abuse in an educational setting has been made regarding
19 [~~his or her~~] their child and promptly provide the parent or guardian
20 with a written statement prepared pursuant to regulations of the commis-
21 sioner setting forth parental rights, responsibilities and procedures
22 under this article; (b) ascertain from the person making such report the
23 source and basis for such allegation; (c) where a school administrator

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

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1 receives a written report, promptly provide a copy of such report to the
2 superintendent; and (d) promptly forward such report to appropriate law
3 enforcement authorities. In no event shall reporting to law enforcement
4 be delayed by reason of an inability to contact the superintendent.
5 § 2. This act shall take effect on the thirtieth day after it shall
6 have become a law.