STATE OF NEW YORK

8827

2025-2026 Regular Sessions

IN ASSEMBLY

June 9, 2025

Introduced by M. of A. K. BROWN -- read once and referred to the Committee on Codes

AN ACT to amend the executive law and the education law, in relation to requiring the school of a child who has their parent, guardian, or other person legally charged with the care or custody of such child arrested or whose house has been visited by police be informed of such arrest or visitation and the school establish procedures to best help such child

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

Section 1. Section 214-i of the executive law, as added by chapter 648 of the laws of 2024, is amended to read as follows:

§ 214-i. Child-sensitive [~~arrests~~] **police interactions**. The superintendent, in consultation with the office of children and family services and the division of criminal justice services, shall develop, maintain and disseminate to all members of the state police, including new and veteran officers, written policies and procedures, regarding child-sensitive [~~arrest~~] **police interaction** practices. Such policies and procedures shall ensure the identification and safety of a child less than eighteen years old when such child's parent, guardian, or other person legally charged with the care or custody of such child is arrested **or is interacting with a state police officer at such child's home**. Such policies and procedures shall include, but not be limited to:

(a) procedures to ensure that state police officers inquire and document whether an arrestee is the parent, guardian or person legally charged with the care or custody of a child;

(b) procedures to allow for the arrangement of temporary care for the child of an arrested parent, guardian or other person legally charged with the care or custody of such child to ensure such child's safety and well-being, which may include allowing the arrested parent, guardian or

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

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other person legally charged with the care or custody of such child to place additional phone calls to arrange for child care;

(c) education on how witnessing violence causes emotional harm to children and how law enforcement can assist in minimizing the impact of such harm; [~~and~~]

(d) information on the availability of access to community-based providers of crisis intervention, child protection and other supportive resources that could aid the child of an arrested parent, guardian or other person legally charged with the care or custody of such child[~~.~~];

(e) procedures to ensure that designated school personnel are informed of the arrest of a parent, guardian or person legally charged with the care or custody of a child who attends the school; and

(f) procedures to ensure that designated school personnel are informed when a state police officer visits a child who attends the school's home.

§ 2. Section 305 of the education law is amended by adding two new subdivisions 63 and 64 to read as follows:

63. The commissioner shall require each school district provide trauma sensitive intervention training to all school employees. Such training shall be developed by the commissioner and shall include procedures to alert appropriate school staff of a child's exposure to violence.

64. The commissioner shall require each school district to designate certain personnel to be informed of the arrest of a parent, guardian or person legally charged with the care or custody of a child who attends the school and when a state police officer visits a child who attends the school's home. Upon a school district being made aware of such arrest or such visitation, the teachers and counselors of such child shall be made aware of the arrest or visitation and shall observe the child for behavioral and academic changes using trauma sensitive interventions where appropriate. Where a teacher notices changes in the child's behavior or academic performance, they shall refer the student to the school's counselor who shall assess the child's needs to determine if counseling/services are needed and make a recommendation to the child's parent, guardian or person legally charged with the care or custody of a child.

§ 3. This act shall take effect on the first of July next succeeding the date on which it shall have become a law; provided, however, that if chapter 648 of the laws of 2024 shall not have taken effect on or before such date then this act shall take effect on the same date and in the same manner as such chapter of the laws of 2024 takes effect. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.