

# STATE OF NEW YORK

10249

## IN SENATE

May 8, 2026

Introduced by Sens. BOTTCHEr, BRISPORT, CLEARE, FERNANDEZ, GOUNARDES, JACKSON, MYRIE, PALUMBO, PARKER, SALAZAR, SCARCELLA-SPANTON, SERRANO, WEBB -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to enacting the student suicide prevention act

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

1 Section 1. Short title. This act shall be known and may be cited as  
2 the "student suicide prevention act".

3 § 2. The education law is amended by adding a new article 2-B to read  
4 as follows:

### ARTICLE 2-B

#### STUDENT SUICIDE PREVENTION

##### Section 24. Legislative intent.

##### 25. Definitions.

##### 26. Policies, procedures, and guidelines.

##### 27. Reporting.

##### 28. Application.

##### 29. Severability and construction.

13 § 24. Legislative intent. The legislature finds and declares the  
14 following: 1. According to data from the National Center for Health  
15 Statistics, suicide remains a critical issue. In two thousand twenty-  
16 one, suicide was the second leading cause of death for youth and young  
17 adults ten to twenty-four years of age, inclusive, in both the United  
18 States and in New York state.

19 2. As children and teens spend a significant amount of their young  
20 lives in school, the personnel who interact with them on a daily basis  
21 are essential gatekeepers for recognizing warning signs of suicide and  
22 making the appropriate referrals for help.

23 3. In a national survey conducted by the Jason Foundation, a teacher  
24 was identified as the number one person to whom a student would turn to  
25 help a friend who might be suicidal. It is imperative that when a young

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

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1 person comes to a teacher for help, such teacher has the knowledge,  
2 tools, and resources to respond correctly.

3 4. In the year two thousand eighteen, the federal Centers for Disease  
4 Control and Prevention found in its Youth Risk Behavior Survey that  
5 lesbian, gay, and bisexual youth are almost four times more likely to  
6 seriously consider attempting suicide, have made a suicide plan, or have  
7 attempted suicide, than their heterosexual peers. In two thousand twen-  
8 ty-four, Trevor Project National Survey, thirty-nine percent of lesbian,  
9 gay, bisexual, transgender, queer or questioning (LGBTQ) youth seriously  
10 considered attempting suicide in the past year, and twelve percent  
11 attempted suicide.

12 5. There are national hotlines available to help adults and youth,  
13 including LGBTQ youth, who are experiencing suicidal ideation or who are  
14 worried about a family member or peer who may be at risk, including the  
15 National Suicide Prevention Lifeline, the Crisis Text Line, the Trevor  
16 Project Lifeline, and TrevorChat.

17 6. According to the Family Acceptance Project, research has found  
18 that, for an LGBTQ youth, having at least one supportive adult can  
19 reduce the youth's risk of suicide.

20 7. New York state schools face the serious issues of students at high  
21 risk of suicide and death by suicide in the school communities. School  
22 personnel must be supported by clear policies and procedures, which  
23 serve as an easily-accessible roadmap, eliminate confusion over educator  
24 roles and the referral process, and equip educators with the tools to  
25 respond safely when a suicide does occur in the school community.

26 § 25. Definitions. For the purposes of this article, the following  
27 terms shall have the following meanings: 1. "Crisis situation" means a  
28 situation where a teacher or other local educational agency employee  
29 believes a student or other individual is in imminent danger of a  
30 suicide attempt.

31 2. "LGBTQ" means lesbian, gay, bisexual, transgender, queer or ques-  
32 tioning.

33 3. "Local educational agency" means a school district, board of coop-  
34 erative educational services, school, or the education department.

35 4. "Suicide intervention" means specific actions schools can take in  
36 response to suicidal behavior by a student, including, but not limited  
37 to:

38 a. student supervision;

39 b. notification of parents or guardians;

40 c. crisis situation response protocols;

41 d. when and how to request an immediate mental health assessment or  
42 emergency services; and

43 e. school re-entry procedures following a student mental health  
44 crisis.

45 5. "Suicide postvention" means planned support and interventions  
46 schools can implement after a suicide attempt or suicide death of a  
47 member of the school community that are designed to:

48 a. reduce the risk of the spread of suicidal thoughts or intentions;

49 b. provide support for affected students and school-based personnel;

50 c. address the social stigma associated with suicide; and

51 d. disseminate factual information about suicide and its prevention.

52 6. "Suicide prevention" means specific actions schools can take to  
53 recognize and reduce suicidal behavior, including, but not limited to:

54 a. identifying risks and protective factors for suicide and suicide  
55 warning signs;

1 b. establishing a process by which students are referred to a mental  
2 and behavioral health provider for help;

3 c. making available school-based and community-based mental health  
4 supports;

5 d. providing the location of available online and community suicide  
6 prevention resources, including local crisis centers and hotlines;

7 e. adopting policies and protocols regarding suicide prevention,  
8 intervention, and postvention, school safety, and response to crisis  
9 situations;

10 f. training for classroom teachers, school counselors, school psychol-  
11 ogists, school social workers, school coaches, school administrators or  
12 supervisors and the superintendent of schools in recognizing suicide  
13 risks and warning signs and how to refer students for further assessment  
14 and evaluation; and

15 g. instruction to students in problem-solving and coping skills to  
16 promote students' mental, emotional, and social health and well-being,  
17 and instruction in recognizing and appropriately responding to signs of  
18 suicidal intent in others.

19 § 26. Policies, procedures, and guidelines. 1. The governing board or  
20 body of every local educational agency that serves students in grades  
21 seven to twelve, inclusive, shall, before the first day of August, two  
22 thousand twenty-seven, adopt policies, procedures, and guidelines on  
23 student suicide prevention, intervention, and postvention for students  
24 in such grades. Such policies, procedures, and guidelines shall be  
25 developed in consultation with school and community stakeholders,  
26 school-employed mental health professionals, and suicide prevention  
27 experts, and shall include, but not be limited to:

28 a. methods to increase awareness of the relationship between suicide  
29 and suicide risk factors including, but not limited to:

30 i. mental health and substance use conditions;

31 ii. childhood abuse, neglect, or trauma;

32 iii. prolonged stress, including individual experiences such as bully-  
33 ing, harassment, family or relationship stress, or other stressful life  
34 events, as well as collective stressors such as systemic bias and  
35 discrimination;

36 iv. exposure to another person's suicide, or sensationalized or graph-  
37 ic accounts of suicide; and

38 v. previous suicide attempts or history of suicide within a student's  
39 family;

40 b. identification of training opportunities on recognizing suicide  
41 risks, coordination with training conducted pursuant to article two of  
42 this chapter, and identification of referral procedures available to  
43 school employees;

44 c. availability of expertise from school employees who have been  
45 trained in recognizing suicide risks, and referral procedures;

46 d. how school employees should respond to suspicion, concerns, or  
47 warning signs of suicide in students;

48 e. how school employees should respond to a crisis situation where a  
49 student is in imminent danger to themself;

50 f. policies and protocols for communication with parents, including  
51 those that specify what to do if parental notification is not in the  
52 best interest of the student;

53 g. counseling services available within the school for students and  
54 their families that are related to suicide prevention;

1 h. availability of information concerning crisis situation inter-  
2 vention, suicide prevention, and mental health services in the community  
3 for students and their families and school employees;

4 i. identification and development of partnerships with community  
5 organizations and agencies for referral of students to health, mental  
6 health, substance use, and social support services, including develop-  
7 ment of at least one memorandum of understanding between the local  
8 education agency and such an organization or agency in the community or  
9 region, other than a law enforcement agency;

10 j. development of a culturally competent plan to assist survivors of  
11 attempted suicide and to assist students and school employees in coping  
12 with an attempted suicide or a suicide death within the school communi-  
13 ty; and

14 k. development of any other related program or activity for students  
15 or school employees.

16 2. The policies, procedures, and guidelines adopted pursuant to subdi-  
17 vision one of this section shall specifically address the needs of high-  
18 risk groups, including, but not limited to, the following:

19 a. youth who have lost a friend or family member to suicide;

20 b. youth with disabilities or with chronic health conditions, includ-  
21 ing mental health and substance use conditions;

22 c. youth experiencing homelessness or in out-of-home settings, such as  
23 foster care;

24 d. LGBTQ youth; and

25 e. students who have been the target of harassment, bullying, coercive  
26 control or discrimination.

27 3. The policies, procedures, and guidelines adopted pursuant to subdi-  
28 vision one of this section shall be written to ensure that a school  
29 employee acts only within the authorization and scope of such employee's  
30 credential or license. Nothing in this section shall be construed as  
31 authorizing or encouraging a school employee to diagnose or treat mental  
32 health conditions unless such employee is specifically licensed and  
33 employed to do so.

34 4. The policies, procedures and guidelines adopted pursuant to this  
35 section shall incorporate the terms of the school's written contract or  
36 memorandum of understanding on the role of law enforcement as required  
37 pursuant to section two thousand eight hundred one-a of this chapter,  
38 ensure that school officials are solely responsible for responding to  
39 student behavior, and make clear that unless otherwise authorized by  
40 state law, any determination that a student requires hospital transport  
41 for a mental health evaluation shall be made, whenever practicable, by a  
42 clinically trained mental health professional employed or contracted by  
43 the school. Such student shall be accompanied during such transport by  
44 a school social worker, guidance counselor, nurse, therapist or a desig-  
45 nated school employee, and such person shall stay with the student until  
46 their parent or parent's designee arrives. The school shall be responsi-  
47 ble for contacting the parent when such hospital transport is needed.

48 5. To assist local educational agencies in developing policies for  
49 student suicide prevention, the department shall develop and maintain  
50 model policies, procedures, and guidelines in accordance with this  
51 section to serve as a guide for local educational agencies. Such model  
52 policies, procedures, and guidelines shall be posted within thirty days  
53 of their completion on the department's internet website, along with  
54 relevant resources and information to support schools in developing and  
55 implementing the policies, procedures, and guidelines required under  
56 subdivision one of this section.

1 6. The governing board or body of a local educational agency that  
2 serves students in grades seven to twelve, inclusive, shall review, at  
3 minimum every fifth year following the effective date of this article,  
4 its policies, procedures, and guidelines on student suicide prevention  
5 and, if necessary, update such policies, procedures, and guidelines.

6 § 27. Reporting. 1. The commissioner, in conjunction with the commis-  
7 sioner of health, shall create a procedure under which incidents of  
8 suicide or attempted suicide by students are reported to the department  
9 every five years by the first day of September, provided that such  
10 reporting shall not contain information identifiable with any individual  
11 student. Such procedure shall provide that such reports shall also  
12 delineate whether such student was the subject of a report of harass-  
13 ment, bullying, coercive control or discrimination; and whether they had  
14 transferred into the school within the preceding twelve months. In addi-  
15 tion, the department shall request the comptroller to undertake studies  
16 to determine compliance throughout the state with the provisions of this  
17 article.

18 2. The commissioner shall use such reports and data to identify  
19 schools and districts that may benefit from assistance to meet the stan-  
20 dards and objectives of this article. The commissioner shall promulgate  
21 policies and procedures for improving conditions at these schools to  
22 ensure proper training, support, and compliance with all requirements.

23 3. The commissioner shall deliver the report referenced in subdivision  
24 one of this section to the temporary president of the senate, speaker of  
25 the assembly, minority leader of the senate, minority leader of the  
26 assembly, chair and ranking member of the senate education committee and  
27 chair and ranking member of the assembly education committee every two  
28 years on or before the first day of November.

29 § 28. Application. The provisions of this article shall apply to all  
30 private and public educational institutions, including charter schools,  
31 in New York state.

32 § 29. Severability and construction. The provisions of this article  
33 shall be severable, and if any court of competent jurisdiction declares  
34 any phrase, clause, sentence or provision of this article to be invalid,  
35 or its applicability to any government agency, person or circumstance is  
36 declared invalid, the remainder of this article and its relevant appli-  
37 cability shall not be affected. The provisions of this article shall be  
38 liberally construed to give effect to the purposes thereof.

39 § 3. Section 10 of the education law, as added by chapter 482 of the  
40 laws of 2010, is amended to read as follows:

41 § 10. Legislative intent. The legislature finds that students' ability  
42 to learn and to meet high academic standards, and a school's ability to  
43 educate its students, are compromised by incidents of discrimination or  
44 harassment including bullying, taunting or intimidation. It is hereby  
45 declared to be the policy of the state to afford all students in public  
46 schools an environment free of discrimination and harassment, **whether in**  
47 **the school building or on the internet.** The purpose of this article is  
48 to foster civility in public schools and to prevent and prohibit conduct  
49 which is inconsistent with a school's educational mission.

50 § 4. Subdivisions 1, 2, 7 and 8 of section 11 of the education law,  
51 subdivisions 1 and 2 as added by chapter 482 of the laws of 2010 and  
52 subdivision 7 as amended and subdivision 8 as added by chapter 102 of  
53 the laws of 2012, are amended and three new subdivisions 11, 12 and 13  
54 are added to read as follows:

55 1. "School property" shall mean in or within any building, structure,  
56 athletic playing field, playground, parking lot, or land contained with-

1 in the real property boundary line of a public elementary or secondary  
2 school; or in or on a school bus, as defined in section one hundred  
3 forty-two of the vehicle and traffic law; or in or within a school  
4 administrative building.

5 2. "School function" shall mean a school board or trustee meeting or a  
6 school-sponsored or school-authorized extra-curricular event or activity  
7 regardless of where such event or activity takes place, including any  
8 event or activity that may take place in another state including but not  
9 limited to field trips and athletic practices, scrimmages and events.

10 7. "Harassment" [~~and "bullying"~~] shall mean the creation of a hostile  
11 environment by a fellow member of the school community or an agent of  
12 such member by conduct or by threats, intimidation or abuse, including  
13 by bullying, cyberbullying or coercive control, that (a) has or would  
14 have the effect of unreasonably [~~and substantially~~] interfering with [~~a~~]  
15 such student's educational performance, opportunities or benefits, or  
16 mental, emotional or physical well-being; or (b) reasonably causes or  
17 would reasonably be expected to cause [~~a~~] such student to fear for [~~his~~  
18 ~~or her~~] their physical safety; or (c) reasonably causes or would reason-  
19 ably be expected to cause physical injury or emotional harm to [~~a~~] such  
20 student; or (d) occurs off school property and creates or would foresee-  
21 ably create a risk of [~~substantial~~] unreasonable disruption within the  
22 school environment, where it is foreseeable that the conduct, threats,  
23 intimidation or abuse might reach school property. Acts of harassment,  
24 [~~and~~] bullying and coercive control shall include, but not be limited  
25 to, [~~these~~] acts based on a person's actual or perceived race, color,  
26 weight, age, physical characteristics, national origin, ethnic group,  
27 religion, religious practice, disability, sexual orientation, gender or  
28 sex. For the purposes of this definition the term "threats, intimidation  
29 or abuse" shall include verbal and non-verbal actions.

30 8. "Cyberbullying" [~~shall mean~~] is a type of harassment [~~or~~], includ-  
31 ing bullying or coercive control as defined in subdivision seven of this  
32 section, [~~including paragraphs (a), (b), (c) and (d) of such subdivi-~~  
33 ~~sion,~~] where such harassment [~~or bullying~~] occurs through any form of  
34 electronic communication, including but not limited to cell phones,  
35 email, social media, chat rooms or text messaging.

36 11. "Bullying" is a type of harassment as defined in this section that  
37 shall mean a pattern of deliberate aggressive acts by a person or group  
38 intended to harm, dominate or humiliate another person who is in any way  
39 perceived to be more vulnerable than the aggressor. Bullying may involve  
40 verbal attacks, teasing, physical attacks, or threats of harm to such  
41 other person or another person, intentionally sharing personal or  
42 private information or images about someone without their consent caus-  
43 ing embarrassment or reputational harm to them, intentionally altering  
44 the personal information or the social media account of a person without  
45 their consent, intentionally using artificial intelligence to mimic or  
46 alter a person's likeness or voice without their consent, deliberately  
47 excluding a person from activities, or other forms of intimidation. The  
48 deliberate targeting of a more vulnerable person by one person or a  
49 group of persons distinguishes "bullying" from "conflict" or other kinds  
50 of aggression not addressed by this article. "Bullying" involves one  
51 person or a group with an intent to harm, dominate or humiliate another  
52 person who is perceived by the bully as having less power, including but  
53 not limited to less physical strength or social power, and in a  
54 "conflict" there is a disagreement between two active parties.

55 12. "Coercive control" is a type of harassment as defined in this  
56 section that shall mean a pattern of behavior used by a person with

1 leverage over another person to influence such other person's conduct by  
 2 dominating, isolating or instilling fear or confusion in them and which  
 3 results in distress or erodes their sense of autonomy or safety. Coer-  
 4 cive control may manifest between student partners in an affectionate  
 5 relationship or between a school employee, school coach or board member  
 6 or trustee and a student, and may involve surveillance over the other  
 7 person, isolating the other person from friends or family, gaslighting  
 8 the other person, punishing the other person for asserting autonomy, or  
 9 asserting rules over the other person's friendships, clothing, move-  
 10 ments, communications, bodily autonomy or emotional expression through  
 11 fear, guilt or manipulation.

12 13. "Gaslighting" shall mean the act of manipulating a person into  
 13 doubting their own perceptions, memory, or understanding of reality.

14 § 5. Subdivision 1 of section 12 of the education law, as amended by  
 15 chapter 102 of the laws of 2012, is amended to read as follows:

16 1. No student shall be subjected to harassment [~~or~~], bullying or coer-  
 17 cive control by employees, school coaches, school board members or trus-  
 18 tees, or students on school property [~~or~~], at a school function or  
 19 through any form of electronic communication; nor shall any student be  
 20 subjected to discrimination based on a person's actual or perceived  
 21 race, color, weight, national origin, ethnic group, religion, religious  
 22 practice, disability, sexual orientation, gender, or sex by school  
 23 employees, school coaches, school board members or trustees, or students  
 24 on school property [~~or~~], at a school function or though any form of  
 25 electronic communication. Nothing in this subdivision shall be  
 26 construed to prohibit a denial of admission into, or exclusion from, a  
 27 course of instruction based on a person's gender that would be permissi-  
 28 ble under section thirty-two hundred one-a or paragraph (a) of subdivi-  
 29 sion two of section twenty-eight hundred fifty-four of this chapter and  
 30 title IX of the Education Amendments of 1972 (20 U.S.C. section 1681,  
 31 et. seq.), or to prohibit, as discrimination based on disability,  
 32 actions that would be permissible under section 504 of the Rehabili-  
 33 tation Act of 1973.

34 § 6. Subdivisions 1, 2, 4 and 5 of section 13 of the education law,  
 35 subdivisions 1 and 2 as amended and subdivisions 4 and 5 as added by  
 36 chapter 102 of the laws of 2012, are amended and a new subdivision 6 is  
 37 added to read as follows:

38 1. Policies and procedures intended to create a school environment  
 39 that is free from harassment, bullying, coercive control and discrimi-  
 40 nation, that include but are not limited to provisions which:

41 a. identify the principal, superintendent or the principal's or super-  
 42 intendent's designee as the school employee charged with receiving  
 43 reports of harassment, bullying, coercive control and discrimination;

44 b. enable students and parents to make an oral or written report of  
 45 harassment, bullying, coercive control or discrimination to teachers,  
 46 administrators and other school personnel that the school district deems  
 47 appropriate, as identified in the district's policies, procedures and  
 48 guidelines;

49 c. require school employees, school coaches or school board members or  
 50 trustees who witness harassment, bullying, coercive control or discrimi-  
 51 nation, or receive an oral or written report of harassment, bullying,  
 52 coercive control or discrimination, to promptly orally notify the prin-  
 53 cipal, superintendent or the principal's or superintendent's designee,  
 54 or in the case of an employee, school coach or school board member or  
 55 trustee who receives a written report, to promptly deliver such report,  
 56 not later than one school day after such school employee, school coach

1 or school board member or trustee witnesses or receives a report of  
2 harassment, bullying, coercive control or discrimination[~~, and to file a~~  
3 ~~written report with the principal, superintendent or the principal or~~  
4 ~~superintendent's designee not later than two school days after making~~  
5 ~~such oral report~~];

6 d. require the principal, superintendent or the principal's or super-  
7 intendent's designee to (i) prepare a written report not later than one  
8 school day after receiving an oral report of harassment, bullying, coer-  
9 cive control or discrimination from a school employee, school coach or  
10 school board member or trustee; (ii) lead or supervise the thorough  
11 investigation of all reports of harassment, bullying, coercive control  
12 and discrimination, including to promptly but not later than one school  
13 day after receiving a report of harassment, bullying, coercive control  
14 or discrimination, contact the individual who made such report, where  
15 possible, to discuss allegations, any witnesses or other corroboration  
16 including but not limited to screenshots of electronic communications,  
17 and desired resolutions, and to prepare a written report of such meet-  
18 ing; and [to] (iii) ensure that such investigation is completed promptly  
19 after the completion or receipt of any written reports made under this  
20 section;

21 e. require the school, when an investigation reveals any such verified  
22 harassment, bullying, coercive control or discrimination, to take prompt  
23 actions reasonably calculated to end the harassment, bullying, coercive  
24 control or discrimination, eliminate any hostile environment, create a  
25 more positive school culture and climate, prevent recurrence of the  
26 behavior, and ensure the safety of the student or students against whom  
27 such harassment, bullying, coercive control or discrimination was  
28 directed. Such actions shall be consistent with the guidelines created  
29 pursuant to subdivision four of this section;

30 f. prohibit retaliation against any individual who, in good faith,  
31 reports, or assists in the investigation of, harassment, bullying, coer-  
32 cive control or discrimination;

33 f-1. provide for the receipt of credible anonymous tips and informa-  
34 tion regarding harassment, bullying, coercive control or discrimination;

35 g. include a school strategy to prevent harassment, bullying, coercive  
36 control and discrimination, including but not limited to, parent educa-  
37 tion sessions and semiannual age-appropriate school assemblies regarding  
38 topics such as conflict resolution and de-escalation techniques;

39 h. require the principal to make a regular report on data and trends  
40 related to harassment, bullying, coercive control and discrimination to  
41 the superintendent and shall, pursuant to the direction of the board of  
42 education or the trustees or sole trustee of such school district,  
43 require such report to include the results of a survey shared with fami-  
44 lies, staff and students by the thirty-first of December which asks  
45 questions concerning the everyday experiences and perceptions of such  
46 stakeholders with respect to safety and the school environment. The  
47 results of such survey shall be published on the school's website by the  
48 next succeeding first of July;

49 i. require the principal, superintendent or the principal's or super-  
50 intendent's designee, to notify promptly the appropriate local law  
51 enforcement agency when such principal, superintendent or the princi-  
52 pal's or superintendent's designee, believes that any harassment, bully-  
53 ing, coercive control or discrimination constitutes criminal conduct;

54 j. include appropriate references to the provisions of the school  
55 district's code of conduct, including the code of conduct for school  
56 coaches, adopted pursuant to section twenty-eight hundred one of this

1 chapter that are relevant to harassment, bullying, coercive control and  
2 discrimination;

3 k. require each school, at least once during each school year, to  
4 provide all school employees, school coaches, students [~~and~~], parents or  
5 guardians and school board members or trustees with a written or elec-  
6 tronic copy of the school district's policies created pursuant to this  
7 section, or a plain-language summary thereof, including notification of  
8 the process by which students, parents [~~and~~] or guardians, school  
9 employees, school coaches or school board members or trustees may report  
10 harassment, bullying or coercive control and discrimination [~~— This~~  
11 ~~subdivision shall not be construed to require additional distribution of~~  
12 ~~such policies and guidelines if they are otherwise distributed to school~~  
13 ~~employees, students and parents~~], provide copies of such plain-language  
14 summary to all students at a general assembly held at the beginning of  
15 the school year, and conspicuously post a written notification informing  
16 students about such policy, the name of the school employee designated  
17 to receive reports of harassment, bullying, coercive control or discrim-  
18 ination and the web address for the New York state center for school  
19 safety in the school lobby and in every restroom used by students as  
20 well as other parts of the school where students are likely to see such  
21 notification;

22 1. maintain current versions of the school district's policies created  
23 pursuant to this section on the school district's internet website, if  
24 one exists; and

25 m. include a school strategy to foster safe, responsible use of the  
26 internet and electronic communications; and

27 2. Guidelines to be used in school training programs to discourage the  
28 development of harassment, bullying, coercive control and discrimi-  
29 nation, and to make school employees, school coaches and school board  
30 members or trustees aware of the effects of harassment, bullying, coer-  
31 cive control, cyberbullying and discrimination on students and that are  
32 designed:

33 a. to raise the awareness and sensitivity of school employees, school  
34 coaches and school board members or trustees to potential harassment,  
35 bullying, coercive control and discrimination, and

36 b. to enable employees, school coaches and school board members or  
37 trustees to prevent and respond to harassment, bullying, coercive  
38 control and discrimination; and

39 4. Guidelines relating to the development of measured, balanced and  
40 age-appropriate responses to instances of harassment, bullying, coercive  
41 control or discrimination by students, with remedies and procedures  
42 following a progressive model that make appropriate use of intervention,  
43 discipline and education, vary in method according to the nature of the  
44 behavior, the developmental age of the student and the student's history  
45 of problem behaviors, and are consistent with the district's code of  
46 conduct; and

47 5. Training required by this section shall address the social patterns  
48 of harassment, bullying, coercive control and discrimination, as defined  
49 in section eleven of this article, including but not limited to those  
50 acts based on a person's actual or perceived race, color, weight, age,  
51 physical characteristics, national origin, ethnic group, religion, reli-  
52 gious practice, disability, sexual orientation, gender or sex, the iden-  
53 tification and mitigation of harassment, bullying, coercive control and  
54 discrimination including but not limited to training in restorative  
55 justice and mediation techniques, [~~and~~] strategies for effectively  
56 addressing problems of exclusion, bias and aggression in educational

1 settings~~[,]~~, and the recognition of suicide risks and warning signs and  
2 how to refer students for further assessment and evaluation; and

3 6. The governing board or body of a local educational agency shall  
4 review, at minimum every fifth year following the effective date of this  
5 subdivision, its policies, procedures, and guidelines on harassment,  
6 bullying, coercive control and discrimination and, if necessary, update  
7 such policies, procedures, and guidelines.

8 § 7. Subdivisions 1 and 5 of section 14 of the education law, subdivi-  
9 sion 1 as amended by chapter 102 of the laws of 2012, and subdivision 5  
10 as amended by chapter 90 of the laws of 2013, are amended and a new  
11 subdivision 6 is added to read as follows:

12 1. Provide direction, which may include development of model policies  
13 and, to the extent possible, direct services, to school districts  
14 related to preventing harassment, bullying, coercive control and  
15 discrimination and to fostering an environment in every school where all  
16 children can learn free of manifestations of bias;

17 5. [~~The commissioner shall prescribe~~] Prescribe regulations that  
18 school professionals applying on or after December thirty-first, two  
19 thousand thirteen for a certificate or license, including but not limit-  
20 ed to a certificate or license valid for service as a classroom teacher,  
21 school counselor, school psychologist, school social worker, school  
22 coach, school administrator or supervisor or superintendent of schools  
23 shall, in addition to all other certification or licensing requirements,  
24 have completed training on the social patterns of harassment, bullying  
25 and discrimination, as defined in section eleven of this article,  
26 including but not limited to those acts based on a person's actual or  
27 perceived race, color, weight, age, physical characteristics, national  
28 origin, ethnic group, religion, religious practice, disability, sexual  
29 orientation, gender or sex, the identification and mitigation of harass-  
30 ment, bullying, coercive control and discrimination, [~~and~~] strategies  
31 for effectively addressing problems of exclusion, bias and aggression in  
32 educational settings and, for all such school professionals applying on  
33 or after December thirty-first two thousand twenty-six for such a  
34 certificate or license, recognizing suicide risks and warning signs and  
35 how to refer students for further assessment and evaluation.

36 6. Develop model student, staff and family surveys in accordance with  
37 section thirteen of this article to assist local education agencies to  
38 conduct such surveys during the course of a school year.

39 § 8. Section 15 of the education law, as amended by chapter 102 of the  
40 laws of 2012, is amended to read as follows:

41 § 15. Reporting by commissioner and use of reports. 1. The commis-  
42 sioner shall create a procedure under which [~~material~~] relevant inci-  
43 dents of harassment, bullying and discrimination on school grounds, [~~or~~]  
44 at a school function, or through any form of electronic communication  
45 are reported to the department at least on an annual basis, provided  
46 that such reporting shall not contain information identifiable with any  
47 individual student. Such procedure shall provide that such reports  
48 shall~~[, wherever possible,]~~ also delineate the specific nature of such  
49 incidents of harassment, bullying or coercive control and discrimi-  
50 nation, [~~provided that the commissioner may comply with the requirements~~  
51 ~~of this section through use of the existing uniform violent incident~~  
52 ~~reporting system~~] including but not limited to whether an incident  
53 constituted harassment, bullying, coercive control, cyberbullying,  
54 discrimination or any combination thereof; whether an incident involved  
55 a student, school employee, school coach or school board member or trus-  
56 tee aggressor and whether such aggressor acted individually or in a

1 group; the school's response to such incident; whether a targeted  
 2 student withdrew from school or relocated schools within the current or  
 3 immediately subsequent school year following a report of an incident;  
 4 and the total number of reports dismissed and the resolution for each.  
 5 Notwithstanding any provision in this article to the contrary, effective  
 6 resolution of an incident does not negate the district's obligation to  
 7 report it to the department. In addition, the department [~~may conduct~~  
 8 ~~research or~~] shall request the comptroller to undertake studies to  
 9 determine compliance throughout the state with the provisions of this  
 10 article.

11 2. The commissioner shall use such reports and data to identify  
 12 schools and districts that are failing to meet the standards and objec-  
 13 tives of this article. The commissioner shall promulgate policies and  
 14 procedures for improving conditions at these schools to ensure proper  
 15 training, support, and compliance with all requirements.

16 3. The commissioner shall deliver the report referenced in subdivision  
 17 one of this section to the legislature, temporary president of the  
 18 senate, speaker of the assembly, chair of the senate education committee  
 19 and chair of the assembly education committee every two years on or  
 20 before the first day of November.

21 § 9. Section 16 of the education law, as amended by chapter 102 of the  
 22 laws of 2012, is amended to read as follows:

23 § 16. Protection of people who report harassment, bullying, coercive  
 24 control or discrimination. Any person having reasonable cause to suspect  
 25 that a student has been subjected to harassment, bullying, coercive  
 26 control or discrimination, by an employee, school coach, school board  
 27 member or trustee or student, on school grounds [~~or~~], at a school func-  
 28 tion or through any form of electronic communication, who, acting  
 29 reasonably and in good faith, reports such information to school offi-  
 30 cials, to the commissioner or to law enforcement authorities, acts in  
 31 compliance with paragraph e or i of subdivision one of section thirteen  
 32 of this article, or otherwise initiates, testifies, participates or  
 33 assists in any formal or informal proceedings under this article, shall  
 34 have immunity from any civil liability that may arise from the making of  
 35 such report or from initiating, testifying, participating or assisting  
 36 in such formal or informal proceedings, and no school district [~~or~~],  
 37 employee, school coach, or school board member or trustee shall take,  
 38 request or cause a retaliatory action against any such person who,  
 39 acting reasonably and in good faith, either makes such a report or  
 40 initiates, testifies, participates or assists in such formal or informal  
 41 proceedings.

42 § 10. Subdivision 1 and the opening paragraph and paragraphs m and n  
 43 of subdivision 2 of section 2801 of the education law, subdivision 1 as  
 44 amended by chapter 402 of the laws of 2005, the opening paragraph of  
 45 subdivision 2 as amended by chapter 380 of the laws of 2001, paragraph m  
 46 of subdivision 2 as amended and paragraph n of subdivision 2 as added by  
 47 chapter 482 of the laws of 2010, are amended and a new paragraph o of  
 48 subdivision 2 is added to read as follows:

49 1. a. For purposes of this section, [~~school property~~] the following  
 50 terms shall have the following meanings:

51 (i) "School property" means in or within any building, structure,  
 52 athletic playing field, playground, parking lot, or land contained with-  
 53 in the real property boundary line of a public elementary or secondary  
 54 school[~~, or~~], in or on a school bus, as defined in section one hundred  
 55 forty-two of the vehicle and traffic law[~~, and a school function~~], or  
 56 within a school administrative building.

1 (ii) "School function" [shall mean] means a school board or trustee  
2 meeting or a school-sponsored or school-authorized [~~extra-curricular~~]  
3 extra curricular event or activity regardless of where such event or  
4 activity takes place, including any event or activity that may take  
5 place in another state including but not limited to field trips and  
6 athletic practices, scrimmages and events.

7 b. This section shall also apply to cyberbullying, whether on or off  
8 school property or at or away from a school function where such conduct  
9 constitutes harassment as defined in section eleven of this chapter.

10 The board of education or the trustees, as defined in section two of  
11 this chapter, of every school district within the state, however  
12 created, and every board of cooperative educational services and county  
13 vocational extension board, shall adopt and amend, as appropriate, a  
14 code of conduct for the maintenance of order on school property, includ-  
15 ing a school function, which shall govern the conduct of students,  
16 teachers, coaches, board members and trustees, and other school person-  
17 nel as well as visitors and shall provide for the enforcement thereof.  
18 Such policy may be adopted by the school board or trustees only after at  
19 least one public hearing that provides for the participation of school  
20 personnel, parents, students and any other interested parties. Such code  
21 of conduct shall include, at a minimum:

22 m. a minimum suspension period for acts that would qualify the pupil  
23 to be defined as a violent pupil pursuant to paragraph a of subdivision  
24 two-a of section thirty-two hundred fourteen of this chapter, provided  
25 that the suspending authority may reduce such period on a case by case  
26 basis to be consistent with any other state and federal law; ~~and~~

27 n. provisions to comply with [~~article~~] articles two and two-B of this  
28 chapter~~+~~; and

29 o. an additional code of conduct for coaches. To assist local educa-  
30 tional agencies in developing a code of conduct for coaches, the depart-  
31 ment shall develop and maintain a model code in accordance with this  
32 section to serve as a guide for local educational agencies. Such model  
33 code shall be posted on the department's website and, at a minimum,  
34 shall include provisions regarding the program mission, a coach's  
35 health, safety and wellness obligations to the students, a coach's obli-  
36 gations to parents and spectators, a central summary of mandated creden-  
37 tials, training and licenses or certifications applicable to coaches, a  
38 communications policy as between coaches and students and parents, and  
39 an ethics policy.

40 § 11. Paragraph a of subdivision 2 of section 3006-a of the education  
41 law, as added by section 2 of subpart C of part EE of chapter 56 of the  
42 laws of 2015, is amended to read as follows:

43 a. (i) During each five-year registration period beginning on or after  
44 July first, two thousand sixteen, an applicant for registration shall  
45 successfully complete a minimum of one hundred hours of continuing  
46 teacher and leader education, as defined by the commissioner, provided  
47 that such one hundred hours shall include, at a minimum, five hours of  
48 professional development that incorporates the principles and practices  
49 of the department's culturally responsive-sustaining framework and is  
50 related to dignity for all students and suicide prevention education, in  
51 accordance with articles two and two-B of this chapter, that is provided  
52 by or in coordination with a teacher or guidance counselor in every  
53 school district.

54 (ii) Utilizing funds appropriated for the professional development  
55 topics listed in subparagraph (i) of this paragraph, the department  
56 shall create and provide model curricula and teaching and professional

1 development resources on its website. The department shall issue rigor-  
2 ous standards for courses, programs, and activities, that shall qualify  
3 as continuing teacher and leader education pursuant to this section. For  
4 purposes of this section, a peer review teacher, or a principal acting  
5 as an independent trained evaluator, conducting a classroom observation  
6 as part of the teacher evaluation system pursuant to section three thou-  
7 sand twelve-d of this article may credit such time towards [~~his or her~~  
8 their continuing teacher and leader effectiveness requirements.  
9 § 12. This act shall take effect July 1, 2027.