

## STATE OF NEW YORK

1333

2013-2014 Regular Sessions

## IN SENATE

(Prefiled)

January 9, 2013

Introduced by Sen. PARKER -- 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 establishing a parent and student training center within the City University of New York

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

- 1 Section 1. The education law is amended by adding a new section 2590-v  
2 to read as follows:  
3 § 2590-v. Parent training. 1. The City University of New York shall  
4 operate a parent and student training center, known as the parent train-  
5 ing center ("center") for the support and training of parents or persons  
6 in parental relation to a student or students attending public school in  
7 the city of New York. Such training shall occur in each of the five  
8 boroughs. The center shall design and implement programs for parent  
9 engagement within public schools in the city of New York, coordinating,  
10 where appropriate, with the city school district of the city of New  
11 York. The center shall:  
12 (a) conduct training and support programs for parents in order to  
13 increase their capacity to participate in and engage with local,  
14 district, and city-wide school governance and participatory structures  
15 designed to support and include parental and student input including but  
16 not limited to school leadership teams, community education councils,  
17 district leadership teams, parent associations, city-wide councils and  
18 other existing formal governance and participatory structures designed  
19 to support and include parental and student input;  
20 (b) conduct outreach and recruitment to increase diversity in the  
21 above listed governance and participatory structures to better reflect  
22 the diverse composition of the represented community, with an emphasis  
23 on providing resources and training in community districts where gradu-

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

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1 ation and retention rates are in the lower half of the city-wide gradu-  
2 ation and retention rates;

3 (c) implement programs to enhance parents' ability to support  
4 students' educational success, including support for parents to help  
5 them communicate with school administrators and teachers, track their  
6 child's performance, and foster an environment for learning at home;

7 (d) assist parents and students in interacting with city school  
8 district personnel and in developing an understanding of the function,  
9 structure and operations of the city of New York department of educa-  
10 tion, including providing basic information concerning special education  
11 programs, gifted and talented programs, English Language Learner  
12 programs, school improvement strategies, school budget, enrollment  
13 procedures, and state and city structures and policies that impact  
14 education, and the effect of such strategies, procedures, structures and  
15 policies on the education being provided by the student's school;

16 (e) encourage student based college counseling initiatives designed to  
17 increase the rate of college enrollment and train students to become  
18 youth leaders, including but not limited to Student Success Centers.

19 2. Priority in designing and implementing programs shall be given to  
20 schools and districts in which there is low overall academic achievement  
21 by students or which have a high density of English language learning  
22 students or low-income families. Schools with ineffective parent associ-  
23 ations or without parent associations shall receive target support.

24 3. Upon request by the center, the city school district shall provide  
25 the center with names and contact information of the officers of parent  
26 associations, members of councils of presidents, members of the  
27 chancellor's parent advisory council, members of community education  
28 councils, members of school leadership teams, members of district lead-  
29 ership teams, and members of the city-wide councils, provided this  
30 information is publicly available.

31 4. The center shall be strictly non-partisan, shall not engage in  
32 issues of advocacy, and shall remain neutral in all policy matters and  
33 disputes.

34 5. The City of New York shall provide annual funding to the center in  
35 an amount equal to that provided in an appropriation by the state, but  
36 not to exceed eight hundred thousand dollars per year.

37 § 2. This act shall take effect immediately.

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**NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1**

**BILL NUMBER:** S1333

**SPONSOR:** PARKER

**TITLE OF BILL:** An act to amend the education law, in relation to establishing a parent and student training center within the City University of New York

**PURPOSE:**

Adds section 2590-v to the Education Law to create parent and student training centers operated by the City University of New York for all five boroughs. The parent and student training centers will design and implement programs for parental engagement within public schools, by conducting training and support programs for parents to increase their capacity to participate in school governance. The centers will also conduct outreach to increase parental diversity in school governance, assist parents and students in interacting with city school personal and developing an understanding of the New York Department of Education. Priority in designing and implementing programs will be given to schools with low academic achievement or with a high density of English language learning students.

**JUSTIFICATION:**

When parent participation is facilitated, there is a notable difference in how parents involve themselves in their children's education and schools. While it is well documented that parental involvement makes a difference in a child's education, New York City does not have an aggressive model to support parental participation. The parent and student training centers established by this bill are necessary to advance and facilitate parental engagement, especially in families with limited means. Many times parents don't know how to navigate the school system. The parent and student training center will provide parents with the know-how to become actively involved.

**LEGISLATIVE HISTORY:**

2011-12: S.3075/A.2973 - Died in Education  
2010 - Referred to Education  
2009 - S.6107/A.9159 - Passed Senate

**FISCAL IMPLICATIONS:**

None to the state.

**LOCAL FISCAL IMPLICATIONS:**

None to the state.

**EFFECTIVE DATE:**

Immediate.

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## STATE OF NEW YORK

2705

2013-2014 Regular Sessions

## IN SENATE

January 23, 2013

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to the state university of New York educational opportunity centers

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

1 Section 1. Subdivision 3 of section 352 of the education law, as  
2 amended by chapter 552 of the laws of 1985, is amended to read as  
3 follows:

4 3. The state university shall consist of the four university centers  
5 at Albany, Binghamton, Buffalo and Stony Brook, the designated colleges  
6 of arts and sciences at Brockport, Buffalo, Cortland, Fredonia, Geneseo,  
7 New Paltz, Old Westbury, Oneonta, Oswego, Plattsburgh, Potsdam and  
8 Purchase, empire state college, the agricultural and technical colleges  
9 at Alfred, Canton, Cobleskill, Delhi, Farmingdale and Morrisville, down-  
10 state medical center, upstate medical center, the college of optometry,  
11 the college of environmental science and forestry, maritime college, the  
12 college of technology at Utica/Rome, the statutory or contract colleges  
13 at Cornell university and Alfred university, and such additional univer-  
14 sities, colleges and other institutions, facilities and research centers  
15 as have been or hereafter may be acquired, established, operated or  
16 contracted to be operated for the state by the state university  
17 trustees, including, but not limited to educational opportunity centers  
18 as defined in this article.

19 § 2. The education law is amended by adding a new section 355-d to  
20 read as follows:

21 § 355-d. Educational opportunity centers. 1. There shall be created  
22 within the state university of New York a comprehensive system of  
23 tuition free higher education institutions providing programs and  
24 services that promote the growth and stability of the state's educa-

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

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1 tionally and economically challenged communities as referred to in this  
2 section as educational opportunity centers.

3 2. Such educational opportunity centers shall be managed and super-  
4 vised by the state university and shall provide programs and services  
5 that include, but are not limited to:

6 (a) academic programs leading to and increasing persistence in higher  
7 education;

8 (b) vocational programs leading to career pathways, gainful employment  
9 and self-sufficiency;

10 (c) counseling and guidance services to enhance student retention;

11 (d) targeted services for business and industry to upgrade the skill  
12 levels of emerging and incumbent workers such that they support  
13 increased productivity and the creation and retention of job opportu-  
14 nities;

15 (e) collaboration with secondary schools to assist in the academic  
16 preparation of at-risk youth;

17 (f) collaborative programs with colleges and universities to increase  
18 opportunities for center graduates for advanced placement and receipt of  
19 academic credits for academic work completed at such center;

20 (g) collaboration with other state and local agencies, workforce  
21 development boards and charitable organizations to meet emerging state-  
22 wide priorities for serving the disadvantaged; and

23 (h) entrepreneurial training opportunities that may lead to community  
24 economic development.

25 3. The state university shall formulate a plan and guidelines for the  
26 organization, development, coordination and operation of educational  
27 opportunity centers and may promulgate such rules and regulations neces-  
28 sary to carry out the provisions of this section. Such plan shall  
29 include:

30 (a) definition of academic and economic eligibility provided, however,  
31 that state residency be a minimum eligibility requirement;

32 (b) procedures for the selection of such students for admission to a  
33 center;

34 (c) program objectives including coordination with the university's  
35 long range mission and goals; and

36 (d) program evaluation and reporting.

37 4. Notwithstanding any other provision of this section, the employees  
38 of the educational opportunity centers operated in cooperation with the  
39 city university of New York and/or a college within the city university  
40 of New York shall be employees of the city university of New York and  
41 shall retain their respective bargaining unit representation. Nothing  
42 in this section shall be deemed to waive or impair any rights or bene-  
43 fits of employees of the city university of New York that otherwise  
44 would be available to them pursuant to the terms of agreements between  
45 the certified representatives of such employees and the city university  
46 of New York pursuant to article fourteen of the civil service law.

47 § 3. This act shall take effect on the one hundred eightieth day after  
48 it shall have become a law; provided, however, that effective immediate-  
49 ly, the addition, amendment and/or repeal of any rule or regulation  
50 necessary for the implementation of this act on its effective date are  
51 authorized and directed to be made and completed on or before such  
52 effective date.

**NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1**

**BILL NUMBER:** S2705

**SPONSOR:** PARKER

**TITLE OF BILL:** An act to amend the education law, in relation to the state university of New York educational opportunity centers

**PURPOSE:** Provides for the development of educational opportunity centers (EOCs) to provide programs and services to educationally and economically challenged communities.

**SUMMARY OF PROVISIONS:** The State University shall create a plan and guidelines for the organization, development, coordination and operation of EOCs. The Chancellor of the State University shall appoint board of directors to assist with the coordination, management and ongoing development of the EOCs.

**JUSTIFICATION:** Amend the Education Law to establish the State University of New York as responsible for the development of educational opportunity centers in educationally and economically challenged communities. The State University of New York is recommending that EOCs be placed within Article 8 of the Education Law. Their inclusion in the Education Law accomplishes the following:

1. Codifies the EOCs as comprehensive institutions of higher education;
2. Acknowledges the EOCs as integral part of the continuum of the higher education pipeline within the State University of New York;
3. Recognizes the historic and continuing record of higher education access and service provided by the State University to the academically and economically disadvantaged residents of New York State;
4. Recognizes the evolving efforts of the EOCs in serving critical state needs related to welfare reduction, workforce innovation and digital inclusion; and
5. Enables EOCs to access additional mission consistent revenue streams to benefit disadvantaged populations.

**LEGISLATIVE HISTORY:** 2011-12: S.5468/A.2586 - Referred to Higher Education 2009-10: (A.3093) 2007-08: (A.7956-A)

**FISCAL IMPLICATIONS:** None.

**EFFECTIVE DATE:** This act shall take effect on the one hundred eightieth day after becoming law; with provisions.

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## STATE OF NEW YORK

1411

2013-2014 Regular Sessions

## IN SENATE

(Prefiled)

January 9, 2013

Introduced by Sens. MONTGOMERY, ADAMS, ADDABBO, AVELLA, KRUEGER, PARKER,  
SAVINO -- read twice and ordered printed, and when printed to be  
committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to monthly meetings of  
the New York state board of regents

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

- 1 Section 1. Section 204 of the education law is amended to read as  
2 follows:  
3 § 204. Meetings and absences. 1. The regents may provide for regular  
4 meetings, and the chancellor, or the commissioner of education, or any  
5 five regents, may at any time call a special meeting of the board of  
6 regents and fix the time and place therefor; and at least ten days'  
7 notice of every meeting shall be mailed to the usual address of each  
8 regent.  
9 2. If any regent shall fail to attend three consecutive meetings,  
10 without excuse accepted as satisfactory by the regents, he may be deemed  
11 to have resigned and the regents shall then report the vacancy to the  
12 legislature, which shall fill it.  
13 3. a. The regents shall hold at least two meetings in each calendar  
14 year in a city having a population of one million or more. Such meetings  
15 shall be held at a time to ensure parental attendance and participation.  
16 b. (i) The regents shall announce the location, time and agenda of  
17 each meeting to be held in a city having a population of one million or  
18 more whenever such meeting is scheduled, but not later than three weeks  
19 before the meeting date to allow adequate time for public review.  
20 Provided, however, that if an agenda for any such meeting is not avail-  
21 able, such agenda shall be announced as soon as it becomes available.  
22 (ii) Such announcements shall be made available on the regents' public  
23 website and the New York city department of education website in the

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

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1 same manner as other public meetings are announced. The New York city  
2 department of education shall inform parent education advocates, teach-  
3 ers, principals and other school administrators of the location, time  
4 and agenda of such meetings held in a city having a population of one  
5 million or more. For the purposes of this subdivision, the term "parent  
6 education advocates" shall include, but not be limited to parent associ-  
7 ations, parent-teacher associations, school leadership teams, presidents  
8 councils, district leadership teams and citywide and communitywide  
9 education councils.

10 c. At each meeting of the regents held in a city having a population  
11 of one million or more, the public shall be allotted a period of time,  
12 not less than thirty minutes, to speak on any topic on the agenda. The  
13 public speaking period shall take place prior to any board or committee  
14 action.

15 4. Every committee meeting of the regents shall be webcast in the same  
16 manner as general board meetings.

17 § 2. This act shall take effect on the one hundred twentieth day after  
18 it shall have become a law. Effective immediately, the addition, amend-  
19 ment and/or repeal of any rule or regulation necessary for the implemen-  
20 tation of this act on its effective date is authorized to be made on or  
21 before such date.

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**NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1**

**BILL NUMBER:** S1411

**SPONSOR:** MONTGOMERY

**TITLE OF BILL:** An act to amend the education law, in relation to monthly meetings of the New York state board of regents

**PURPOSE:** To encourage the parents of New York City students to attend and participate in New York State Board of Regents meetings by requiring at least two meetings each year to be held in New York City.

**SUMMARY OF PROVISIONS:** Amends section 204 of the education law by adding two new subsections to the law.

New subsection 3 requires that the Board of Regents hold at least two meetings each year in a city having a population of one million or more (New York City). These meetings will be held at a time that will allow for parental attendance and participation.

The Regents must announce the time, location, and agenda of these meetings. These announcements will be made available on the Regents' public website as well as the NYC Department of Education website. The NYC Department of Education shall also make these announcements to parent education advocates, teachers, principals, and school administrators.

At each Regents meeting held in NYC, there will be a period of time not less than 30 minutes prior to any board or committee action during which members of the public may speak on any topic on the agenda.

Committee meetings will be webcast in the same manner as general board meetings.

**JUSTIFICATION:** This bill is a response in part to requests made by parent education associations for more input into decisions made by the New York State Board of Regents, the governing body for the state education system. Enactment of this bill would allow parents direct access to policy changes and other relevant information that would affect their children's education. This bill will increase transparency and accountability when it comes to decisions made at the state level that impact all stakeholders in the education system, including students, parents, and teachers.

**LEGISLATIVE HISTORY:** 2011-2012: S.6322 - Died in Committee

**FISCAL IMPLICATIONS:** Unknown.

**EFFECTIVE DATE:** This act shall take effect 120 days after it becomes law. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date is authorized to be made on or before such date.

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## STATE OF NEW YORK

1570

2013-2014 Regular Sessions

## IN SENATE

(Prefiled)

January 9, 2013

Introduced by Sen. PARKER -- 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 the expenditure of pre-kindergarten program grant funds

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

- 1 Section 1. Subdivision 10 of section 3602-e of the education law is  
2 amended by adding a new paragraph d to read as follows:  
3 d. Notwithstanding any other provision of law to the contrary in the  
4 event a school district which is eligible to receive a grant under this  
5 section is unable to expand pre-kindergarten programs as determined by  
6 the commissioner then such district shall be permitted to utilize the  
7 equivalent of such unused pre-kindergarten grant funds for local pre-  
8 kindergarten initiatives, full-day pre-kindergarten programs and/or  
9 transportation services for pre-kindergarten pupils as approved by the  
10 commissioner, provided, however, that such excess may not be generated  
11 through a reduction in pre-kindergarten students served from those  
12 served in the base year.  
13 § 2. Subdivision 11 of section 3602-e of the education law, as amended  
14 by section 10-b of part A of chapter 57 of the laws of 2012, is amended  
15 to read as follows:  
16 11. Notwithstanding the provisions of subdivision ten of this section,  
17 where the district serves fewer children during the current year than  
18 provided for by the grant the lesser of the children served in the two  
19 thousand ten--two thousand eleven school year or its base aidable prek-  
20 indergarten pupils computed for the two thousand seven--two thousand  
21 eight school year, the school district shall have its apportionment  
22 reduced in an amount proportional to such deficiency in the current year  
23 or in the succeeding school year, as determined by the commissioner,  
24 except such reduction shall not apply to school districts which have

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

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1 fully implemented a universal pre-kindergarten program by making such  
2 program available to all eligible children. Such reduction shall not  
3 apply to districts that reduce the number of available pre-kindergarten  
4 students served so long as the district continues to serve the number of  
5 children provided for in the base year. Expenses incurred by the school  
6 district in implementing a pre-kindergarten program plan pursuant to  
7 this subdivision shall be deemed ordinary contingent expenses.  
8 § 3. This act shall take effect July 1, 2014.

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**NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1**

**BILL NUMBER:** S1570

**SPONSOR:** PARKER

**TITLE OF BILL:** An act to amend the education law, in relation to the expenditure of pre-kindergarten program grant funds

**PURPOSE:** The Universal Prekindergarten Program (UPK) is a State-funded program that provides educationally-based high-quality prekindergarten to four year old children. UPK programs operate for a minimum of 2 1/2 hours per day for five days a week during the school year. This legislation would provide school districts with greater flexibility in the use of their unexpended UPK grants to maximize the number of children who are served.

**SUMMARY OF PROVISIONS:**

Section 1 would permit a school district which is eligible to receive a UPK grant but unable to fill all of their funded slots the ability to utilize unexpended grant money to create full-day slots, and support the cost of transporting pre-k students.

Section 2 would revise a Maintenance of Effort (MOE) requirement that penalizes school districts that provide supplemental funding to serve more students than their UPK grant permits by reducing state aid if they serve fewer students in a subsequent year.

**JUSTIFICATION:** Early education programs provide a strong foundation for at-risk children. Research has shown that children who are enrolled in high quality pre-kindergarten programs are less likely to require special education services, repeat grades or drop out of school. However, full implementation of UPK has not been realized.

Approximately 220 school districts in the state have yet to implement UPK due primarily to restrictions in how the funding is used. Information reported to the state Education Department has indicated that uncertainty about funding; insufficient per-pupil allocations; parental desire for full-day programs; and the lack of transportation for pre-k program are all barriers to full enrollment. The City of New York was unable to use over \$25 million in UPK funding in the 2008-2009 SPY, due to these restrictions. This legislation would allow school districts to more fully utilize their UPK grant and remove disincentives for districts to serve additional students when economically possible.

**LEGISLATIVE HISTORY:** 2011-12: S.1580A - Referred to Education S.6777 of 2009-10 - Passed Senate

**FISCAL IMPLICATIONS:** None.

**EFFECTIVE DATE:** July 1, 2014

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## BILL TEXT:

## STATE OF NEW YORK

1826

2013-2014 Regular Sessions

## IN SENATE

(Prefiled)

January 9, 2013

Introduced by Sen. ESPAILLAT -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to repeal section 4 of chapter 198 of the laws of 1978, relating to authorizing projects to provide improved and expanded school health services for pre-school and school-age children

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

- 1 Section 1. Section 4 of chapter 198 of the laws of 1978, relating to
- 2 authorizing projects to provide improved and expanded school health
- 3 services for pre-school and school-age children is REPEALED.
- 4 § 2. This act shall take effect immediately.

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

LBD04992-01-3

## SPONSORS MEMO:

NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1

BILL NUMBER: S1826

SPONSOR: ESPAILLAT

TITLE OF BILL:

An act to repeal section 4 of chapter 198 of the laws of 1978, relating

to authorizing projects to provide improved and expanded school health services for pre-school and school-age children

PURPOSE OR GENERAL IDEA OF BILL:

To make permanent the school health services projects authorized by Chapter 198 of the Laws of 1978.

SUMMARY OF SPECIFIC PROVISIONS:

This bill would make permanent the authority for school health demonstration projects authorized by Chapter 198 of the Laws of 1978 by repealing section 4. Chapter 198 provided that the Commissioner of Education, with the consent of the Commissioners of Health and Social Services, may authorize school districts and boards of cooperative educational services to conduct projects for the purpose of providing expanded school health services for pre-school and school-age children.

EFFECTS OF PRESENT LAW WHICH THIS BILL WOULD ALTER:

Would permanently establish the provisions of Chapter 198 of the Laws of 1978.

JUSTIFICATION:

It has been established beyond a doubt the necessity and cost efficiency of school based health services. Children participating in such projects have benefitted from the early diagnosis and prompt treatment of health programs which may otherwise been overlooked. Indeed, this bill serves as a model for the Health Department to implement their school based prevention program. In addition, this bill allows for the expanded practice of nursing in a controlled setting and should be maintained.

PRIOR LEGISLATIVE HISTORY:

|          |                                   |
|----------|-----------------------------------|
| 1990:    | A.11763 - Reported to W & M       |
| 1991:    | A.1165 - Reported to W & M        |
| 1992:    | A.1165 - Reported to Health       |
| 1993-94  | A.3048 - Reported to W & M        |
| 1995-96: | A.5189 - Reported to W & M        |
| 1997:    | A.1643 - Reported to W & M        |
| 1998:    | A.1643 - Reported to W & M        |
| 1999:    | A.1465 - Reported to W & M        |
| 2000:    | A.1465 - Third Reading Cal. 1589  |
| 2001:    | A.1717 - Passed Assembly          |
| 2004:    | A.4614 - Passed Assembly          |
| 2006:    | A.9680 - Referred to Ways & Means |
| 2007/08: | A.5197 - Referred to Rules        |

FISCAL IMPLICATIONS FOR STATE AND LOCAL GOVERNMENT:

None.

EFFECTIVE DATE:

Immediately.

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## STATE OF NEW YORK

1396

2013-2014 Regular Sessions

## IN SENATE

(Prefiled)

January 9, 2013

Introduced by Sens. MONTGOMERY, DIAZ, SAMPSON -- 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 notification of discharge from attendance upon instruction

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

1 Section 1. Subdivision 4 of section 3211 of the education law is  
2 amended and a new subdivision 5 is added to read as follows:  
3 4. Duties of principal or person in charge of the instruction of a  
4 minor. The principal of a school, or other person in charge of the  
5 instruction upon which a minor attends, as provided by this part ~~[one of~~  
6 ~~this article]~~, shall cause the record of his or her attendance to be  
7 kept and produced and all appropriate inquiries in relation thereto  
8 answered as hereinbefore required. He or she shall give prompt notification  
9 in writing to the school authorities of the city or district of the  
10 discharge or transfer of any such minor from attendance upon instruction,  
11 stating the date of the discharge, its cause, the name of the  
12 minor, his or her date of birth, his or her place of residence prior to  
13 and following discharge, if such place of residence be known, and the  
14 name of the person in parental relation to the minor, a clear breakdown  
15 of all discharges and dropouts for students aged twenty-one and under,  
16 and the reasons they are no longer in the public school system, a demographic  
17 and racial breakdown of all discharged students, the number of  
18 students under the age of twenty-one who are seeking or enrolled in GED  
19 programs, the number of discharged students and their educational status  
20 prior to being discharged, the number of all special education students  
21 who were discharged, the number of English language learner (ELL)  
22 students who have been discharged, and what support or services were  
23 offered to the student before discharge.

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

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1     5. Collection of data. Any data collected shall be submitted to the  
2 department within ninety days of the end of each school year. The  
3 department shall provide to the legislature a report compiling such  
4 information and submit to the chair of the senate education committee  
5 and the chair of the assembly education committee on or before November  
6 thirtieth of each year. The department shall also produce general state-  
7 wide data that shall be available to the public upon request.  
8     § 2. This act shall take effect immediately.

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**NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI, Sec 1**

BILL NUMBER: S1396

SPONSOR: MONTGOMERY

TITLE OF BILL: An act to amend the education law, in relation to notification of discharge from attendance upon instruction

PURPOSE: This legislation will enable the collection of more detailed data of student discharges.

SUMMARY OF PROVISIONS:

Section 3211(4) is amended to require principals to give additional information to the city or district school authorities of the discharge or transfer of students. The information will contain a clear breakdown of all discharges and dropouts for students age 21 and under, the reasons they left the public school system, a demographic and racial breakdown, the number enrolled in GED programs, the number of ELL students and special education students that were discharged, and what support or services were offered before discharge.

A new subdivision 5 is added to require that all school districts submit this data to the State Education Department. The State Education Department will provide a report to the legislature by November 30 of each year.

EXISTING LAW:

Section 3211(4) requires principals of a school to give prompt notification in writing to city or district school authorities of the discharge or transfer of any minor from attendance upon instruction, stating the date of discharge, its cause, the name of the minor, his/her date of birth, his/her place of residence prior to and following discharge and the name of the parent or guardian.

JUSTIFICATION: Recent studies have shown that an alarming number of students are leaving schools without graduating. We must, when considering the scale of the problem, consider all high school students who enter school in the ninth grade and do not graduate within four years. Statistics which are easily available from the State Department of Education do not show all students who are discharged. For this reason the scale of the problem remains unknown.

We want all students to be able to attain the standards the New York State Regents have set. At-risk students and low performing students need to be provided with the support and services necessary for them to accomplish these goals. The alarming number of students being discharged makes it clear that additional data needs to be gathered in order to develop programs and solutions so that all of our children are given every opportunity to graduate from high school.

LEGISLATIVE HISTORY:

2003-2004: S.4222 Died in Committee  
2005-2006: S.1798 Died in Committee  
2007-2008: S.4762 Died in Committee  
2009-2010: S.1291 Died in Committee  
2011-2012: S.997 Died in Committee

FISCAL IMPLICATIONS: Minimal.

EFFECTIVE DATE: This act shall take effect immediately.

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## STATE OF NEW YORK

3209

2013-2014 Regular Sessions

## IN SENATE

January 31, 2013

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Children and Families

AN ACT to amend the executive law, in relation to establishing a mentoring program within the office of children and family services

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

- 1 Section 1. The executive law is amended by adding a new section 504-c  
2 to read as follows:  
3 § 504-c. Mentoring program for youth. 1. There is hereby established  
4 in the office of children and family services a mentor program to assist  
5 youth released from facilities of the office of children and family  
6 services in resuming productive lives, develop skills and reduce reci-  
7 divism. Such program shall be established in the city of New York within  
8 ninety days of the effective date of this section.  
9 2. As part of such program the office of children and family services  
10 shall enter into agreements with students matriculating at the city  
11 university of New York to serve as mentor-role models for selected  
12 youths. In return for such services, either the office of children and  
13 family services shall pay an agreed upon sum of money towards such  
14 students' tuition, or other expenses incurred in connection with his or  
15 her status as a student at such institution or such student shall  
16 receive course credit toward a degree from such institution.  
17 3. The commissioner of the office of children and family services  
18 shall promulgate such regulations as are necessary to implement the  
19 provisions of this section.  
20 § 2. This act shall take effect immediately.

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

LBD06980-01-3

**NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1**

BILL NUMBER: S3209

SPONSOR: PARKER

TITLE OF BILL: An act to amend the executive law, in relation to establishing a mentoring program within the office of children and family services

SUMMARY: This bill would establish a mentoring program for youth released from facilities of the Office of children and Family Services (OCFS) in New York city within ninety days. As part of the program, OCFS shall enter into agreements with City University of New York students to serve as mentor-role models for selected youths. In return, the students will receive either payment from OCFS toward their education or course credit from CUNY.

The bill would add a new section 504-c to the executive law to establish the program.

JUSTIFICATION: This bill addresses an urgent need among the troubled youth in New York City. Although OCFS has programs in place to treat youth who have run a foul of the law, far too little is being done for them post release. This bill would create a new program, using motivated and successful CUNY students as mentors, to encourage these young people to turn their lives around and become productive members of society, thereby continuing to assist them even after their release from OCFS facilities.

FISCAL IMPLICATIONS: Minimal Cost to State.

LEGISLATIVE HISTORY: 2011-12: S.6215 - Referred to Children and Families

EFFECTIVE DATE: This act shall take effect immediately.

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## STATE OF NEW YORK

1574

2013-2014 Regular Sessions

## IN SENATE

(Prefiled)

January 9, 2013

Introduced by Sen. PARKER -- 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 "Place a Child in Every School Seat Act of 2014"

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

- 1 Section 1. This act shall be known and may be cited as the "place a  
2 child in every school seat act of 2014".
- 3 § 2. The education law is amended by adding a new section 3205-a to  
4 read as follows:
- 5 § 3205-a. "Place a child in every school seat act of 2014"; public  
6 awareness of public school attendance; incentives to improve attendance.  
7 1. The department is hereby directed to establish a public awareness and  
8 education campaign that includes, but is not limited to, emphasizing the  
9 benefits of attending school and earning, at a minimum, a high school  
10 diploma, and the potential consequences related to dropping out of  
11 school. Such public awareness and education campaign shall be directed  
12 at minors whose attendance at school is required pursuant to section  
13 thirty-two hundred five of this part and at their parents or guardians  
14 and shall utilize a variety of media such as, but not limited to, tele-  
15 vision, billboards, radio, and internet.
- 16 2. The department is hereby directed to create an incentive program to  
17 improve student attendance required pursuant to section thirty-two  
18 hundred five of this part. Incentives shall be developed with the advice  
19 and consent of the board of regents as to an appropriate but motivation-  
20 al incentive that will appeal to students in all parts of the state and  
21 in all income brackets. The department is encouraged to develop incen-  
22 tives directed at students specifically so as to motivate excitement and  
23 enthusiasm for attendance. Such an incentive program and/or awards shall  
24 be based on a district's overall attendance or most improved attendance

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

LBD02852-01-3

S. 1574

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1 as a percentage of the student body from the previous year. Incentives  
2 may be awarded to more than one school district in each school year.  
3 3. The department is directed to make a good faith effort to seek  
4 federal government and/or private resources to supplement appropriated  
5 funds to develop the programs created pursuant to subdivisions one and  
6 two of this section.  
7 § 3. This act shall take effect immediately.

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**NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1**

**BILL NUMBER:** S1574

**SPONSOR:** PARKER

**TITLE OF BILL:** An act to amend the education law, in relation to enacting the "Place a Child in Every School Seat Act of 2014"

**PURPOSE OR GENERAL IDEA OF BILL:** To establish a public awareness and education campaign on the importance of earning a high school degree, and create an incentive program to improve school attendance by offering awards based on best overall attendance and/or most improved attendance, under the direction of the Education Department with the advice and consent of the Board of Regents.

**SUMMARY OF SPECIFIC PROVISIONS:** Adds a new section 3205-a to the education law to provide for a public awareness and education campaign on the importance of earning a high school degree, and to create an incentive program to improve school attendance statewide.

**JUSTIFICATION:** Studies have demonstrated a clear link between absenteeism in school and juvenile delinquency. According to the National Conference of State Legislatures, one study of high school dropouts showed that 80 percent had been chronically absent from school in the previous school year. There are widespread public benefits to improving school attendance, including reduced crime, higher earning potential by high school graduates, and greater civic engagement. Several states have adopted innovative programs to improve school attendance, including pizza parties, ice cream socials, and even financial rewards. New York should not "bribe" its students to attend school, but we should provide additional motivation in an appropriate manner.

This bill directs the State Education Department to establish a public awareness and education campaign on the importance of earning a high school degree, and to create an incentive program to improve school attendance by offering awards based on best overall attendance and/or most improved attendance. The nature of these incentives would be decided by the Department with the advice and consent of the Board of Regents and should appeal to school children in all parts of the state and in all income brackets.

**PRIOR LEGISLATIVE HISTORY:** 2011-12: S.1570A - Referred to Education  
01/10/11 Referred to Education A.291/S.4372 of 2009/2010

**FISCAL IMPLICATIONS:** None.

**EFFECTIVE DATE:** Immediately.

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