STATE OF NEW YORK

S. 4211   A. 6611

SENATE - ASSEMBLY

March 23, 2011
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IN SENATE -- Introduced by Sen. FLANAGAN -- read twice and ordered
  printed, and when printed to be committed to the Committee on Educa-
  tion

IN ASSEMBLY -- Introduced by M. of A. NOLAN, CUSICK -- read once and
  referred to the Committee on Education

AN ACT to amend the education law, in relation to allowing certain
  schools to contract with BOCES for criminal background checks

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

 1   Section 1. Subparagraph 4 of paragraph h of subdivision 4 of section
 2 1950 of the education law, as added by chapter 113 of the laws of 1972,
 3 is amended to read as follows:
 4   (4) To enter into contracts with nonpublic schools to provide data
 5 processing [service] **services** for pupil personnel records and other
 6 administrative records of the nonpublic schools **and the processing of**
 7 **fingerprints utilized in criminal history record checks for those**
 8 **nonpublic schools that elect to require such criminal history record**
 9 **checks pursuant to paragraph (a) of subdivision thirty of section three**
10 **hundred five of this chapter**.
11   § 2. This act shall take effect immediately.

NEW YORK STATE SENATE
INTRODUCER'S MEMORANDUM IN SUPPORT

BILL NUMBER: S4211 / A6611

SPONSOR: FLANAGAN / Nolan

TITLE OF BILL:
An act to amend the education law, in relation to allowing certain schools to contract with BOCES for criminal background checks

PURPOSE OR GENERAL IDEA OF BILL:
This bill would allow non-public schools to enter into contracts with BOCES schools for the processing of fingerprints in relation to criminal background checks.

SUMMARY OF SPECIFIC PROVISIONS:
Section 1 amends the education law to allow non-public schools to enter into contracts with BOCES schools for the processing of fingerprints in relation to criminal background checks.

JUSTIFICATION:
Current law allows non-public schools to contract with BOCES to process pupil personnel records but not to process background checks for teachers. Allowing these schools to contract with BOCES to process fingerprints and criminal background checks would ensure the safety of students. The state must make that all teachers have been properly screened. Non-public schools will pay the costs.

PRIOR LEGISLATIVE HISTORY:
New Bill.

FISCAL IMPLICATIONS:
None.

EFFECTIVE DATE:
This act shall take effect immediately.

S 4211 FLANAGAN   Same as Uni. A 6611 Nolan (MS)

ON FILE: 03/23/11 Education Law

TITLE....Allows certain schools to contract with BOCES for criminal background checks

03/23/11 REFERRED TO EDUCATION
04/12/11 REPORTED AND COMMITTED TO RULES
04/12/11 ORDERED TO THIRD READING CAL.368
04/12/11 SUBSTITUTED BY A6611

  A06611 Nolan (MS)
03/23/11 referred to education
03/30/11 reported
03/31/11 advanced to third reading cal.173
04/12/11 passed assembly
04/12/11 delivered to senate
04/12/11 REFERRED TO RULES
04/12/11 SUBSTITUTED FOR S4211
04/12/11 3RD READING CAL.368
04/12/11 PASSED SENATE
04/12/11 RETURNED TO ASSEMBLY

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A6611 Nolan (MS)   Same as Uni. S 4211 FLANAGAN

Education Law

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