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

1. Section 1. Subparagraph 4 of paragraph h of subdivision 4 of section 1950 of the education law, as added by chapter 113 of the laws of 1972, is amended to read as follows:

   (4) To enter into contracts with nonpublic schools to provide data processing [service] services for pupil personnel records and other administrative records of the nonpublic schools and the processing of fingerprints utilized in criminal history record checks for those nonpublic schools that elect to require such criminal history record checks pursuant to paragraph (a) of subdivision thirty of section three hundred five of this chapter.

2. This act shall take effect immediately.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets [–] is old law to be omitted.
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 sure 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. A6611 Nolan (MS)
ON FILE: 03/23/11 Education Law
TITLE....Allows certain schools to contract with BOCES for criminal background checks

Currently on Senate Committee Agenda
Senate Standing Committee on Education
Senator John J. Flanagan, Chair
10:00 AM, Tuesday, April 12, 2011
Room 124 CAP

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Senate Standing Committee on Education
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Currently on Senate Committee Agenda
Senate Standing Committee on Rules
Senator Dean G. Skelos, Chair
April 12, 2011
Room 332 CAP

A6611 Nolan (MS)  Same as Uni. S 4211
Education Law
TITLE....Allows certain schools to contract with BOCES for criminal background checks
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 S 4211
04/12/11 3RD READING CAL. 368
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