

STATE OF NEW YORK

10417

IN ASSEMBLY

May 11, 2020

Introduced by COMMITTEE ON RULES -- (at request of M. of A. Woerner) --
read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to permitting a student
to voluntarily repeat a grade

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

1 Section 1. Section 305 of the education law is amended by adding a new
2 subdivision 57 to read as follows:

3 57. Notwithstanding any provision of law to the contrary, the commis-
4 sioner shall provide that all school districts shall permit any student
5 may voluntarily elect to repeat the grade level such student was in
6 during the two thousand nineteen--two thousand twenty school year in the
7 two thousand twenty--two thousand twenty-one school year if such student
8 missed any in-person instruction as a result of the outbreak of novel
9 coronavirus, COVID-19. Any student who makes such election shall retain
10 the same eligibility to participate in all intramural and interscholas-
11 tic sports as such student had during the two thousand nineteen--two
12 thousand twenty school year, and shall not be counted against the maxi-
13 mum number of years such student may participate in intramural and
14 interscholastic sports. In addition, the commissioner shall require
15 every school district to notify the parents and persons in parental
16 relation to the students attending such district of the ability to make
17 an election to voluntarily repeat a grade pursuant to this subdivision.
18 Such notification may be provided on the school district's website, if
19 one exists, or as part of an existing informational document that is
20 provided to parents and persons in parental relation.

21 § 2. This act shall take effect immediately.

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

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