STATE OF NEW YORK

6440

2021-2022 Regular Sessions

IN ASSEMBLY

March 17, 2021

Introduced by M. of A. BENEDETTO -- read once and referred to the Committee on Education

AN ACT in relation to virtual or remote instruction days for public schools and private schools for students who require nursing services

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

Section 1. A day of virtual or remote instruction, if instituted under a program approved by the commissioner, shall be considered the equivalent of a full day of school attendance for the purposes of meeting state and local graduation requirements, the awarding of course credit, and such other matters as determined by the commissioner.

If a program of virtual or remote instruction is implemented for the general education students, the same educational opportunities shall be provided to students who require nursing services. Nursing services may be delivered to students with disabilities through the use of electronic communication or a virtual or online platform or in the home of the student and as required by the student's individualized education program, to the greatest extent practicable.

Nursing services shall be reimbursed for by the school district at the rate of a full instructional day of school attendance whether on the school campus or through the use of electronic communication or a virtual or online platform or in the home of the student.

Guardians of students who require nursing services may retain the provider of nursing services of their choice or accept the provider offered by the school district.

§ 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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