STATE OF NEW YORK

958

2021-2022 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 6, 2021

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

AN ACT to amend a chapter of the laws of 2020 relating to providing that certain schools shall experience no financial harm for reduced enrollment or inability to operate for the full 180 session days due to the outbreak of coronavirus disease 2019 (COVID-19), as proposed in legislative bills numbers S.8014-C and A.10193, in relation to providing that certain schools shall experience no financial harm for inability to operate for the full 180 session days due to the outbreak of coronavirus disease 2019 (COVID-19)

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

Section 1. Section 1 of a chapter of the laws of 2020 relating to providing that certain schools shall experience no financial harm for reduced enrollment or inability to operate for the full 180 session days due to the outbreak of coronavirus disease 2019 (COVID-19), as proposed in legislative bills numbers S.8014-C and A.10193, is amended to read as follows:

Section 1. Notwithstanding any provision of law or regulation to the contrary, if as a result of the state of emergency that was executed in Executive Order No. 202 on March 7, 2020, approved private schools serving students with disabilities subject to articles 81 and 89 of the education law, special act school districts, state supported schools pursuant to article 85 of the education law, and approved preschool special class and special class in an integrated setting programs pursuant to section 4410 of the education law are unable to operate for the full 180 session days for the 10-month 2019-2020 school year[~~, or experience a reduction in enrollment during the 2019-2020 school year~~], the 180 session day requirement shall be waived and the per diem and/or tuition rate shall be [~~administratively~~] adjusted [~~by the state educa-~~

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

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~~tion department, with no approval required by the division of the budget,~~] so that such schools experience no financial harm for [~~reduced enrollment or~~] inability to operate for the full 180 session days.

§ 2. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2020 relating to providing that certain schools shall experience no financial harm for reduced enrollment or inability to operate for the full 180 session days due to the outbreak of coronavirus disease 2019 (COVID-19), as proposed in legislative bills numbers S.8014-C and A.10193, takes effect.