

# STATE OF NEW YORK

9926

## IN ASSEMBLY

April 19, 2022

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

AN ACT to amend the education law, in relation to home instruction

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

1 Section 1. Paragraphs (iv) and (v) of subdivision 2 of section 3204 of  
2 the education law are renumbered paragraphs (v) and (vi) and a new para-  
3 graph (iv) is added to read as follows:

4 (iv) (A) For purposes of considering substantial equivalence pursuant  
5 to this subdivision for instruction provided at home to students of  
6 compulsory school attendance age, the department shall deem home  
7 instruction to be substantially equivalent in amount and quality to the  
8 instruction given to students of like age and attainments at the public  
9 schools of the city or district where the student resides when the  
10 parent or person in a parental relation with the student has complied  
11 with 8 NYCRR 100.10.

12 (B) Once a family has fulfilled the obligations of home instruction as  
13 set forth in subparagraph (A) of this paragraph to complete high school,  
14 the superintendent of schools shall promptly provide the parent or  
15 student with a letter certifying the student's successful completion of  
16 home instruction that was substantially equivalent to the public schools  
17 of such city or district, and provided further that, upon request from  
18 an institution of higher education, the superintendent of schools shall  
19 immediately provide an official copy of such letter of substantial equi-  
20 valence to the institution of higher education.

21 (C) As used in this paragraph, "institution of higher education" shall  
22 mean any institution of higher education recognized and approved by the  
23 regents, the university of the state of New York or regulated by the  
24 bureau of proprietary school supervision which provides a course of  
25 study leading to the granting of a post-secondary degree or diploma or  
26 certificate.

27 § 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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