

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 Assem-
bly, do enact as follows:

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

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

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

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

20 § 2. This act shall take effect immediately.

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

LBD10249-02-1