STATE OF NEW YORK

4388

2025-2026 Regular Sessions

IN ASSEMBLY

February 4, 2025

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

AN ACT to amend the education law, in relation to prohibiting the use of remote or virtual learning as a form of punishment or disciplinary action

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

Section 1. Section 3214 of the education law is amended by adding a new subdivision 3-b to read as follows:

3-b. Remote or virtual learning as a punishment prohibited. No board of education, board of trustees or sole trustee, superintendent of schools, district superintendent of schools, school principal, or teacher shall require a student to attend classes via remote or virtual learning as a form of punishment or disciplinary action. Provided, however, discipline requiring remote learning may be implemented for failure to adhere to health and safety protocols, developed by state and local governments, in response to the COVID-19 pandemic, including but not limited to, protocols related to masks and social distancing. Any such discipline shall be included in the school district's code of conduct and also posted separately on such school district's website.

§ 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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