

STATEMENT TO

[First Reprint]

SENATE, No. 464

with Senate Floor Amendments
(Proposed by Senator SACCO)

ADOPTED: MARCH 3, 2022

These Senate amendments provide that a school district is required to use at least three designated school make up days to provide in person instruction that will be applied to the 180-day requirement prior to providing any day of virtual or remote instruction under a program of virtual or remote instruction approved by the commissioner. Similarly, an approved private school for students with disabilities (APSSD) is required to use at least three designated school make up days to provide in person instruction that qualify as days of instruction for the purposes of calculating tuition prior to providing any day of virtual or remote instruction under a program of virtual or remote instruction approved by the commissioner.

The amendments also require the executive county superintendent to notify the commissioner of any irregularities with respect to a school district's or APSSD's use of its program of virtual or remote instruction. The commissioner will not allow a school district to apply to the 180-day requirement any day of virtual or remote instruction if the commissioner determines that the school district failed to provide its program of virtual or remote instruction in a manner consistent with the provisions of the bill. Similarly, the commissioner will not allow an APSSD to apply any day of virtual or remote instruction provided to students to qualify as a day of instruction for the purposes of calculating tuition if the commissioner determines that the school failed to provide its program of virtual or remote instruction in a manner consistent with the provisions of the bill.

Finally, the amendments provide that a school district or APSSD is required to obtain prior written approval from the commissioner if it will provide its program of virtual or remote instruction, or should reasonably expect to provide its program of virtual or remote instruction, for five or more consecutive days.