



Legislation Details (With Text)

File #: Int 0900-2018 **Version:** A **Name:** Requiring the DOE to report quarterly on compliance with students' individual education programs and to expand the services on which the department is required to annually report.

Type: Introduction **Status:** Enacted
In control: Committee on Education

On agenda: 5/9/2018

Enactment date: 1/19/2020 **Enactment #:** 2020/017

Title: A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of education to report quarterly on compliance with students' individual education programs and to expand the services on which the department is required to annually report

Sponsors: Ben Kallos, Stephen T. Levin, Deborah L. Rose, Brad S. Lander, Rory I. Lancman, Helen K. Rosenthal, Inez D. Barron, Diana Ayala, Farah N. Louis, Paul A. Vallone, Carlina Rivera

Indexes: Report Required

Attachments: 1. Summary of Int. No. 900-A, 2. Summary of Int. No. 900, 3. Int. No. 900, 4. May 9, 2018 - Stated Meeting Agenda with Links to Files, 5. Hearing Transcript - Stated Meeting 5/9/18, 6. Minutes of the Stated Meeting - May 9, 2018, 7. Committee Report 2/25/19, 8. Hearing Testimony 2/25/19, 9. Hearing Transcript 2/25/19, 10. Proposed Int. No. 900-A - 12/12/19, 11. Committee Report 12/17/19, 12. Hearing Transcript 12/17/19, 13. Committee Report - Stated Meeting, 14. December 19, 2019 - Stated Meeting Agenda with Links to Files, 15. Hearing Transcript - Stated Meeting 12-19-19, 16. Int. No. 900-A (FINAL), 17. Fiscal Impact Statement, 18. Legislative Documents - Letter to the Mayor, 19. Local Law 17, 20. Minutes of the Stated Meeting - December 19, 2019

Date	Ver.	Action By	Action	Result
5/9/2018	*	City Council	Introduced by Council	
5/9/2018	*	City Council	Referred to Comm by Council	
2/25/2019	*	Committee on Education	Hearing Held by Committee	
2/25/2019	*	Committee on Education	Laid Over by Committee	
12/17/2019	*	Committee on Education	Hearing Held by Committee	
12/17/2019	*	Committee on Education	Amendment Proposed by Comm	
12/17/2019	*	Committee on Education	Amended by Committee	
12/17/2019	A	Committee on Education	Approved by Committee	Pass
12/19/2019	A	City Council	Approved by Council	Pass
12/19/2019	A	City Council	Sent to Mayor by Council	
1/19/2020	A	Administration	City Charter Rule Adopted	
1/21/2020	A	City Council	Returned Unsigned by Mayor	

Int. No. 900-A

By Council Members Kallos, Levin, Rose, Lander, Lancman, Rosenthal, Barron, Ayala, Louis, Vallone and Rivera

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department

of education to report quarterly on compliance with students' individual education programs and to expand the services on which the department is required to annually report

Be it enacted by the Council as follows:

Section 1. The heading of section 21-955 of the administrative code of the city of New York, as added by local law number 27 for the year 2015, is amended to read as follows:

§ 21-955 [Annual reporting] Reporting on special education services.

§ 2. Subdivision a of section 21-955 of the administrative code of the city of New York, as amended by introduction number 1406-A for the year 2019, is amended by adding a new definition of "reporting period" in alphabetical order to read as follows:

Reporting period. The term "reporting period" means, as applicable, the period between July 1 of the prior calendar year until and including October 31 of the prior calendar year, for the report due on February 1; the period between November 1 of the prior calendar year until and including March 31 of the current calendar year, for the report due on June 1 and the period between April 1 of the current calendar year and June 30 of the current calendar year, for the report due on September 1 of the current calendar year.

§ 3. Paragraph 13 of subdivision b of section 21-955 of the administrative code of the city of New York, as amended by introduction number 559-A for the year 2019, is amended by adding new subparagraphs (i) and (j) to read as follows:

(i) Assistive technology services; and

(j) Special transportation services.

§ 4. Section 21-955 of the administrative code of the city of New York, as amended by local law number 89 for the year 2018, is amended by adding a new subdivision e to read as follows:

e. Beginning on September 1, 2020, the department shall also submit to the speaker of the council and post on the department's website a report regarding the provision of special education services during the applicable reporting period, including but not limited to the following information:

1. The number and percentage of students who were receiving special education services: (i) in full

compliance with their IEPs by the end of the reporting period; and (ii) in partial compliance with their IEPs by the end of the reporting period;

2. The number and percentage of students who, by the end of the reporting period, were receiving in full the services enumerated in subparagraphs (a) through (j) of this paragraph as recommended on their IEPs, the number and percentage of students who as of the end of the reporting period were receiving in part such services, and the number and percentage of students who were awaiting the provision of such services:

- (a) Monolingual speech therapy;
- (b) Bilingual speech therapy;
- (c) Monolingual counseling;
- (d) Bilingual counseling;
- (e) Occupational therapy;
- (f) Physical therapy;
- (g) Hearing education services;
- (h) Vision education services;
- (i) Assistive technology services; and
- (j) Special transportation services.

The information required to be reported pursuant to this subdivision shall be submitted and posted no later than September 1, February 1 and June 1 of each year.

§ 5. Section 21-955 of the administrative code of the city of New York, as added by local law 27 for the year 2015, is amended by adding a new subdivision f to read as follows:

f. No information that is otherwise required to be reported pursuant to this section shall be reported in a manner that would violate any applicable provision of federal, state or local law relating to the privacy of student information or that would interfere with law enforcement investigations or otherwise conflict with the interests of law enforcement. If a category contains between one and five students, or allows another category

to be narrowed to between one and five students, the number shall be replaced with a symbol. A category that contains zero students shall be reported as zero, unless such reporting would violate any applicable provision of federal, state or local law relating to the privacy of student information.

§ 6. This local law takes effect on the same date as a local law amending the administrative code of the city of New York, relating to requiring reports on preschool special education and early intervention services, as proposed in introduction number 1406-A for the year 2019, takes effect.

SMD/MMB
LS #4625
12/11/19; 9:30pm