



## Legislation Text

---

**File #:** Int 2104-2020, **Version:** \*

---

Int. No. 2104

By Council Members Treyger, Kallos, Louis, Adams and Chin

A Local Law in relation to requiring the Department of Education to report on metrics regarding remote learning during the COVID-19 pandemic

Be it enacted by the Council as follows:

Section 1. COVID-19 remote learning metric reporting. a. Definitions. For purposes of this local law, the following terms have the following meanings:

Chancellor. The term “chancellor” means the chancellor of the city school district of the city of New York.

Department. The term “department” means the New York city department of education.

Individualized education program or IEP. The term “individualized education program” or “IEP” has the same meaning as such term is defined in 20 U.S.C. § 1401 and any regulations promulgated thereto.

Related services. The term “related services” has the same meaning as such term is defined in section 200.1 of title 8 of the New York codes, rules and regulations.

Remote learning. The term “remote learning” means a system that allows teachers to deliver their lessons online, and students to complete assignments, projects, and assessments remotely just as they would in the physical classroom. Remote Learning can occur synchronously with real-time teacher-to-student interaction and collaboration, or asynchronously, with self-paced learning activities that take place independently of the teacher.

School. The term “school” means any elementary, middle or high school within the jurisdiction of the New York city department of education and in any educational facility owned or leased by the city of New

York, holding some combination thereof, including, but not limited to, district 75 schools.

Student. The term “student” means any pupil under the age of 21 as of September first of the academic period being reported, who does not have a high school diploma and who is enrolled in a school as school is defined in this subdivision.

b. Whenever any form of remote learning is used by the department, beginning on August 1, 2021, and annually thereafter, the department shall submit to the mayor and the speaker of the council the following information for the preceding academic year, except that for the 2019-2020 academic year such report shall be due February 1, 2021:

1. The language access and support provided for English language learners, including the languages in which access and support were provided;

2. A breakdown by community school district of the number of and percentage of students who participated in (i) remote learning instruction and (ii) in-person instruction, cross-referenced by (i) class level, (ii) gender, (iii) race or ethnicity, and (iv) English language learner status, to the extent such information is available. Participation in remote learning instruction shall be disaggregated by synchronous instruction and asynchronous instruction. To the extent practicable, the department shall describe the different methods of asynchronous instruction available to students;

3. Steps the department took before and during the relevant reporting period to ensure that all students in juvenile facilities received remote instruction;

4. A detailed description of the outreach and communication the department engaged in before and during the relevant reporting with parents of students in juvenile facilities;

5. The number of children who were transitioning from early intervention to preschool special education and needed initial evaluations and IEP meetings by June 30 of the relevant reporting period, and the number of those children who received evaluations and initial IEP meetings by June 30. Such information shall be reported citywide and cross-referenced by (i) class level, (ii) gender, and (iii) race or ethnicity, and (iv) English

language learner status. Such information shall also be reported by borough and community school district and cross-referenced by (i) class level, (ii) gender, (iii) race or ethnicity, and (iv) English language learner status;

6. A list of related services that were not provided in full or in part and what plans, if any, the department has to offer these services in the subsequent academic year;

7. The number of students with disabilities who received (i) at least one of their mandated related services, (ii) all of their mandated related services and (iii) none of their mandated related services while participating in remote learning. Such information shall be reported citywide and cross-referenced by (i) class level, (ii) gender, (iii) race or ethnicity, and (iv) English language learner status. Such information shall also be reported by borough and community school district and cross-referenced by (i) class level, (ii) gender, (iii) race or ethnicity, and (iv) English language learner status;

8. The number of students recommended for summer school. Such information shall be reported citywide and cross-referenced by (i) class level, (ii) gender, (iii) race or ethnicity, and (iv) English language learner status. Such information shall also be reported by borough and community school district and cross-referenced by (i) class level, (ii) gender, (iii) race or ethnicity, and (iv) English language learner status; and

9. A detailed explanation of what the department defines as a wellness call, as well as the number and frequency of such wellness calls made by schools to students engaged in remote learning.

§ 2. This local law takes effect immediately and is deemed repealed 3 years after it becomes law.

MMB  
LS # 15,174  
8/31/20; 11:47 p.m.