

AMENDMENT OF THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

Pursuant to Education Law sections 101, 207, 305, 4402, 4403 and 4410 and Chapters 213 of the Laws of 2013.

1. Subparagraph (v) of paragraph (2) of subdivision (a) of section 200.3 of the Regulations of the Commissioner of Education is amended, effective December 4, 2013, as follows:

(v) an additional parent member of a child with a disability residing in the school district or a neighboring school district and whose child is enrolled in a preschool or elementary level education program, [provided that such parent is not a required member if the parent(s) of the child request that the additional parent member not participate] if specifically requested in writing by the parent of the student or by a member of the committee at least 72 hours prior to the meeting;

2. Subparagraphs (vi) and (v) of paragraph (2) of subdivision (c) of section 200.5 of the Regulations of the Commissioner of Education are amended, effective December 4, 2013, as follows:

(iv) for meetings of the committee on special education, inform the parent(s) of his or her right to request, in writing at least 72 hours before the meeting, the [presence] attendance of the school physician member and an additional parent member of the committee on special education at any meeting of such committee pursuant to section 4402(1)(b) of the Education Law and include a statement, prepared by the State Education Department, explaining the role of having the additional parent member attend the meeting;

(v) for meetings of the committee on preschool special education, inform the parent(s) of his or her right to [decline] request, in writing at least 72 hours before the meeting, the [participation] attendance of [the] an additional parent member at any meeting of such committee pursuant to section 4410(3)(a)(1)[(v)] of the Education Law and include a statement, prepared by the State Education Department, explaining the role of having the additional parent member attend the meeting;