September 2021

TO:          BOCES District Superintendents
             School District Superintendents
             Superintendents of Special Act School Districts
             Superintendents of State-Operated Schools
             Superintendents of State-Supported Schools
             School Principals
             School District Business Officers
             Charter School Leaders
             Special Education Directors
             Directors of Pupil Personnel Services
             Chairpersons of Committees on Special Education
             Chairpersons of Committees on Preschool Special Education
             Administrators of Nonpublic Schools with Approved Special Education Programs
             Organizations, Parents and Individuals Concerned with Special Education
             Preschool Providers of Special Education Programs and Services

FROM:        Christopher Suriano, Assistant Commissioner

SUBJECT:     Chapter 253 of the Laws of 2021 Relating to Implementation of the Federal Individuals with Disabilities Education Act (IDEA) of 2004


The provisions extended by Chapter 253 include, but are not limited to, referrals for special education, the development or amendment of an individualized education program, due process procedures, discipline procedures for students with disabilities and the provision of special education services to students with disabilities who are enrolled by their parents in nonpublic elementary and secondary schools pursuant to Education Law section 3602-c.

A copy of the full text of Chapter 253 is attached. Questions regarding this memorandum may be directed to speced@nysed.gov and/or the Special Education Policy Unit at 518-473-2878.

Attachment: Chapter 253 of the Laws of 2021