



pursuant to article 85 of the education law ( 4201 schools ) and approved preschool Special Class and Special Class in an Integrated Setting programs pursuant to section 4410 of the education law to operate for less than 180 days during the 10 month school year resulting from a period of closure pursuant to an Executive Order of the Governor in response to the State of Emergency for COVID -19.

- 2) Commissioner s Regulation section 200.5(j)(3)(xii)(c) was amended to authorize an impartial hearing officer to receive testimony by video and Commissioner s Regulation section 200.5(j)(3)(xii) adds a new clause (h) allowing impartial hearing officers to conduct special education due process hearings by video conference during the declared State of Emergency issued by the Governor pursuant to an Executive Order. Both reg 1 Tf 0.004w It(c)14 (ec2 (i)16 (m)64 (e t)

to an Executive Order of the Governor issued in response to a State of Emergency for COVID-19.

A copy of the full text of the proposed regulations can be found on NYSED Board of Regents website <https://www.regents.nysed.gov/common/regents/files/42016ra6.pdf>. Should you have questions regarding these provisions, please mail [Speced@nysed.gov](mailto:Speced@nysed.gov) and check [NYSED's COVID-19 Website](#) frequently for further information.