



Legislation Text

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Int. No. 2426-A

By Council Members Treyger, Yeger, Kallos, Gjonaj, Dinowitz, Gibson, Louis, Barron, Grodenchik, Riley and Rosenthal

A Local Law in relation to requiring the department of education to report on school attendance, vaccination, testing consent and quarantine data related to COVID-19, and providing for the repeal thereof

Be it enacted by the Council as follows:

Section 1. Report on school attendance, vaccination, testing consent and quarantine data related to COVID-19. a. Definitions. For the purposes of this section, 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.

COVID-19. The term “COVID-19” means the disease caused by the severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2).

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

School. The term “school” means a school of the city school district of the city of New York that contains any combination of grades from and including pre-kindergarten through grade 12, including district 75 schools.

Unvaccinated. The term “unvaccinated” means an individual who has received no dose of vaccine approved or authorized for use by the United States food and drug administration or the world health organization that is intended to stimulate the production of antibodies and provide immunity against COVID-19.

b. No later than 15 days after the effective date of this local law, and daily thereafter, the chancellor

shall conspicuously post on the department's website a report of the percentage of students in attendance, aggregated citywide and disaggregated by school, for the previous day and week. Such reporting shall also include the total student population for each school.

c. To the extent such information is collected, no later than 15 days after the effective date of this local law, and every two weeks thereafter, the chancellor shall conspicuously post on the department's website a report that includes the following information, aggregated citywide and disaggregated by school, for the previous two weeks:

1. The number and percentage of students partially vaccinated for COVID-19 in attendance;
2. The number and percentage of students partially and fully vaccinated for COVID-19;
3. The number of COVID-19 student testing consent forms received by the department that are deemed valid and unexpired as of the end of the reporting period, and the total number of students who were unvaccinated as of the end of the reporting period;
4. The number of COVID-19 student testing consent forms withdrawn; and
5. The number of unvaccinated students required to quarantine due to exposure in school to an individual who tested positive for COVID-19, further disaggregated by students, teachers, administrators, and other school staff.

d. To the extent such information is collected, the aggregated and disaggregated information required weekly pursuant to subdivision b of this section shall also be further disaggregated by grade level, gender, race or ethnicity, individualized education program status, English language learner status, status as a student residing in shelter and status as a student in temporary housing that is not a shelter.

e. No later than 30 days after the effective date of this local law, and monthly thereafter, the chancellor shall conspicuously post on the department's website the aggregated and disaggregated information required pursuant to subdivision c of this section, further disaggregated by grade level, gender, race or ethnicity, individualized education program status, English language learner status, status as a student residing in shelter

and status as a student in temporary housing that is not a shelter, to the extent such information is collected.

f. The report required pursuant to subdivisions c and d of this section shall include a data dictionary.

g. 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. If a category contains between 1 and 5 students, or contains an amount that would allow another category that contains between 1 and 5 students to be deduced, the number shall be replaced with a symbol. A category that contains 0 shall be reported as 0, unless such reporting would violate any applicable provision of federal, state or local law relating to the privacy of student information.

§ 2. This local law takes effect immediately and remains in effect until June 30, 2023, when it is deemed repealed.

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