Department of
Education
Carmen Fariña, Chancellor

DECLARATION REGARDING THE IMMEDIATE ADOPTION OF AMENDMENTS TO CHANCELLOR'S REGULATION A-750 (CHILD ABUSE PREVENTION) AND CHANCELLOR'S REGULATION A-210 (MINIMUM STANDARDS FOR ATTENDANCE PROGRAMS)

I, Carmen Fariña, Chancellor of the New York City Department of Education, pursuant to Section 2590-g(9) of the New York State Education Law, do hereby determine that the immediate adoption of proposed amendments to Chancellor's Regulation A-750 (Child Abuse Prevention), with attachments ("Amended CR A-750", attached hereto), and proposed amendments to Chancellor's Regulation A-210 (Minimum Standards for Attendance Programs) ("Amended CR A-210", attached hereto) is necessary to preserve the health, safety and general welfare of the students and school system as a whole, and to make effective additional policies and procedures for escalating absence concerns regarding students involved with ACS. This emergency declaration shall remain in effect for 60 days or until the Panel for Educational Policy ("Panel") votes on the proposed amended CR A-750 and CR A-210 following a forty-five day public notice and comment period, whichever comes first.

Pursuant to Section 2590-g of the New York State Education Law, the Panel must approve amendments to Chancellor's Regulations A-750 and A-210 after a forty-five day public comment period. However, the amendments to these regulations are being adopted immediately on an emergency basis because they are needed to allow schools to identify and respond to high-risk cases of unexplained absence that may signal child maltreatment, educational neglect, other forms of neglect, and child abuse. These amendments will establish policies that require schools to regularly review the attendance data of DOE students involved with the Administration of Children's Services and to take immediate follow up action where warranted to protect student safety. Any delay in promulgating these new requirements would necessarily have a deleterious effect on students requiring these services and on the operation of schools. For this reason, in accordance with Section 2590-g(9) of the Education Law, I have determined that it is necessary to immediately adopt on an interim basis the proposed amendments to Chancellor's Regulation A-750 and Chancellor's Regulation A-210, which shall remain in effect for 60 days or until the Panel votes to approve the amendments, whichever comes first.

Dated: New York, New York
November 4, 2016

Carmen Fariña

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