



THE CITYWIDE COUNCIL FOR DISTRICT 75

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Resolution #25

Aaron and Christian's Promise

A Resolution of Equity, Oversight, and Urgency in Home Instruction for Students with Disabilities

Sponsor: Jessica Abeline Rivera, Christi Angel

A RESOLUTION

Calling upon the New York City Public Schools (NYCPS) to amend Chancellor's Regulation A-170, strengthen oversight, and ensure equitable, timely, and compliant delivery of Home Instruction for students with disabilities, including those served by District 75.

WHEREAS, the Citywide Council for District 75 (CCD75), established under New York State Education Law § 2590-b, holds statutory authority to advise, monitor, and advocate for the delivery of mandated special education services across all instructional settings, including Home Instruction; and

WHEREAS, Home and Hospital Instruction (HHI), herein referred to as Home Instruction, is governed by Chancellor's Regulation A-170, which establishes eligibility and referral protocols for students who cannot attend school due to medical, behavioral, psychological, or physical conditions; and

WHEREAS, A-170 lacks requirements that guarantee academic continuity, related service delivery, staffing protections, parent communication standards, oversight expectations, and family support—leaving students in Home Instruction without the structural safeguards afforded under other Chancellor's Regulations including A-101, A-210, A-701, and A-820; and

WHEREAS, systemic failures in Home Instruction—including delayed teacher assignment, missing or inconsistent related services, inadequate program guidance, and lack of timely communication—have resulted in persistent violations of students' educational rights under IDEA, Section 504, and state law; and

WHEREAS, these failures disproportionately harm District 75 students with complex disabilities, deepening inequities and disrupting access to a Free Appropriate Public Education (FAPE); and

WHEREAS, "Aaron and Christian's Promise" is named in honor of two students whose lived experiences expose urgent gaps in access, compliance, equity, and protection within the Home Instruction system, and whose stories compel CCD75 to take action; and

THEREFORE, BE IT RESOLVED that the Citywide Council for District 75 calls upon the Chancellor of the New York City Public Schools to amend Chancellor's Regulation A-170 and implement the following directives:

SECTION 1 — Home Instruction as a Protected Educational Placement Under FAPE

1. A-170 shall be amended to explicitly state that Home Instruction is an educational placement under IDEA and Section 504, and that all students receiving Home Instruction are entitled to FAPE regardless of setting, duration, or modality.
2. A-170 shall define and clarify essential terms including but not limited to "medically necessary instruction," "interim placement," "timely instruction," and "placement stability."

3. Students shall not be discharged from Home Instruction without medical or clinical review, a parent/guardian meeting, written notice of proposed changes, a transition plan ensuring continuity of FAPE, and participation by the Home Instruction Office, school of affiliation, District 75, and the CSE when applicable.

SECTION 2 — Mandatory Parent Guide, Welcome Packet, and Orientation

1. NYCPS and District 75 shall issue a standardized Parent Guide, Welcome Packet, and Orientation for all families referred to or admitted into Home Instruction.
2. Materials shall include plain-language explanations of the Home Instruction process, roles and responsibilities of NYCPS entities, provider assignment workflows, attendance rules, related service options, escalation procedures, placement/transition guidance, and complete staff contact lists.
3. Materials shall be provided electronically and by physical mail, and orientations shall be offered both virtually and in person.

SECTION 3 — Inclusion in NYC School Survey & Public Transparency

1. Home Instruction shall appear as a distinct instructional setting in the Annual NYC School Survey.
2. Survey questions shall be developed in collaboration with stakeholders and tailored to reflect the unique experiences of Home Instruction families.
3. Home Instruction data shall be incorporated into the School Quality Report, School Quality Snapshot, and School Quality Dashboard.
4. The Home Instruction Office shall publish quarterly data including student counts, unassigned cases, staffing levels, related service provision data, timeliness benchmarks, geographic disparities, and instructional modalities.
5. CCD75 shall be authorized to survey all current and recently served Home Instruction families and shall receive support from schools of affiliation to distribute surveys and notices.

SECTION 4 — Guaranteed Related Services, Assistive Technology & In-Home Supports

1. A-170 shall guarantee that students in Home Instruction receive all related services mandated in their IEP or 504 Plan through in-home providers, teletherapy, school-of-affiliation providers, or DOE-authorized pathways beyond overreliance on RSAs.
2. Students shall have access to Assistive Technology (AT), in-home paraprofessionals or nurses where required, and SETSS or supplemental instruction regardless of placement limitations.
3. No student shall be denied related services due to staffing shortages or modality barriers.

SECTION 5 — Responsibilities of the School of Affiliation

Schools of affiliation shall maintain ongoing communication with the Home Instruction Office and families; provide curriculum, assessments, and academic support; participate in transition planning; distribute surveys and notices; and offer engagement opportunities to prevent isolation.

SECTION 6 — Oversight, Reporting, and Accountability

1. NYCPS and District 75 shall provide CCD75 with quarterly reports detailing assignment delays, service gaps, staffing efforts, communication metrics, and compliance breakdowns.
2. A Home Instruction accountability framework shall be established including compliance tracking, timeliness benchmarks, equity and satisfaction metrics, and a designated CCD75 liaison for Home Instruction cases.

SECTION 7 — Regulatory and Statutory Review

1. CCD75 shall conduct a comprehensive review of A-170 and relevant Education Law to identify gaps in enforcement, timelines, transparency, and definitions.
2. CCD75 shall draft and submit proposed amendments addressing timelines, responsibilities, escalation procedures, parent notification, and public reporting.

3. CCD75 shall recommend statutory amendments to state officials when necessary.

SECTION 8 — Community Integration for Students on Home Instruction

District 75 shall design and implement strategies to maintain students’ connection to their school communities through virtual peer events, academic supports, and engagement opportunities.

BE IT FURTHER RESOLVED, that the New York City Public Schools must immediately comply with Chancellor’s Regulation A-170.

BE IT FINALLY RESOLVED, that this resolution shall take effect immediately upon adoption and be transmitted to the Chancellor, the Panel for Educational Policy, DSISS, District 75 leadership, and the Home Instruction Office

This Resolution was approved at Citywide Council for District 75 Calendar Meeting held on December 3rd, 2025 by a vote of 10 yes. Members present including: Christi Angel, Johanna Gomez, Stefannie Bonilla, Rebecca Ally, Michelle White, Masuma Akter, Elijah Hobbs, Gisselle Ramirez, Jessica Rivera and Sharon Stewart.