

**LOCAL LAWS
OF
THE CITY OF NEW YORK
FOR THE YEAR 2021**

No. 153

Introduced 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 COVID-19 within city schools, and providing for the repeal thereof

Be it enacted by the Council as follows:

Section 1. Report on COVID-19 within city schools. 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.

Fully vaccinated. The term “fully vaccinated” means an individual who has received a full course 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.

Partially vaccinated. The term “partially vaccinated” means an individual who has received a partial course 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.

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.

b. 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 total number and percentage of individuals who have either reported to the department that they have tested positive for COVID-19, or who have tested positive for COVID-19 based on testing conducted pursuant to the department’s testing policy, disaggregated by (i) teachers, (ii) administrators, (iii) students and (iv) other school staff;

2. Which schools were closed due to COVID-19 during the relevant reporting period and the period of time such schools were closed. If a school was closed more than once, then the number of closures shall be reported separately;

3. The number of classrooms closed due to COVID-19 during the reporting period and the periods of time such classrooms were closed. If a classroom was closed more than once, then the number of closures shall be reported separately;

4. The number and percentage of teachers fully vaccinated for COVID-19;

5. The number and percentage of teachers partially vaccinated for COVID-19;

6. The number and percentage of administrators fully vaccinated for COVID-19;

7. The number and percentage of administrators partially vaccinated for COVID-19;
 8. The number and percentage of other school staff fully vaccinated for COVID-19;
 9. The number and percentage of other school staff partially vaccinated for COVID-19;
 10. To the extent such information is collected, the number and percentage of students fully vaccinated for COVID-19;
 11. To the extent such information is collected, the number and percentage of students partially vaccinated for COVID-19; and
 12. The overall percentage of individuals attending or working at each school who have been (i) fully vaccinated, and (ii) partially vaccinated.
- c. The information required pursuant to paragraphs 10, 11 and 12 of subdivision b of this section shall, to the extent such information includes students, only include students who are eligible to be fully vaccinated or partially vaccinated, and shall also include the total number of students for which such information was collected by the department.
- d. 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 relating to students required pursuant to subdivision b 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 other than students who are residing in shelter, to the extent such information is collected.
- e. The report required by subdivision b of this section shall include a data dictionary.

f. 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 information. If a category contains between 1 and 5 persons, or contains an amount that would allow another category that contains between 1 and 5 persons 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 information.

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

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, s.s.:

I hereby certify that the foregoing is a true copy of a local law of The City of New York, passed by the Council on November 10, 2021 and returned unsigned by the Mayor on December 13, 2021.

MICHAEL M. McSWEENEY, City Clerk, Clerk of the Council.

CERTIFICATION OF CORPORATION COUNSEL

I hereby certify that the form of the enclosed local law (Local Law No. 153 of 2021, Council Int. No. 2427-A of 2021) to be filed with the Secretary of State contains the correct text of the local law passed by the New York City Council, presented to the Mayor and neither approved nor disapproved within thirty days thereafter.

STEPHEN LOUIS, Acting Corporation Counsel.