

AMENDMENT OF THE RULES OF THE BOARD OF REGENTS AND THE
REGULATIONS OF THE COMMISSIONER OF EDUCATION

Pursuant to Education Law sections 101, 207, 215, 305, 4401, 4402, 4403, and 4410.

1. Paragraph (9) of subdivision (b) of section 19.5 of the Rules of the Board of Regents is amended as follows:

(9) *School* means a public school district, board of cooperative educational services, charter school, State-operated and State-supported school pursuant to articles 85, 87 and 88 of the Education Law, in-state and out-of-state private residential or non-residential school for the education of students with disabilities approved pursuant to Article 89 of the Education Law or operating under Article 81 of the Education Law, State-administered Prekindergarten (PreK) program directly operated by a school district, board of cooperative educational services, or an eligible agency, as defined in section 151-1.2(b) of this Title, or operated by a school district in collaboration with an eligible agency, preschool special education program approved pursuant to Education Law section 4410, and registered nonpublic nursery school, kindergarten, and high school, and a nonpublic school serving grades 1 through 8 that has a registered high school, in this State. As specifically applicable to the prohibition of corporal punishment, defined in paragraph (2) of this subdivision, school shall mean any school within the State.

2. Section 200.22 of the Rules of the Board of Regents is amended as follows: Behavioral interventions for students with disabilities shall be provided in accordance with section 19.5 of the Rules of the Board of Regents, this section, and those other

applicable provisions of this Part and/or Part 201 that are not inconsistent with this section.