

HOME INSTRUCTION

To provide uninterrupted education for pupils unable to attend their regular classes because of illness, disability, court order or administrative action, the board of education shall provide away-from-school instruction when proper application has been made and subject to the following restrictions:

- A. The period of absence must be expected to be longer than two weeks except in special circumstances.
- B. A parent/guardian or appropriate adult authority must be within call during the period of instruction.
- C. In cases of illness or disability, medical certification is required both of the necessity for the pupil's absence and his/her fitness to benefit from the instruction.

Each case must be approved by board action; all requirements for receipt of state aid must be fulfilled.

The board shall provide home or out-of-school instructional services no later than five (5) days after the student has left the general education program.

The superintendent shall select the instructors and oversee coordination between the home instructor and the regular classroom teacher in determining the pupil's instructional program. The home or out-of-school instructional services shall meet the minimum standards that are specified in N.J.A.C. 6A:16-10.2 (d) including but not limited to:

- 1. The school district shall develop an Individualized Program Plan (IPP) for delivery of instruction and maintain a record of delivery of instructional services and student progress,
- 2. The teacher providing instruction shall be appropriately certified,
- 3. The teacher shall provide one-on-one instruction with no fewer than 10 hours each week on three separate days and no fewer than 10 additional hours per week of guided learning experience.
- 4. The instruction shall meet the Core Curriculum Content Standards.

A pupil receiving home instruction is not considered absent.

Date: Reviewed: December 17, 2008

Adopted: January 21, 2009

12/06

6173p

HOME INSTRUCTION (continued)

Legal References: Use legal reference sheet.

Cross References: List your appropriate policies. See legal reference sheet for possibilities.

Key Words

Bedside Instruction, Home Instruction

Legal References

HOME INSTRUCTION

Other Reasons:

N.J.A.C. 6A:14-4.8 sets guidelines for implementation of a disabled student's IEP through home instruction when all other less restrictive program options have been considered and deemed inappropriate.

N.J.A.C. 6A:14-4.9 describes home instruction procedures for students with or without disabilities who have been confined due to temporary illness or injury.

N.J.A.C. 6A:16-10.2 (a) requires home or out-of-school instruction in these circumstances:

1. When placement in an alternative program is not immediately available for firearms (N.J.A.C. 6A:16-5.5) and assaults with weapons offenses (N.J.A.C. 6A:16-5.6);
2. When a student is placed on short-term or long-term suspension from participation in general education program pursuant to N.J.A.C. 6A:16-7.2 and 7.3;
3. When a court order requires that the student receive instructional services in the home or other out of school placement.

N.J.A.C. 6A:16-10.2 (d) lists the minimum standards for home or out-of-school instruction services.

Recommendation:

A policy directing the chief school administrator to arrange all district-provided home instruction to comply with requirements for receipt of state aid.

Home instruction as a placement for a classified pupil is more appropriately addressed at 6171.4.

Legal References: N.J.A.C. 6A:14-1.1 et seq. Special education

See particularly:

N.J.A.C. 6A:14-4.8, 4.9

N.J.A.C. 6A:16-4.3

Reporting, notification and examination procedures for students suspected of being under the influence of alcohol or other drugs

HOME INSTRUCTION (continued)

Legal References (continued)

<u>N.J.A.C.</u> 6A:16-5.5	Removal of students from general education for firearms offenses
<u>N.J.A.C.</u> 6A:16-5.6	Removal of students from general education for assaults with weapons offenses
<u>N.J.A.C.</u> 6A:16-10.1 <u>et seq.</u>	Home or Out-of-School Instruction for General Education Students
<u>N.J.A.C.</u> 8:61-1.1	Attendance at school by pupils or adults infected by Human Immunodeficiency Virus (HIV)

H.A. v. Board of Education Warren Hills Regional, 1976 S.L.D. 336

Plainfield Board of Education v. Cooperman, 105 NJ 587 (1987)

Somerset County Educational Services Commission v. North Plainfield Board of Education 1999 S.L.D. September 7 State in re G.S. 330 N.J. Super. 338 (Ch. Div. 2000)

Possible

<u>Cross References:</u>	*4112.2	Certification
	*5113	Absences and excuses
	*5114	Suspension and expulsion
	*5131	Conduct/discipline
	*5131.6	Drugs, alcohol, tobacco (substance abuse)
	*5131.7	Weapons and dangerous instruments
	*5134	Married/pregnant pupils
	*5141.2	Illness
	*6146	Graduation requirements
	*6164.2	Guidance services
	*6164.4	Child study team
	*6171.4	Special education
	*6172	Alternative educational programs

*Indicates policy is included in the Critical Policy Reference Manual.