

**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. If instruction is delivered in the student's home, a parent or other adult 21 years of age or older who has been designated by the parent shall be present in the home during all periods of home instruction.
- C. In cases of illness or medical 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 chief school administrator shall select the instructors and oversee coordination between the home instructor and the regular classroom teacher in determining the pupil's instructional program. This can be accomplished either by an in-home tutor or online instruction.

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. For a student without disabilities whose projected confinement will exceed 30 consecutive calendar days, the school district shall develop an Individual 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 5 hours each week on three separate days and no fewer than 5 additional hours per week of guided learning experience.
- 4. For a student with disabilities, the home instruction shall be consistent with the student's Individualized Education Plan (IEP) to the extent appropriate and shall meet the Core Curriculum Content Standards pursuant to N.J.A.C. 6A:8, Standards and Assessment. When the provision of home instruction will exceed 30 consecutive school days in a school year, the IEP team shall convene a meeting to review and, if appropriate, revise the student's IEP.
- 5. For a student without disability, the home instruction shall meet the Common Core State Standards pursuant to N.J.A.C. 6A:8, Standards and Assessment, and the

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requirements of the district board of education for promotion at that grade level. When the provision of home instruction will exceed 60 calendar days, the school physician shall refer the student to the child study team for evaluation according to the requirements N.J.A.C. 6A:14.

6. In grades 6-12 the district may provide either online home instruction or in-home instruction as appropriate..

A pupil receiving home instruction is not considered absent.

Adopted: April 12, 2004

Revised: March 12, 2007

Revised: November 12, 2012

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

N.J.A.C. 6A:16-5.5

Removal of students from general education for firearms offenses

N.J.A.C. 6A:16-5.6

Removal of students from general education for assaults with weapons offenses

N.J.A.C. 6A:16-10.1 et seq. Home or Out-of-School Instruction for General Education Students

N.J.A.C. 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

Cross References:

\*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

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- \*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 in the Critical Policy Reference Manual.