



January 28, 2022

Earlier this week, the Appellate Division, Second Department issued a stay order which upheld the Department of Health's mask requirement in schools (10 NYCRR 2.60). Although the court set a hearing deadline for today, the State Education Department has confirmed that this deadline pertained only to written submissions. SED anticipates that the court will issue a further ruling in the coming weeks. **Until such time, the mask rule remains in effect.** School districts must also abide by any commitment to mask wearing contained in their publicly posted reopening plans for the 2021-2022 school year.