

Tuesday, November 15, 2011

The New York State Board of Regents met on Monday, November 14th in Albany, New York. The November 2011 agenda and materials can be found [here](#).

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Summary of Highlights

Special Education Requirements for Mandate Relief

New York State's Next Generation Accountability System

2012-13 Budget Priorities and 2012 State and Federal Legislative Priorities

New Charter School RFP

Next Board of Regents Meeting:
December 12th and 13th, 2011

SUMMARY of HIGHLIGHTS

Development of Regulations to Provide Special Education Mandate Relief

In May, the Board of Regents voted to issue a public comment period on several [special education mandate relief](#) recommendations. After receiving over 700 written and oral comments in total, the Board of Regents voted to allow SED staff to begin development of the legislative and regulatory proposals that will effect the following areas of special education:

- Committee on Special Education (CSE) & Committee on Preschool Special Education (CPSE) memberships
- Planning and reporting requirements
- Preschool evaluations
- Approval of certain EI programs
- Individual evaluations
- Commissioner's appointment to 4201 schools

The State Education Department will propose revised regulations at the December 2011 Regents meeting.

HIGHLIGHTS (Con't)

Work Continues on New York State's Next Generation Accountability System

As directed by the Board of Regents at the October meeting, the State Education Department staff prepared a set of [guiding principles](#) that will be used to develop New York State's waiver application for the Elementary and Secondary Education Act (ESEA) flexibility. These guiding principles include: accountability based on college and career standards, measures aligned to the common core, use of both student achievement and growth, fair and meaningful data, identification of high and low performing schools, effective interventions and support, timely reporting, addressing unique circumstances, alignment of accountability, and the use of a single unified system. Many of these principles have already been adopted by the Board of Regents through the Common Core Standards and the new Teacher and Principal Evaluation System. SED staff will begin immediately to develop New York's waiver application and this item will come before the Regents for review December and approval in January. The waiver for is due to the U.S. Department of Education by mid-February 2012.

State and Federal Legislative Priorities for 2012 Are Approved

State Priorities:

- Board of Regents Intervention in Chronically Underperforming Schools (A.8319)
- Quality and Excellence in Business and Trade Schools (S.4268-A/S.7859)
- Tenured Teacher Hearing Reform (S.4629/A.6225)
- Mandate Relief and Flexibility (S.5816)
- TAP for Early College High School Students (S.5647)
- BOCES As Regional Leaders (Under Discussion)
- Education Equity for DREAMers Act – (Under Discussion)

Federal Priorities:

- NCLB/ESEA Reauthorization (Under Discussion)
- WIA Reauthorization (Under Discussion)
- Development, Relief and Education for Alien Minors (DREAM Act)

2012-13 Budget Priorities Approved, State Aid Proposal Discussed

The 2012-13 [budget priorities](#) were approved. These priorities exclude the Regent's State Aid proposal which was discussed separately at the State Aid Committee Meeting. State Aid Chair Regent Tallon discussed the conceptual approach outlined in the State Aid proposal which may be altered by the release of the [Governor's Mid-Year Fiscal Report](#). The [State Aid Proposal](#) will be brought back to the Regents in December for approval.

Request for Proposals for New Charter Schools Given the Go-Ahead

The Board of Regents directed SED to develop and issue the [Charter School Requests for Proposals](#) (RFPs) and to conduct an application review process. The 2012 RFP will be similar to the 2010 and 2011 RFP, but it will be updated to align with New York State's successful [2011 Federal Charter Schools Program Grant Award](#) which brings \$113 million to support quality choice and innovation in our State's public charter schools. The Charter School Statute requires that the 2012 RFP be issued on January 1, 2012.

ACTIONS BY THE FULL BOARD OF REGENTS

The following items were approved on consent agenda:

- [Charter Applications](#) for November 2011
- [Summary](#) of the October 2011 Regents Meeting

The following items were approved on consent agenda by program area:

- [Berkeley College](#): Authorize the College to Confer the Associates in Applied Science (A.A.S.) Degree at its Brooklyn Branch Campus
- [State University College of Technology at Alfred](#): Authorize the College to Confer the Bachelor of Architecture (B.Arch.) Degree
- Report of the Committee on the Professions Regarding [Licensing Petitions](#)
- Appointments to the State Professional Standards and [Practices Board of Teaching](#)
- Amendment to Section 100.2(o) of the Commissioner's Regulations Relating to [Annual Professional Performance Reviews](#) of Classroom Teachers and Building Principals
- (Re) Appointments of Members to the [State Boards for the Professions](#) and (Re) Appointments of Extended Members to the State Boards for the Professions for Service on Licensure Disciplinary and/or Licensure Restoration and Moral Character Panels

The following items were separately approved:

- State Education Department October 2011 [Fiscal Report](#)
- Proposed Regents [Budget Priorities](#) for 2012-13
- [Legislative Action](#) to Implement Regents State and Federal Legislative Proposals for 2012
- Acceptance of a \$600,000 grant from the Robin Hood Foundation to fund the Regents Research Fellows Program

COMMITTEE ACTIVITY

Higher Education Committee

Harriet "Niki" Fayne from Lehman College and Patrick Allen from Union College gave a presentation on Educator Preparation Programs.

State Aid Committee

The following item was for discussion only:

- Development of [2012-13 Regents State Aid Proposal](#)

NYSED PRESS RELEASE - NOVEMBER 14, 2011

[COMMISSIONER KING APPOINTS GREENBERG AS SPECIAL INVESTIGATOR](#)

A private investigator has been hired to conduct a complete review of the State Education Department's (SED) processes and procedures for receiving, reviewing, and investigating reports of alleged improprieties involving the State's student assessments, including the Regents examinations. Henry M. "Hank" Greenberg of Greenberg Tauring LLP was appointed the position, and will be doing this work pro-bono.

COMMITTEE ACTIVITY (Con't)

Professional Practice Committee

The following items were for discussion only:

- Update on the Development of the Department's Report to the Governor and Legislature Related to Implementation of [Licensing Laws](#) for Psychologists, Social Workers and Mental Health Practitioners by July 1, 2013
- Presentation on the [Dental Profession](#) in NYS

The following item was approved:

- Amendment to Section 59.14 of the [Regulations of the Commissioner of Education](#), Relating to Waivers from Corporate Practice Restrictions for Certain Not-for-Profit and Educational Corporations to Provide Services Under Articles 154 or 163 of the Education Law or Psychotherapy Services as Defined in Section 8401(2) of the Education Law and Authorized and Provided Under Articles 131, 139 or 153 of the Education Law

Also discussed:

- The Deputy Commissioner gave a report on long term clinical clerkships: The [Advisory Committee on Long-Term Clinical Clerkships](#) has developed a set of standards for long term clinical clerkships that will come back to the committee for approval in December.

P-12 Education / Higher Education Joint Meeting

The following item was in Committee for discussion only, but was approved at Full Board

- Legislative Action to Implement Regents State and Federal [Legislative Proposals for 2012](#), Including Discussion of the Education Equity for DREAMers Act

P-12 Education Committee

The following items were approved:

- Mandate Relief – [Special Education Requirements](#)
- Update on New York State's [Next Generation Accountability System](#)
- Issuance of the [Charter School Requests for Proposals](#) (RFPs)

The following items were for discussion only:

- Raising the [Academic Achievement](#) of English Language Learners (ELLs)
**This item will be brought back in December for further discussion along with an explanation of Regulation Part 154.*
- Implementation of the [Common Core Standards](#)
- Testing Integrity Update