

TUESDAY, FEBRUARY 14, 2012

THE NEW YORK STATE BOARD OF REGENTS MET ON FEBRUARY 13<sup>TH</sup> & 14<sup>TH</sup> IN ALBANY, NEW YORK. THE FEBRUARY 2012 AGENDA AND MATERIALS CAN BE FOUND [HERE](#).

### INDEX

SUMMARY OF HIGHLIGHTS	1
ACTIONS BY THE FULL BOARD OF REGENTS	3
COMMITTEE ACTIVITY:	
ACCES	3
HIGHER EDUCATION	4
P-12 EDUCATION	4
P-12 EDUCATION/CULTURAL EDUCATION	5
PROFESSIONAL PRACTICE	5
STATE AID	5
CULTURAL EDUCATION	5

### SUMMARY OF HIGHLIGHTS

*ASSISTANT COMMISSIONER FOR THE NEW YORK STATE MUSEUMS APPOINTED*

*BOARD OF REGENTS APPROVE APPLICATION FOR NCLB FLEXIBILITY*

*BOARD OF REGENTS SEEK TO CONSIDER ALTERNATIVES TO THE GED®*

*NEXT BOARD OF REGENTS MEETING  
MARCH 19<sup>TH</sup> & 20<sup>TH</sup>*

### SUMMARY OF HIGHLIGHTS

#### BOARD OF REGENTS APPOINT NEW ASSISTANT COMMISSIONER OF NYS MUSEUMS

The Board of Regents approved the [appointment](#) of Mr. Mark Schaming to the position of Assistant Commissioner for the New York State Museums. Mr. Schaming has 24 years experience in the New York State Museum working in various positions. He currently is the Director of Exhibitions, Education and Public Programs. Over the years, he has directed the New York State Museum Exhibition Master Plan, organized the multi year exhibition, Great Art and Education Series and most recently secured funding for the *New York Remembers* statewide traveling exhibitions and *Reflecting on 9/11* at the NYSM. Mr. Schaming has spent his career advocating for collections, interpreting research and developing major research and collection based exhibitions, educational and public programs. He will serve alongside Deputy Commissioner Jeffery Cannell of the Office of Cultural Education.

---

## HIGHLIGHTS (CON'T)

---

### BOARD OF REGENTS APPROVE APPLICATION FOR NCLB FLEXIBILITY

After a lengthy discussion, the Board of Regents approved the NYS Education Department's application to the Elementary and Secondary Education Act (ESEA) Flexibility Request. The application will be submitted to the U.S. DoE for the February 28<sup>th</sup> deadline. This is the second round of applications. The [U.S. DoE](#) has approved 10 states from the first round of applications; with only one state being rejected (*New Mexico*).

New York's application discontinues the use of multiple school accountability identifications. The State will instead identify Reward Schools, Focus Districts & Schools and Priority Schools. Reward Schools (top % of high achievement) will be afforded the opportunity to receive additional flexibility in order to maintain growth. Focus Districts and Schools (bottom % in a particular cohort) will need to target resources on interventions that specifically address the areas of academic deficiency found at the school. Priority schools (bottom % in cumulative accountability measures) will be required to adopt whole school reforms. Proficiency and growth towards proficiency will be factors for making accountability determinations. A single diagnostic tool will be used to provide for consistency and focus supports and interventions towards improvements. The existing set-a-sides are replaced, thereby eliminating the districts requirement to provide Supplemental Educational Services. This particular provision was met with significant concern expressed by many members of the Board of Regents. If approved by the U.S. DoE, policies will be implemented for the 2012-13 school year.

*[Regent Cashin and Regent Rosa abstained from voting, Regent Norwood, Regent Chapey and Regent CoField were absent]*  
ESEA Regents' [Materials](#) & [Power Point](#)

---

### BOARD OF REGENTS SEEK TO CONSIDER ALTERNATIVES TO THE GED®

Due to recent changes to the GED® program that effect the cost and accessibility of a test for New Yorkers seeking a [high school equivalency diploma](#), the Board of Regents are considering alternative pathways. The Regents will take into consideration the National External Diploma Program (NEDP). This program enables adults who may benefit from non-traditional methods of illustrating achievement, such as self directed learning, or life experience rather than taking a traditional class and taking a lengthy sit-down test. An applicant would demonstrate high school level proficiency by applying their abilities in simulated, real life situations. The Board of Regents are also considering participating in a consortium of states to develop an alternative high school equivalency test. After years of reliance on the GED® program, the Board of Regents are seeking to gather information from vendors via and Request for Information (RFI) to determine what is currently available or what may become available as alternative pathways.

---

## ACTIONS BY THE FULL BOARD OF REGENTS

*THE FOLLOWING ITEMS WERE APPROVED ON CONSENT AGENDA:*

- [Charter](#) Applications for February 2012
- [Summary](#) of the January 2012 Regents Meeting

*THE FOLLOWING ITEM WAS SEPARATELY APPROVED:*

*NEW YORK STATE EDUCATION DEPARTMENT  
JANUARY [FISCAL REPORT](#)*

*THE FOLLOWING ITEMS WERE APPROVED ON CONSENT AGENDA (NO DISCUSSION) BY PROGRAM AREA:*

HIGHER EDUCATION:

- [Villa Maria College of Buffalo](#): Master Plan Amendment to Authorize the College to offer a Bachelor of Arts (B.A.) degree program in Creative Writing and Literature
- [Mildred Elley School](#): Regents Authorization to award the Associate in Applied Science (A.A.S.) degree
- Conferral of Degrees: [Taylor Business Institute](#)

PROFESSIONAL PRACTICE:

- Regents Permission to Operate in New York State: [University of Cincinnati](#)
- [\(Re\) 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
- Report of the Committee on the Professions Regarding [Licensing Petitions](#)

### ACCES COMMITTEE

*THE FOLLOWING ITEMS WERE APPROVED:*

- Amendment Relating to the Award of Local Diplomas to [Certain Veterans](#)
- [Amendment](#) Relating to Local High School Equivalency Diplomas based upon Experimental Programs  
*This item will be published in the NYS Register for public comment. The item will return to the Board of Regents in April 2012 for final adoption. The item will become effective in May 2012.*

*THE FOLLOWING ITEMS WERE DISCUSSED:*

- [Supported Employment](#) Information Directory (SEID) and UCS Vendor Performance Standards
- Alternative Pathways to the [High School Equivalency Diploma](#)

## COMMITTEE ACTIVITY

### P-12 EDUCATION COMMITTEE

#### THE FOLLOWING ITEMS WERE APPROVED:

- Revision to Charter Authorized by NYCDOE – [South Bronx Classical Charter School](#)  
*This revision is an expansion request for an additional 14 students. This charter co-locates with a public school. Regent Rosa recommends that the Board of Regents consider the effect of expansion on co-location relations when reviewing applications in the future.*
- Renewal of Charter Authorized by SUNY – [Icahn Charter School 2](#)
- Addition of Section 100.2(jj) of the Commissioner’s Regulations, Relating to School Employee Training implement the Dignity for All Students Act ("[Dignity Act](#)")  
*This item will be published in the NYS Register for a 45 day public comment period. The item will return to the Board of Regents in April 2012 for their adoption. The Dignity Act will be fully implemented in July 2012.*

#### THE FOLLOWING ITEM WAS DISCUSSED:

- Career & Technical Education and Student Achievement [Measures](#)
  - [Panel](#): Career and Technical Education & College and Career Readiness Measures
  - [Presentation by Thomas Rogers](#), District Superintendent of Nassau BOCES (*not created by NYSED*)

### HIGHER EDUCATION COMMITTEE

#### THE FOLLOWING ITEMS WERE APPROVED:

- Proposed Amendments to the Regulations of the Commissioner of Education Relating to the Eligibility Criteria for the [Tuition Assistance Program](#)  
*The committee commented that these changes provide “clarification and consistency” within the regulations. The items were developed in the Interagency Taskforce on TAP. The items received no public comment.*
- Conceptual [Approval of Schedule](#) for New Certification Examinations for Teachers and School Leaders  
*The schedule delays implementation until 2014 so as to provide preparation programs ample time to develop programs and prepare test takers. Regents Young expressed concern that the new standards for principals were not as well developed as those for teachers. The conversation also touched on gainful employment. NYSED stated that there are more teachers being educated and trained than available teaching positions. Commissioner King stated that the Department should have college “performance profiles” by the Fall of 2013. Chancellor Tisch stated that the performance profiles are not intended for accountability purposes, but to enhance the discussion as it relates to where the State should make “investments”.*

#### THE FOLLOWING ITEM WAS DISCUSSED:

- [Tenured Teacher Hearings](#) (Education Law §3020-a Reform)  
*The Regents discussed the differences between the Governor’s Executive Budget recommendations regarding 3020-a amendments and the Regents’ proposals.*

---

## COMMITTEE ACTIVITY (CON'T)

---

### PROFESSIONAL PRACTICE COMMITTEE

#### THE FOLLOWING ITEMS WERE DISCUSSED:

- Standardization of [Nursing Education](#) for Licensure
- Update on Regents Advisory Workgroup on [Healthcare](#)  
*Regent Cottrell, Regent Norwood and Regent Tallon, as well as Executive Deputy Commissioner Grey and Deputy Commissioner Lentivech are members of the workgroup. The Workgroup has met and is considering the issues initially considered by the Medicaid Redesign Team (MRT). Additional members will be added to the Workgroup for the specific purpose of providing further expertise and guidance with respect to the MRT issues.*

#### THE FOLLOWING ITEM WAS APPROVED:

- [Proposed Amendments](#) Relating to Occupational Therapy Assistants, Occupational Therapy Assistant Students and Holders of Limited Permits in Occupational Therapy

### CULTURAL EDUCATION COMMITTEE

#### THE FOLLOWING ITEM WAS APPROVED:

- [Museum](#) Advisory Council

The Commissioner selected the following appointees to represent institutions from across the state of varying sizes and specialties:

*Louis Grachos, Director of the Albright-Knox Art Gallery in Buffalo, New York  
Beth E. Levinthal, Executive Director, Hofstra University Museum  
Anthony J. Ortega, Executive Vice President, Museum of Science & Technology (MOST)  
Kim Kanatani, Director of Education, Solomon R. Guggenheim Foundation  
Thelma Golden, Director, Studio Museum in Harlem  
Kate Bennett, President, Rochester Museum and Science Center  
Cecilia Esposito, Director, Plattsburgh State College Art Museum  
Paul S. D'Ambrosio, President and CEO, New York State Historical Association  
Anne W. Ackerson, Director, Museum Association of New York  
Martin E. Sullivan, Director, National Portrait Gallery  
David Slippen, Senior Director of Government Relations, American Museum of Natural History*

---

### JOINT P-12 & CULTURAL EDUCATION

#### THE FOLLOWING ITEM WAS DISCUSSED:

- National Arts Standards Revision [Update](#)

*In addition to discussing standards, the Regents also discussed the need to ensure that arts and music are accessible to all students. The Regents believe strongly that arts and music education program will lead to higher academic achievement.*

### STATE AID COMMITTEE

#### THE FOLLOWING ITEM WAS DISCUSSED:

- Governor's Proposal on State Aid and State Support for [Universal Pre-Kindergarten](#)

*The Regents briefly reviewed the differences between their proposal and the Governor's Executive Budget and reiterated their continued advocacy for additional resources and attention to early childhood education.*