



THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK / ALBANY, NY 12234

TO: The Honorable the Members of the Board of Regents
FROM: Tony Lofrumento *Anthony Lofrumento Jr*
SUBJECT: Summary of the April 2015 Meeting
DATE: May 11, 2015
AUTHORIZATION(S): *Elizabeth R Berlin*

Executive Summary

Issue for Decision

Review of the Summary of the April 2015 Meeting of the Board of Regents.

Proposed Handling

Approval of the Summary of April 2015 meeting.

Procedural History

This document summarizes the actions of the Board of Regents during the monthly meeting and is brought before the Board the following month for approval.

Recommendation

Approval of the Summary of the April 2015 meeting.

Timetable for Implementation

Effective May 19, 2015.

VOTED, that the Summary of the April 2015 Meeting of the Board of Regents of The University of the State of New York be approved.



SUMMARY OF THE APRIL 2015 MEETING

OF THE BOARD OF REGENTS

OF

THE UNIVERSITY OF THE STATE OF NEW YORK

Held at the State Education Building

Albany, New York

April 13 and 14, 2015

***Anthony Lofrumento, Secretary
Board of Regents***

THE BOARD OF REGENTS

The Board of Regents of The University of the State of New York held a public session on Monday, April 13, 2015 at 9:00 a.m. pursuant to a call to duty sent to each Regent.

MEETING OF THE FULL BOARD, Monday, April 13th at 9:00 a.m.

Board Members in Attendance:

Merryl H. Tisch, Chancellor
Anthony S. Bottar, Vice Chancellor
Roger Tilles
Charles R. Bendit
Betty A. Rosa
Lester W. Young, Jr.
Christine D. Cea
Wade S. Norwood
Kathleen M. Cashin
James E. Cottrell
T. Andrew Brown
Josephine Victoria Finn
Judith Chin
Catherine Collins
Judith Johnson

Also present were the Acting Commissioner of Education, Elizabeth Berlin, Counsel, Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. Regents James R. Tallon, Jr. and Beverly Ouderkirk were absent and excused.

Chancellor Merryl H. Tisch called the meeting to order at 9:00 a.m.

ACTION ITEM

Executive Session Motions

MOVED, that the Ethics Committee convene in executive session on Monday, April 13 at 6:05 p.m. to discuss personnel matters.

MOVED, that the Board of Regents convene in executive session on Tuesday, April 14, 2015 at 8:00 a.m. to discuss personnel and litigation matters.

Motion by: Vice Chancellor Anthony S. Bottar
Seconded by: Regent Roger Tilles
Action: Motion carried unanimously

DISCUSSION ITEM

2015 – 2016 Enacted State Budget

Acting Commissioner Beth Berlin, Senior Deputy Commissioner Ken Wagner and Charles Szuberla led a discussion on 2015 – 2016 Enacted State Budget (Attachment I).

Chancellor Merryl H. Tisch adjourned the meeting.

MEETING OF THE FULL BOARD, Tuesday, April 14th at 11:35 a.m.

Board Members in Attendance:

Merryl H. Tisch, Chancellor
Anthony S. Bottar, Vice Chancellor
Roger Tilles
Charles R. Bendit
Betty A. Rosa
Lester W. Young, Jr.
Christine D. Cea
Wade S. Norwood
Kathleen M. Cashin
James E. Cottrell
T. Andrew Brown
Josephine Victoria Finn
Judith Chin
Beverly Ouder Kirk
Catherine Collins
Judith Johnson

Also present were the Acting Commissioner of Education, Elizabeth Berlin, Counsel, Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. Regents James R. Tallon, Jr. was and excused.

Chancellor Merryl H. Tisch called the meeting to order at 11:35 a.m.

ACTION ITEMS

**Charter Applications
BR (A) 1**

MOVED, that the Board of Regents approve each application in accordance with the recommendations contained in the summary table (see Appendix I).

**Summary of the March 2015 Meeting of the Board of Regents
BR (A) 2**

MOVED, that the Summary of the March 2015 Meeting of the Board of Regents of The University of the State of New York be approved.

Motion by: Regent Roger Tilles
Seconded by: Regent Christine D. Cea

Action: Motion carried unanimously.

PROGRAM AREA CONSENT ITEMS

Cultural Education

Proposed Amendment of Section 230.2 of the Commissioner's Regulations Relating to Use of Department Facilities in the Cultural Education Center BR (CA) 1

MOVED, that section 230.2 of the Regulations of the Commissioner is amended, as submitted, effective April 29, 2015.

Higher Education

Adoption of Section 80-1.6 of the Regulations of the Commissioner of Education to Extend the Tie Validity of an Expired Initial, Transitional and/or Conditional Initial Certificate for Up to One Additional Year if a Candidate Took One of the Revised Content Specialty Tests (CSTs) Required for His/Her Certificate Title and Did Not Receive a Score During a Timeframe Prescribed by the Commissioner BR (CA) 2

MOVED, That subdivision (c) of section 80-1.6 of the Regulations of the Commissioner of Education is amended, effective May 11, 2015, upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare to ensure that the emergency rule adopted at the February 2015 Regents meeting remains continuously in effect until the proposed rule can be presented for adoption and take effect as a permanent rule.

Molloy College: Master Plan Amendment to Offer a Doctor of Education (Ed.D.) degree in Educational Leadership for Diverse Learning Communities BR (CA) 3

MOVED, that the Board of Regents approves a master plan amendment to authorize Molloy College to offer a Doctor of Education (Ed.D.) degree program in Educational Leadership for Diverse Learning Communities in the discipline of education.

Proposed Amendments to Sections 80-3.3, 80-3.4 and 80-5.13 of the Regulations of the Commissioner of Education to Extend the Deadline for a Teaching Candidate to Apply for and Meet the Requirements for Certification if he/she Wishes to Take Advantage of the "edTPA Safety Net" BR (CA) 4

MOVED, that clause (b) of subparagraph (i) of paragraph (2) of subdivision (b) of section 80-3.3; clause (b) of subparagraph (i) of paragraph (3) of subdivision (b) of section 80-3.4 and clause (b) of subparagraph (ii) of paragraph (1) of subdivision (b) of section 80-5.13 of the Regulations of the Commissioner of Education is amended, effective April 29, 2015, as submitted.

**Renewal of Permission to Operate in New York State: New Brunswick
Theological Seminary
BR (CA) 5**

MOVED, that the Board of Regents renew the Permission to Operate for New Brunswick Theological Seminary to offer courses from its Master of Arts (M.A.) degree program and Master of Divinity degree program under the terms of its agreement with St. John's University. This permission, effective April 14, 2015, is granted for a period beginning January 1, 2015, and extending through December 31, 2017, the end date of the Seminary's current agreement with St. John's University.

P-12 Education

**Graduation Requirements for English Language Learners
BR (CA) 6**

MOVED, that paragraph (7) of subdivision (d) of section 100.5 of the Regulations of the Commissioner of Education be amended as submitted, effective May 11, 2015, upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare to ensure that the emergency rule adopted at the February 2015 Regents meeting remains continuously in effect until the proposed rule can be presented for adoption and take effect as a permanent rule.

**Petition of the City School District of the City of
Binghamton for Consent to Exceed the Constitutional Debt Limit
BR (CA) 7**

MOVED, that the Board of Regents hereby give consent to the issuance of bonds and/or bond anticipation notes by the Board of Education of the City School District of the City of Binghamton in an amount not to exceed \$11,000,000 for the reconstruction of and construction of improvements to various School District facilities, including site improvements, original furnishings, equipment, machinery, apparatus, appurtenances and other improvements and the issuance of such bonds and/or bond anticipation notes in excess of the constitutional debt limit of said school district.

Professional Practice

**(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
BR (CA) 8**

MOVED, that the Regents approve the proposed (re)appointments.

**Appointment of Adjunct Members of the Regents Review Committee
BR (CA) 9**

MOVED, that that the Board of Regents appoint Chancellor Emeritus Robert Bennett, Regent Emeritus James Dawson, and Regent Emeritus Harry Phillips III as Adjunct Members of the Regents Review Committee for a term to begin on April 14, 2015 and end on December 31, 2017.

Motion by: Regent Charles R. Bendit
Seconded by: Regent Roger Tilles
Action: Motion carried.

STANDING COMMITTEE REPORTS

CULTURAL EDUCATION

Regent Roger Tilles, Chair of the Cultural Education Committee, submitted the following written report. Your Committee on Cultural Education Committee had its scheduled meeting on April 14, 2015.

In attendance were committee members: Regents Tilles, Bendit, Rosa, Cea, Cottrell and Brown. Absent: Regent Finn. Regents In addition to CE Committee Members, in attendance were: Chancellor Tisch, Regents Norwood, Ouderkirk, Collins, Chin and Johnson.

ITEMS FOR DISCUSSION

Chair's Remarks: Regent Tilles welcomed everyone and opened the meeting.

Deputy Commissioner Jeffrey Cannell spoke about upcoming activities and what's going on in CEC:

- NYS Archives will host Historian and Author David McCullough at Chancellor's Hall on June 3 in which McCullough will be presented with the 2015 New York State Archives and History Award.
- The latest issue of New York Archives Magazine has been printed and is in the process of being distributed.

- Carol Desch, Head of Library Development, will be receiving a major American Library Association award for her professional leadership at the Association's annual meeting in June.
- Eight New York teams of about 40 people are participating with teams from nine other states in a program called ILEAD USA. The program is aimed at developing leadership, networking and technology skills by focusing on specific projects. Three New York State Library teams are participating. Projects range from creating tools for use of the Information Literacy Continuum to promoting the State Library's Talking Book and Braille Library services.

CE (A) Museum Education Act

Mark Schaming, Director of the State Museum and Thomas Ruller, Director of Operations for the Office of Cultural Education presented information regarding the Museum Education Act - a bill proposed by the Museum Association of New York (MANY) to modify the Arts and Cultural Affairs Law. The proposed bill will provide competitive grants to museums and historical societies with collections to produce curricula, develop staff skills and expertise implement technology and support pupil transportation. Museums and other eligible institutions would have access to grant funding to conduct curriculum-based educational programs for students and teachers in grades pre-kindergarten through twelve and adults enrolled in continuing education programs.

Motion to endorse the Museum Education Act as a Regents Legislative Priority.

Motion made by: Regent Rosa
 Second by: Regent Brown
 The motion was unanimously passed

HIGHER EDUCATION

Items not requiring action:

Approval of Distance Education Across State Lines: Resources Needed to Enter into and Implement the Interstate State Authorization Reciprocity Agreement (SARA) on Behalf of New York State. Your Committee received an update on the legislative request regarding the SARA initiative, including a provision to provide for resource capacity. The request will provide more detail regarding the staffing needed to implement SARA as well as the revenue sources to fund that staffing.

P-12 EDUCATION

Your P-12 Education Committee held its scheduled meeting on April 13, 2015. All members were present, except for Regent Tallon who was excused.

ACTION ITEMS

New York State's School and District Accountability System [P-12 (A) 2]

Your Committee recommends that subdivisions (f) and (g) of section 100.18 of the Regulations of the Commissioner of Education are amended, as submitted, effective April 14, 2015, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare so that school districts and charter schools may have the opportunity to meet, in a timely fashion, school/school district accountability requirements for the 2014-15 school year and beyond, consistent with the ESEA Flexibility Waiver Renewal Request submitted to the USDE and pursuant to statutory requirements.

Student Enrollment Regulations [P-12 (A) 3]

Your Committee recommends that the emergency rule amending subdivision (y) of section 100.2 of the Regulations of the Commissioner of Education that was adopted at the February 9-10, 2015 Regents meeting, is repealed, effective April 14, 2015; and it is further voted that subdivision (y) of section 100.2 of the Regulations of the Commissioner is amended as submitted, effective April 14, 2015, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare in order to immediately adopt the revised proposed rule for purposes of clarifying requirements for school districts regarding the enrollment of students, particularly as it pertains to procedures for unaccompanied minors and other undocumented youth, and thereby ensure compliance with federal and State laws regarding access to a free public education system.

Charter School Actions

Dissolution of Ark Community Charter School [P-12 (A) 1]

Your Committee recommends that the provisional charter of the Ark Community Charter School, located in the Enlarged City School District of Troy, County of Rensselaer, State of New York, which was granted by the Board of Regents on March 20, 2001, and extended by the Board of Regents on February 14, 2006, May 30, 2006, October 11, 2008 and December 15, 2009 be, and the same hereby is, dissolved, that notice to such effect be given to the board of trustees of the Corporation, and that the Board of Regents recommends that any student records and/or any remaining assets of the corporation be transferred and distributed to each school district having resident children served by the charter school in the last school year in accordance with the provisions of Education Law §2851(2)(t), subject to judicial approval pursuant to Education Law §220.

Collegiate Academy for Mathematics and Personal Awareness (CAMPA) Charter School [P-12 (A) 4]

Your Committee recommends that the Board of Regents finds that: (1) the charter school meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the charter school can demonstrate the ability to operate in an educationally and fiscally sound manner; (3) granting the request to amend the charter is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) granting the request to amend the charter will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the charter revision for Collegiate Academy for Mathematics and Personal Awareness Charter School and amends the provisional charter accordingly.

New Visions Charter High School for Advanced Math and Science IV and New Visions Charter High School for Humanities IV [P-12 (A) 5]

The Committee recommends that the Board of Regents finds that: (1) the charter school meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the charter school can demonstrate the ability to operate in an educationally and fiscally sound manner; (3) granting the request to amend the charter is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) granting the request to amend the charter will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the charter revision for New Visions Charter High School for Math and Science IV and New Visions Charter High School for Humanities IV and amends the provisional charter accordingly.

Great Oaks Charter School [P-12 (A) 6]

Your Committee recommends that That the Board of Regents finds that: (1) the charter school meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the charter school can demonstrate the ability to operate in an educationally and fiscally sound manner; (3) granting the request to amend the charter is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) granting the request to amend the charter will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the charter revision for Great Oaks Charter School and amends the provisional charter accordingly.

Renewal Decisions for Charter Schools Authorized by the NYCDOE [P-12 (A) 7]

Your Committee recommends that the Board of Regents finds that, KIPP Academy Charter School: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the applicant can demonstrate the ability to operate the school in an educationally and fiscally sound manner; (3) granting the application is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of this article; and (4) granting the application would have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves and issues the renewal charter of KIPP Academy Charter School as proposed by the Chancellor of the New York City Department of Education, and extends its provisional charter for a term up through and including June 30, 2019.

Your Committee recommends that the Board of Regents finds that, Manhattan Charter School: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the applicant can demonstrate the ability to operate the school in an educationally and fiscally sound manner; (3) granting the application is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of this article; and (4) granting the application would have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves and issues the renewal charter of Manhattan Charter School as proposed by the Chancellor of the New York City Department of Education, and extends its provisional charter for a term up through and including June 30, 2019.

Your Committee recommends that the Board of Regents finds that, Mott Haven Academy Charter School: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the applicant can demonstrate the ability to operate the school in an educationally and fiscally sound manner; (3) granting the application is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of this article; and (4) granting the application would have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves and issues the renewal charter of Mott Haven Charter School as proposed by the Chancellor of the New York City Department of Education, and extends its provisional charter for a term up through and including June 30, 2020.

Renewal Decision for Charter School Authorized by the Board of Regents [P-12 (A) 8]

Your Committee recommends that the Board of Regents finds that, the Elmwood Village Charter School: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the applicant can demonstrate the ability to operate the school in an educationally and fiscally sound manner; (3) granting the application is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight

hundred fifty of this article; and (4) granting the application would have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the renewal application of the Elmwood Village Charter School and that a renewal charter be issued, and that its provisional charter be extended for a term up through and including June 30, 2020.

MOTION FOR ACTION BY FULL BOARD

Madam Chancellor and Colleagues: Your P-12 Education Committee recommends, and we move, that the Board of Regents act affirmatively upon each recommendation in the written report of the Committee's deliberations at its meeting on April 14, 2015, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Units of Study and Provision of Credits For English As A New Language and Native Language Arts [P-12 (D) 1] – the Committee discussed proposed regulations that provides that Integrated ENL coursework for Advanced/Expanding ELLs in grades 9-12 may be in English Language Arts or in another content area. The proposed amendment also provides that students in Bilingual Education programs shall earn one English Language Arts credit for each English As a New Language unit of study, and one Native Language Arts or Languages Other Than English (LOTE) credit for each unit of Language Arts study in the student's home language. Furthermore, the proposed amendment provides that students in a Bilingual Education Program at the Beginning/Entering and Low Intermediate/Emerging levels must receive instruction in both the student's home language and English in a minimum of two bilingual core content areas other than Language Arts (i.e., math, science, and social studies). It also provides that students in a Bilingual Education Program at the Intermediate/Transitioning and Advanced/Expanding levels must receive instruction in both the student's home language and English in a minimum of one bilingual core content area other than Language Arts. It is anticipated that the proposed rule will be presented for adoption at the June 15-16, 2015 meeting.

Preschool Special Education Programs and Services [P-12 (D) 2] – the Committee discussed suggested policy changes to improve outcomes for preschool students with disabilities, ages three to five. Specifically, consideration of policy changes to enhance the quality of preschool special education instruction and behavioral supports, improve efficient use of staff resources, improve effectiveness, coordination and continuity of special education services and support inclusion of preschool students with disabilities in regular early childhood programs and activities and in classes with nondisabled peers. Staff will further engage stakeholders and receive feedback. Proposed regulations will be brought to the Regents for discussion in early fall.

Transgender and Gender Nonconforming Students Guidance Document [P-12 (D) 3] – the Committee discussed the draft New York State Transgender and Gender Nonconforming Students Guidance Document. The Guidance Document will assist school districts to continue to foster an educational environment that is safe and free

from discrimination for all students, regardless of sex, sexual orientation, gender identity, or gender expression. The Committee directed staff to continue to meet with advocates and come back for additional input from the Regents at a future meeting.

Development of a New York Statewide School Climate Index [P-12 (D) 4] – the Committee discussed the possible development of a Statewide School Climate Index. A school climate index is a tool that allows school buildings and districts to effectively assess and analyze school climate through school-to-school comparisons and to identify schools most in need at programmatic interventions aimed at improving school climate. After seeking input from stakeholders within New York State and from states across the nation, the Department recommends for discussion a School Climate Index that would be comprised of three measurements: Survey Participation, VADIR and DASA reporting of violent incidents and Chronic Absenteeism. The Committee suggested changes and staff will present a final recommendation to the Regents at an upcoming meeting.

Self-Administration of Certain Medications by Students [P-12 (D) 6] – the Committee discussed proposed regulations to prescribe standards for (1) the carrying and self-administration of inhaled rescue medications, epinephrine auto-injectors, and insulin by students attending public schools and boards of cooperative educational services (BOCES); (2) permitting both public and nonpublic schools to authorize a licensed registered professional nurse, nurse practitioner, physician assistant, or physician to train unlicensed school personnel to inject prescribed glucagon or epinephrine auto-injectors in emergency situations, where an appropriate licensed health professional is not available, to students who have a written parent/guardian consent; and (3) standardizing the care authorized to be provided by duly licensed health professionals to students diagnosed with diabetes or allergies. It is anticipated that the proposed rule will be presented for adoption at the June 15-16, 2015 meeting.

Instruction in Cardiopulmonary Resuscitation and the Use of Automated External Defibrillators [P-12 (D) 9] – the Committee discussed a potential new mandate for required instruction in cardiopulmonary resuscitation (CPR) and in the use of automated external defibrillators (AEDs) in senior high schools. If this instruction were mandated, it would cost an average-sized district approximately \$3,054 for initial implementation (including purchase of the kit, classroom instruction, and teacher professional development) and approximately \$1,392 annually, thereafter. The Department has sought feedback regarding this potential mandate from teachers, school administrators, parents, students, and other interested parties. Although a majority of survey responders agreed to varying degrees that CPR/AED instruction is important, the field expressed concern that implementation of this mandate would present fiscal challenges to districts through the purchase of equipment, as well as the provision of professional development and classroom instruction. Typically, the Department recommends that this type of curriculum decision be made at the local level, rather than by State mandate, but since CPR/AED affects matters of life and death, the Department recommends the Board consider an exception to this general policy. Staff will come back in May with proposed regulations to address this potential new mandate.

2015-2016 Enacted Budget Education Reform Initiatives [P-12 (D) 10] – the Committee discussed education reform initiatives from 2015-16 Enacted Budget that will require Board of Regents and/or State Education Department action. Discussion focused on the following initiatives:

Teacher and Principal Evaluation – creates a new teacher and principal evaluation system to be administered by the Education Department, whereby regulations to administer the new system must be issued by June 30, 2015 and districts must have new evaluation plans negotiated and approved by November 15, 2015. Committee members expressed concern over the short timelines provided in the Governor’s budget and asked to be kept updated on the Department’s progress with this work.

Tenure – extends tenure appointments for all teachers and administrators with probationary appointments on or after July 1, 2015 to four years, provided that the educator receives a rating of either effective or highly effective in at least three of the four probationary years.

Intervention in Struggling Schools – enacts new intervention authority for districts and the Department regarding struggling schools. Specifically, schools that have been in accountability status for ten years would enter a one year improvement timeline where the superintendent would be empowered to make rapid improvement with the powers that would otherwise be vested in a receiver.

Consent Agenda

The Board of Regents will take action on the following consent agenda items at their April 14, 2015 meeting.

- Graduation Requirements for English Language Learners
- Petition of the City School District of the City of Binghamton for Consent to Exceed the Constitutional Debt Limit

P-12 EDUCATION/ HIGHER EDUCATION JOINT COMMITTEE

Items not requiring action:

New York State’s Updated Equity Plan. Your Committees received an update on the U.S. Department of Education’s requirements and the State’s approach to ensuring more equitable access to effective educators for all students.

Teacher Certification Safety Net and Evaluation of Teacher/Leader Preparation Programs. Your Committees discussed safety net options for the Academic Literacy Skills Test (ALST), Educating all Students test (EAS), and Content Specialty Tests (CSTs) as well as a provision for a time extension of the existing edTPA safety net. The

Committee recommended that the Department develop proposed revisions to part 80 of the Commissioners Regulations to provide safety nets for the Academic Literacy Skills Test (ALST), the Education All Students test (EAS), and the content specialty tests (CSTs), as well as extend the period of the current safety net for the teacher performance assessment (edTPA). Specifically, the Committee recommended the establishment or continuation of safety nets through June 2016 for the above mentioned assessments as follows:

- For the ALST, a candidate who has taken and failed ALST may subsequently submit to SED their official transcript demonstrating satisfactory performance (B or higher grade) in acceptable coursework, together with an attestation from the candidate's IHE that such coursework covers the competencies assessed by the ALST, in lieu of retaking and passing the ALST.
- For the EAS, the Department will convene a standard setting panel to recommend a revised cut score for the duration of the safety net.
- For the redeveloped CSTs, a candidate who takes and fails a redeveloped CST will have the option of retaking and passing the predecessor CST in lieu of passing the redeveloped CSTs. No change will be necessary to the CSTs which have not yet been redeveloped.
- The edTPA safety net, as modified by the regulatory amendment submitted to the Board this month in item BR (CA4), will be continued throughout the duration of the above-outlined safety nets.

PROFESSIONAL PRACTICE

Your Professional Practice Committee held its scheduled meeting on April 13, 2015. All members were present except Regent Josephine Victoria Finn, who was excused. Chancellor Merryl H. Tisch, Regent Catherine Collins and Regent Judith Johnson were also present, but did not vote on any case or action.

ACTION ITEMS

Professional Discipline Cases

Your Committee recommends that the reports of the Regents Review Committees, including rulings, findings of fact, determinations as to guilt, and recommendations, by unanimous or majority vote, contained in those reports which have been distributed to you, be accepted in 4 cases. In addition, your Committee recommends, upon the recommendation of the Committee on the Professions, that 41 consent order applications and 5 surrender applications be granted. [PPC EXS (A) 1-3]

In the case of Steven Mark Porody a/k/a Steven M. Porody, Certified Public Accountant, Calendar No. 26868, we recommend that the recommendation of the Regents Review Committee be accepted and be clarified in one respect as follows: the words “addressed as set forth below” set forth in the last paragraph on page 5 of the report of the Regents Review Committee be deemed deleted and the words “addressed as set forth in term of probation numbered 2 of Exhibit B to the report of the Regents Review Committee” be deemed substituted in lieu thereof.

These recommendations are made following the review of 50 cases involving fifteen registered professional nurses, eight licensed practical nurses, four dentists, four pharmacists, three certified public accountants, two licensed practical nurses who are also registered professional nurses, two massage therapists, one certified public accountant professional corporation, one clinical laboratory technologist, one dental hygienist, one licensed clinical social worker, one licensed master social worker, one licensed master social worker who is also a licensed clinical social worker, one pharmacy, one physical therapist, and one veterinarian.

Restorations

Your Committee recommends the following:

That Patrick Okoye be required to take and pass the North American Pharmacist Licensure Examination (NAPLEX) and the Multistate Pharmacy Jurisprudence Examination (MPJE); that, following his successful completion of the NAPLEX, and MPJE, as determined by the Director of the Office of Professional Discipline, the execution of the surrender of his pharmacist license be stayed; that, upon his return to practice, he be placed on probation for a period of two years under the terms and conditions of probation of the Committee on the Professions; and that, upon successful completion of probation, his license be fully restored. [PPC EXS (A) 4]

That the application of Alexander Do for the restoration of his license to practice as a pharmacist in New York State be denied. [PPC EXS (A) 5]

That the execution of the surrender of the John E. Gruninger’s license to practice as a certified public accountant in the State of New York be stayed, that he be placed on probation for a period of three years under the Terms of Probation annexed to the Report of the Committee on the Professions as Exhibit A, and that, upon successful completion of probation, his license be fully restored. [PPC EXS (A) 6]

That the execution of the surrender of Lawrence Kalkstein’s license to practice as a certified public accountant in the State of New York be stayed, that he be placed on probation for a period of three years under the Terms of Probation of the Committee on the Professions, and that, upon successful completion of probation, his license be fully restored. [PPC EXS (A) 7]

MOTION FOR ACTION BY FULL BOARD

Madam Chancellor and Colleagues: Your Professional Practice Committee recommends, and we move, that the Board of Regents act affirmatively upon each recommendation in the written report of the Committee's deliberations at its meeting on April 13, 2015, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Your Committee discussed several topics of interest, including:

Deputy Commissioner's Report/Update

- State Budget Items Relating to Professional Practice
- Full Board Consent Agenda Items
- Board (Re)Appointments
- RRC Appointments

Update on Professional Discipline (Discussion) – An overview of and update on the professional discipline system, including a discussion of the process and statistical information related to the various professional discipline cases that are reviewed by the Board of Regents.

60.8 & 60.11 Physician Assistant and Special Assistant Registration Regulations (Discussion) – Conforms the regulations to Chapter 48 of the Laws of 2012, which amended the Education Law to make technical corrections in references to physician assistants; to change physician assistants' authorization to practice from “registered” to “licensed”; and to move references to and the authorization of specialist assistants from Article 131-B of the Education Law to a new Article 131-C of the Education Law.

MOVED, that the Committee Reports be approved.

Motion by: Regent Charles R. Bendit
Seconded by: Regent Roger Tilles
Action: Motion carried.

State Education Department March 2015 Fiscal Report BR (A) 3

MOVED, that the Board accepts the March 2015 State Education Department Fiscal Report as presented.

Motion by: Regent Roger Tilles
Seconded by: Regent Charles R. Bendit
Action: Motion carried

Chancellor Merryl H. Tisch adjourned the meeting.

Appendix I
NEW YORK STATE BOARD OF REGENTS CHARTER ACTIONS

Name of Institution	Program Area	County of Location	Description of Charter Action(s)
Albany Firefighters Museum	CE	Albany	Grant provisional charter for five years.
Camden Library Association	CE	Oneida	Amend charter to specify the number of trustees to be not less than five nor more than fifteen and to set the trustee term length to be three years.
Fluvanna Free Library	CE	Chautauqua	Amend charter to specify the number of trustees to be not less than five nor more than eleven and to designate the service area of the library by specified census blocks.
Frankfort Hill Historical Society	CE	Herkimer	Grant an absolute charter in the first instance.
Historic Collections Foundation	CE	Columbia	Grant Regents certificate of incorporation.
Lake Placid Public Library	CE	Essex	Amend charter to specify the number of trustees to be not less than five nor more than nine.
Nassau County Library Association	CE	Nassau	Amend charter to designate Commissioner as agent for service and update IRS dissolution language.
The Town of Veteran Historical Society	CE	Chemung	Grant provisional charter for five years.
Village of Aurora Historical Society	CE	Cayuga	Grant Regents certificate of incorporation.

Williamson Free Public Library	CE	Wayne	Amend charter to: <ul style="list-style-type: none"> ▪ change the corporate name to “Williamson Public Library”; ▪ specify the number of trustees to be not less than five nor more than fifteen; ▪ designate the library’s service area to be coterminous with the Town of Williamson; ▪ designate Commissioner as agent for service; and ▪ update IRS dissolution language.
Chapin School LTD	P12	New York	Amend charter to increase the maximum number of trustees to be 31.
The Co-op School	P12	Kings	Amend charter to restate purposes and extend charter for three years.
MDQ Academy	P12	Suffolk	Amend charter to add authority to operate a grade ten.
Our Lady of Good Success	P12	Suffolk	Amend charter to add authority to operate a grade ten.

The R. Douglas Greer School	P12	Westchester	Grant provisional charter for three years.
Finger Lakes Health College of Nursing	HE/OP	Ontario	Grant an absolute charter.
Keuka College	HE/OP	Yates	Amend charter to add authority to confer the Master of Social Work (M.S.W.) degree at the Keuka College, main campus.
Molloy College	HE	Nassau	Amend charter to add authority to confer the Doctor of Education (Ed.D.) degree.
Reformed Theological Seminary, Inc.	HE	New York	Application for Regents consent to file an application for authority to operate as an authorized foreign education corporation under Education Law §216-a(3)(b) and the Not-for-Profit Corporation Law.

Appendix II

REGENTS ACTIONS IN 50 PROFESSIONAL DISCIPLINE CASES AND 4 RESTORATION PETITIONS

April 13 - 14, 2015

The Board of Regents announced disciplinary actions resulting in the surrender of 5 licenses, and 45 other disciplinary actions. The penalty indicated for each case relates solely to the misconduct set forth in that particular case. In addition, the Board acted upon 4 restoration petitions.

I. SURRENDERS

Dentistry

Sakuk Bedros Yavru a/k/a Bedros Yavrusakuk a/k/a Bedros Yavru-Sakuk; Dentist; Edgewater, NJ 07020; Lic. No. 032767; Cal. No. 27668; Application to surrender license granted. Summary: Licensee admitted to the charge of engaging in inappropriate behavior with a patient while performing dental work on the patient.

Lawrence Jeremy Gardner; Dentist; Manasquan, NJ 08736; Lic. No. 028455; Cal. No. 28099; Application to surrender license granted. Summary: Licensee did not contest charges of issuing multiple prescriptions for controlled substance in the names of family members for his own personal use.

Nursing

Jennifer A. Stiles; Registered Professional Nurse; Hamlin, NY 14464; Lic. No. 631816; Cal. No. 27886; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Forgery in the 3rd Degree.

Michael R. Swartz; Licensed Practical Nurse; Waverly, NY 14892; Lic. No. 295527; Cal. No. 27968; Application to surrender license granted. Summary: Licensee admitted to charges of having been convicted of Forcible Touching and Offering a False Instrument for Filing.

Lisa Rose Laricchiuta a/k/a Lisa Laricchiuta; Registered Professional Nurse; San Francisco, CA 94110-2201; Lic. No. 346739; Cal. No. 28052; Application to surrender license granted. Summary: Licensee did not contest the charge of having been found guilty of professional misconduct by the California Board of Registered Nursing for gross negligence.

II. OTHER REGENTS DISCIPLINARY ACTIONS

Clinical Laboratory Technology

Brian David Staring; Clinical Laboratory Technologist; Albany, NY 12210; Lic. No. 003421; Cal. No. 27320; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Dentistry

Robert Stephen Bates; Dentist; Clarence, NY 14031; Lic. No. 046156; Cal. No. 27804; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, 1 year probation, \$1,000 fine.

Wendy P. Pagano; Dental Hygienist; Latham, NY 12110; Lic. No. 014851; Cal. No. 27872; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Jong Jin Kim; Dentist; Seoul, South Korea; Lic. No. 047238; Cal. No. 28016; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 21 month stayed suspension, 2 years probation to commence upon return to practice in the State of New York, \$1,500 fine payable within 90 days.

Massage Therapy

Marc Anthony Margiotta a/k/a Marc A. Margiotta a/k/a Marc Margiotta; Baldwin, NY 11510; Lic. No. 011547; Cal. No. 27750; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for not less than 3 months and until fit to practice, upon termination of suspension, 24 months probation to commence when and if return to practice.

Marc J. Gatchalian; Westbury, NY 11590-5402; Lic. No. 023968; Cal. No. 27800; Application for consent order granted; Penalty agreed upon: 2 month actual suspension, 22 month stayed suspension, 24 months probation, \$500 fine.

Nursing

Farrah Naz Busgang; Licensed Practical Nurse; Wantagh, NY 11793; Lic. No. 264924; Cal. No. 26328; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 21 month stayed suspension, 2 years probation.

Matthew Walter; Registered Professional Nurse; Westtown, NY 10998-1814; Lic. No. 630590; Cal. No. 27207; Found guilty of professional misconduct; Penalty: Indefinite suspension until fit to practice, probation 2 years to commence subsequent to termination of indefinite suspension and upon actual return to practice.

Eric J. Norrison; Licensed Practical Nurse; Camillus, NY 13031; Lic. No. 298260; Cal. No. 27262; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Catherine Lynne Cameron; Registered Professional Nurse; Gansevoort, NY 12831; Lic. No. 558346; Cal. No. 27303; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Susan Marie Hanlon; Licensed Practical Nurse, Registered Professional Nurse; Fayetteville, NY 13066; Lic. Nos. 141262, 339585; Cal. Nos. 27356, 27357; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Robert Michael Hendrickson; Registered Professional Nurse; Roanoke, VA 24018-8214; Lic. No. 458868; Cal. No. 27488; Application for consent order granted; Penalty agreed upon: 24 month stayed suspension, 24 months probation.

Orah Toni Slowik; Registered Professional Nurse; Baltimore, MD 21215-3417; Lic. No. 573956; Cal. No. 27559; Application for consent order granted; Penalty agreed upon: 6 month actual suspension, 18 month stayed suspension, 2 years probation to commence if and when return to practice in the State of New York.

C. Megan Printskey; Registered Professional Nurse; Wynantskill, NY 12198; Lic. No. 518234; Cal. No. 27628; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Maureen Riley Holka; Registered Professional Nurse; North Tonawanda, NY 14120-1617; Lic. No. 341602; Cal. No. 27649; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 6 months.

Marjorie Dorcelus; Registered Professional Nurse; Spring Valley, NY 10977; Lic. No. 447393; Cal. No. 27657; Found guilty of professional misconduct; Penalty: 12 month suspension, execution of suspension stayed.

Damilka Wenzell; Registered Professional Nurse; Yonkers, NY 10701; Lic. No. 606876; Cal. No. 27713; Application for consent order granted; Penalty agreed upon: Partial actual suspension in certain area of not less than 1 month and until successful completion of course of retraining in said certain area, 2 years probation to commence upon service of Order, \$1,000 fine.

Bryan K. McDonald; Licensed Practical Nurse, Registered Professional Nurse; Ronkonkoma, NY 11779; Lic. Nos. 261969, 549564; Cal. Nos. 27784, 27785; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Mary Patricia Scavone; Licensed Practical Nurse; Clinton, NY 13323; Lic. No. 250635; Cal. No. 27792; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Paul Anthony Goodwin; Registered Professional Nurse; Syracuse, NY 13212-4403; Lic. No. 605207; Cal. No. 27801; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Dawn Marie Myers; Registered Professional Nurse; Oceanside, NY 11572; Lic. No. 411955; Cal. No. 27803; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Amanda Jean Larkin; Licensed Practical Nurse; Mastic, NY 11950-1606; Lic. No. 303014; Cal. No. 27817; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation.

Michele Ann Schneider; Licensed Practical Nurse; Buffalo, NY 14212; Lic. No. 304380; Cal. No. 27821; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Patricia T. Minni; Registered Professional Nurse; Spencerport, NY 14559; Lic. No. 653938; Cal. No. 27823; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 6 months and until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 6 months.

Jennifer Allison Ramsdell; Licensed Practical Nurse; East Islip, NY 11730; Lic. No. 306386; Cal. No. 27844; Application for consent order granted; Penalty agreed upon: 2 month actual suspension, 22 month stayed suspension, 2 years probation.

Abbey Sue Barnett a/k/a Abbey S. Bourgeois; Registered Professional Nurse; Cohoes, NY 12047; Lic. No. 521176; Cal. No. 27883; Application for consent order granted; Penalty agreed upon: 4 month actual suspension, 20 month stayed suspension, 2 years probation, \$500 fine, Order to supersede Deputy Commissioner Order No. 26908.

Marlene Sims; Licensed Practical Nurse; Cheektowaga, NY 14215; Lic. No. 133680; Cal. No. 27904; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Samuel David Rose; Registered Professional Nurse; Selinas, CA 93906; Lic. No. 634446; Cal. No. 28081; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until successfully participate in course of therapy or treatment, as necessary, and until fit to practice, upon termination of suspension, 2 years probation to commence if and when return to practice in the State of New York.

Pharmacy

Luke Joseph Hobika; Pharmacist; Dewitt, NY 13214; Lic. No. 040609; Cal. No. 27065; Application for consent order granted; Penalty agreed upon: 2 month actual suspension, 22 month stayed suspension, 2 years probation, \$5,000 fine.

Elsamma Moncy George; Pharmacist; Garden City Park, NY 11040; Lic. No. 051478; Cal. No. 27770; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$2,500 fine.

Ralph Drugs, Inc. d/b/a Rio Drugs; Pharmacy; 15 McDougal Street, Brooklyn, NY 11233; Reg. No. 023128; Cal. No. 27778; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, \$3,000 fine payable within 30 days.

Dana R. Gignac; Pharmacist; Pittsford, NY 14534; Lic. No. 039902; Cal. No. 27809; Application for consent order granted; Penalty agreed upon: 9 month actual suspension, 15 month stayed suspension, 2 years probation, \$5,000 fine payable within 6 months.

Jeffrey Michael Knapp; Pharmacist; Fayetteville, NY 13066; Lic. No. 046743; Cal. No. 27822; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 21 month stayed suspension, 2 years probation, \$500 fine.

Physical Therapy

Jill C. Trimble; Physical Therapist; Brockport, NY 14420; Lic. No. 020424; Cal. No. 27781; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 6 months.

Public Accountancy

Steven Mark Pordy a/k/a Steven M. Pordy; Certified Public Accountant; White Plains, NY 10601; Lic. No. 047217; Cal. No. 26868; Found guilty of professional misconduct; Penalty: 24 month suspension, execution of last 12 months of suspension stayed, probation 2 years to commence subsequent to termination of actual suspension and upon actual return to practice.

Michael Francis Cronin; Certified Public Accountant; Winter Springs, FL 32708; Lic. No. 045325; Cal. No. 27828; Application for consent order granted; Penalty agreed upon: Partial actual suspension in certain area for at least 6 months and until successful completion of course of retraining in said certain area, upon termination of partial actual suspension, 2 years probation, \$7,500 fine payable within 5 months.

Lehman, Newman, Flynn, Vollaro, CPAs, P.C.; 14 Penn Plaza, Suite 2220, New York, NY 10001; Cal. No. 27836; Application for consent order granted; Penalty agreed upon: \$5,000 fine payable within 2 months.

Lawrence Anthony Vollaro; Certified Public Accountant; New York, NY 10001; Lic. No. 066248; Cal. No. 27837; Application for consent order granted; Penalty agreed upon: Partial actual suspension in certain area until successful completion of course of retraining in said certain area, upon termination of partial actual suspension, 2 years probation, \$2,500 fine payable within 2 months.

Social Work

Lee Tiffany Introp; Licensed Clinical Social Worker; Great Neck, NY 11021; Lic. No. 053042; Cal. No. 26915; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation.

John Sheehan; Licensed Master Social Worker; New York, NY 10019; Lic. No. 042836; Cal. No. 27174; Found guilty of professional misconduct; Penalty: 2 year suspension, execution of last 18 months of suspension stayed, upon service of Order, probation 2 years to run concurrently with period of suspension and to commence when actual period of suspension commences.

Laura Lee Romano; Licensed Master Social Worker, Licensed Clinical Social Worker; Troy, NY 12180-5809; Lic. Nos. 061736, 072537; Cal. Nos. 27862, 27861; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Veterinary Medicine

Gary M. Cane; Veterinarian; Hillsdale, NY 12529; Lic. No. 002670; Cal. No. 27851; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation, \$2,000 fine.

III. RESTORATIONS

The Board of Regents voted on April 14, 2015 to deny the application for restoration of the pharmacist license of Alexander Q. Do, Woodhaven, NY. Mr. Do's license was originally surrendered March 21, 2006.

The Board of Regents voted on April 14, 2015 to stay the execution of the order of surrender of the certified public accountant license of John E. Gruninger, Syracuse, NY, to place him on probation for three years under specified terms and conditions, and upon successful completion of probation, to fully restore his license. Mr. Gruninger's license was originally surrendered October 4, 2002.

The Board of Regents voted on April 14, 2015 to stay the execution of the order of surrender of the certified public accountant license of Lawrence Kalkstein, Ridgefield, CT, to place him on probation for three years under specified terms and conditions, and

upon successful completion of probation, to fully restore his license. Mr. Kalkstein's license was originally surrendered September 13, 2002.

The Board of Regents voted on April 14, 2015 to stay the execution of the order of revocation of the pharmacist license of Patrick Okoye, Fishkill, NY, subsequent to passing certain examinations, to place him on probation for three years under specified terms and conditions, and upon successful completion of probation, to fully restore his license. Mr. Okoye's license was originally revoked October 9, 2003.

Attachment I



2015-16 Enacted State Budget

NYS Board of Regents
April 13, 2015



Overview

The enacted budget provides a \$1.4 billion, or 5.9%, increase in state aid to school districts for a total of \$23.35 billion.

This includes a \$1.3 billion increase in additional general support for public schools (GSPS) as follows:

- \$603.1 million Gap Elimination Adjustment (GEA) Restoration
- \$428.2 million Foundation Aid increase
- \$268.6 million increase in statutorily-based Expense-based aids

Additional Grants/Allocations

In addition to the \$1.3 billion increase for GSPS, the enacted budget provides \$122 million for the following initiatives:

- \$75 million for Persistently Failing Schools Transformation Grants
- \$30 million in grants to expand prekindergarten for 3- and 4-year olds in high-needs districts
- \$5 million for an additional round of Master Teacher Program
- \$3 million for a Teacher Residency Program
- \$3 million for a Masters-in-Education Incentive Scholarship Program
- \$3 million for QUALITYstarsNY, the state's early learning quality rating and improvement system
- \$3 million for a third round of P-TECH grants

Gap Elimination Adjustment (GEA)

The \$603.1 million restoration of the GEA leaves a remaining GEA of \$443.6 million, restoring statewide 58% of the 2014-15 GEA.

The GEA was at its largest in 2011-12 at \$2.6 billion.

Comparison to Regents Proposal

The enacted budget's \$1.3 billion increase in GSPS tracks closely with the Regents' proposed \$1.39 billion increase in operating aids:

Aid Category	2015-16 Regents State Aid Proposal	2015-16 Enacted Budget
Foundation Aid	\$526 million	\$428 million
GEA Restoration	\$597 million	\$603 million
Expense-based Aids	\$267 million	\$269 million

However, the enacted budget does not include the Regents targeted investments, including CTE funding, Strengthening Teacher and Leader Effectiveness (STLE) grants, support for English Language Learners, unaccompanied minors, enrollment growth, or a consolidated prekindergarten program.

Eligibility for State Aid Increases

The enacted budget requires that in order for districts to receive their current and future state aid increases, they must have a new evaluation plan approved by the Department by November 15, 2015.

Other Provisions

Settlement Funds

- The enacted budget does not include any of the Regents proposed education-related uses of the state's settlement funds, nor did it include any uses that were education-related.

Statewide Universal Full Day Prekindergarten

- While no additional funding was included, the program was formally extended into the 2016-17 school year.
- New York City will be able to re-apply for up to \$40 million in funding originally used as supplemental start-up grants to reprogram for new slots.
- \$1.7 million in unused funds for programs outside of New York City will be reallocated.

Higher Education Opportunity Programs

The enacted budget includes an additional \$8.9 million for the higher education opportunity and access programs, \$2.9 million above the Regents request of \$6 million.

Program	Change
Collegiate Science and Technology Entry Program (CSTEP)	+\$1.3 million
Higher Education Opportunity Program (HEOP)	+\$3.9 million
Liberty Partnerships Program (LPP)	+\$2 million
Science and Technology Entry Program (STEP)	+\$1.7 million

The enacted budget will implement a Regents legislative priority to allow students with disabilities who are eligible for the Tuition Assistance Program (TAP), attend college part-time and meet minimum GPA requirements to continue to receive their TAP awards as they progress academically.

Aid to Localities

The Enacted Budget contains changes to the following programs:

Program	Change
Educational TV and Radio	+\$500,000
Public Libraries	+\$5 million
Independent Living Centers	+\$1 million
Bilingual Education	+\$1 million
Non-Public Schools	+\$12.6 million*
Preschool Special Education	-\$22.5 million
Summer School Special Education	+\$2 million
4201 Schools	+\$2.3 million
Charter Schools	+25 million

* Includes a \$4.7 million increase for Mandated Services Aid and a \$7.9 million increase for Comprehensive Attendance Policy.

State Operations

The enacted budget provides new operations funding for implementation of the new teacher and principal evaluation system (\$1 million) and to the office of facilities (\$800,000) to address backlogs in project approvals due to decreased capacity.

In addition, the enacted budget:

- Continues funding to support the baseline Regents exams program for all Regents exams offered in the current school year at \$8.5 million.
- Continues funding of \$4.2 million for the High School Equivalency program.
- Continues all other State Operations and Special Revenue Account support at 2014-15 levels.
- Executive budget FTE level is 2,692. The Department is currently below this level and is actively working with program offices to fill up to this level.

Comparison to Regents Proposals

The enacted budget does not include the Regents funding requests for:

- Assessments-Reduce Testing Time - \$8.4 million
- Enhancing the Achievement of English Language Learners - \$14.75 million
- Early Learning Support - \$676,000
- Adult Education-Workforce Preparation - \$5.0 million
- State Aid Modeling - \$2.0 million
- Erasure Analysis of Test Results - \$500,000
- Public Library Construction - \$2.8 million