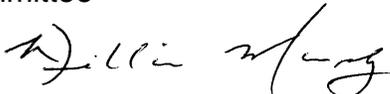


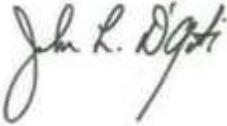


**TO:** Higher Education Committee

**FROM:** William P. Murphy 

**SUBJECT:** Proposed Amendment to Section 80-1.5 of the Regulations of the Commissioner of Education Creating a Safety Net for the School Building Leader Assessment

**DATE:** October 8, 2020

**AUTHORIZATION(S):**   

### SUMMARY

#### Issue for Discussion

Should the Board of Regents adopt the proposed amendment to Section 80-1.5 of the Regulations of the Commissioner of Education creating a safety net for the School Building Leader Assessment?

#### Reason(s) for Consideration

Review of Policy.

#### Proposed Handling

The revised proposed amendment is submitted to the Higher Education Committee for discussion at the October Board of Regents meeting. A copy of the proposed amendment is attached.

#### Procedural History

At its July 2020 meeting, the Board of Regents was presented with the proposed amendment and voted to authorize Department staff to publish it in the State Register for the 60-day public comment period required under the State Administrative Procedure Act. A Notice of Proposed Rulemaking was published in the State Register on July 29, 2020. Following the 60-day public comment period required under the State Administrative Procedure Act, the Department received no comments on the proposed amendment. The Department is now proposing revisions to the proposed amendment to extend the deadline for the School Building Leader Assessment safety net. Supporting materials for the proposed amendment are available upon request from the Secretary to the Board of Regents.

## **Background Information**

At its December 2017 meeting, the Board of Regents approved requiring school building leader preparation programs that are registered or seek registration on or after December 1, 2020, to be aligned with the Professional Standards for Educational Leaders (PSELs), with some modifications. Programs have been aligned with the Interstate School Leaders Licensure Consortium (ISLLC) Standards. As such, the current Revised (September 2013) School Building Leader Assessment (“2013 SBL Assessment”) for certification is based on the ISLLC Standards.

The approval of the PSELs prompted the Department to redevelop the 2013 SBL Assessment. Through the test redevelopment process, the test framework and items were redeveloped to ensure that candidates for school building leader certification can demonstrate the knowledge, skills, and abilities reflected in the PSELs.

It is anticipated that the Revised (May 2019) School Building Leader Assessment (“2019 SBL Assessment”) will become operational in April 2021. The assessment framework was revised in May 2019 and was made available online for candidates and school building leader preparation programs to assist in the preparation of candidates for the revised assessment.

## **Proposed Amendment**

The Department is proposing to create a safety net for the two-part School Building Leader Assessment that would become effective when the 2019 SBL Assessment becomes operational. When available, a candidate would be able to take Part One of either the 2019 SBL Assessment or the 2013 SBL Assessment, and would be able to take Part Two of either the 2019 SBL Assessment or the 2013 SBL Assessment, for two years after the 2019 SBL Assessment becomes operational.

The proposed safety net allows candidates to be held harmless during the two-year transition period from the 2013 SBL Assessment to the 2019 SBL Assessment. The Department is proposing a safety net that is two years in length because candidates may enroll in a school building leader program that is based on the ISLLC Standards as late as fall 2020, and candidates typically complete school building leadership preparation programs within two years.

## **Proposed Revisions**

The Department is now proposing to revise the proposed amendment to extend the deadline for the School Building Leader Assessment safety net. The proposed revision would allow candidates to be held harmless during the transition period from the 2013 SBL Assessment to the 2019 SBL Assessment, from the date the 2019 SBL Assessment becomes operational until August 31, 2024. Candidates would be able to take Part One of

either the 2019 SBL Assessment or the 2013 SBL Assessment and take Part Two of either the 2019 SBL Assessment or the 2013 SBL Assessment, until August 31, 2024.

This revision is consistent with the proposed amendments to section 52.21(c) of the Commissioner's regulations being presented for adoption as an emergency measure at the October 2020 Regents meeting. This proposed emergency amendment extends the date when school building leader preparation programs must be registered based upon the Professional Standards for Educational Leaders (PSELs), with some modifications, from December 1, 2020 to September 1, 2022 in response to the ongoing COVID-19 crisis. With this amendment, all school building leader candidates entering a program on or after September 1, 2022 will be in a program aligned with the PSELs. The proposed revised deadline for the School Building Leader safety net is August 31, 2024, which is two years after the September 1, 2022 date.

### **Related Regents Items**

December 2017: [Proposed Amendment of Sections 30-3.2 and 30-3.5 of the Rules of the Board of Regents and Sections 52.21 and 80-3.10 of the Regulations of the Commissioner of Education Relating to the Adoption of the 2015 Professional Standards for Educational Leaders with Certain New York Specific Modifications for the Purpose of Registration of School Building Leader Programs and School Building Leader Evaluation](https://www.regents.nysed.gov/common/regents/files/1217hea1.pdf)  
(<https://www.regents.nysed.gov/common/regents/files/1217hea1.pdf>)

July 2020: [Proposed Amendment to Section 80-1.5 of the Regulations of the Commissioner of Education Creating a Safety Net for the School Building Leader Assessment](https://www.regents.nysed.gov/common/regents/files/720brd1.pdf)  
(<https://www.regents.nysed.gov/common/regents/files/720brd1.pdf>)

### **Recommendation**

Not applicable.

### **Timetable for Implementation**

It is anticipated that the revised proposed amendment will be presented for permanent adoption at the January 2021 Regents meeting, after publication of the revised proposed amendment in the State Register and expiration of the 45-day public comment period required under the State Administrative Procedure Act for revised rulemakings. If adopted at the January 2021 meeting, the proposed amendment will become effective on January 27, 2021.

**Attachment A**

AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

Pursuant to Education Law sections 207, 305, 3001, 3003, 3004, and 3009.

1. Subparagraph (vii) of paragraph (2) of subdivision (c) of section 80-1.5 of the Regulations of the Commissioner of Education shall be added to read as follows:

(vii) When the revised (May 2019) school building leader assessment becomes available, a candidate may take part one of either the revised (May 2019) school building leader assessment or the revised (September 2013) school building leader assessment, and may take part two of either the revised (May 2019) school building leader assessment or the revised (September 2013) school building leader assessment, until August 31, 2024.