



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 February 2020 Meeting
DATE: February 24, 2020
AUTHORIZATION(S): *Sharam L. Tabea*

SUMMARY

Issue for Decision

Should the Board of Regents approve the Summary of the February 2020 Meetings of the Board of Regents?

Reason(s) for Consideration

Not applicable.

Proposed Handling

This issue will come before the Full Board for action at its March 2020 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.

Background Information

Not applicable.

Related Regents Items

Not applicable.

Recommendation

Approval of the Summary of the February 2020 meetings.

VOTED, that the Summary of the February 2020 Meetings of the Board of Regents of The University of the State of New York be approved.

Timetable for Implementation

Effective March 3, 2020.



SUMMARY OF THE FEBRUARY 2020 MEETING

OF THE BOARD OF REGENTS

OF

THE UNIVERSITY OF THE STATE OF NEW YORK

***Held at the State Education Building
Albany, New York***

February 10 and 11, 2020

***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, February 10, 2020 at 9:00 a.m. pursuant to a call to duty sent to each Regent.

MEETING OF THE FULL BOARD, Monday, February 10th at 9:00 a.m.

Board Members in Attendance:

Betty A. Rosa, *Chancellor*
T. Andrew Brown, *Vice Chancellor*
Roger Tilles
Lester W. Young, Jr.
Christine D. Cea
Wade S. Norwood
Kathleen M. Cashin
James E. Cottrell
Josephine Victoria Finn
Judith Chin
Beverly L. Ouderkirk
Catherine Collins
Nan Eileen Mead
Elizabeth S. Hakanson
Luis O. Reyes

Also present were Interim Commissioner, Shannon L. Tahoe; Acting Counsel and Deputy Commissioner for Legal Affairs, Aaron Baldwin; and, Secretary, Board of Regents, Anthony Lofrumento. Regent Susan W. Mittler was absent and excused.

Chancellor Rosa, Regent Tilles, Regent Young and Mark Schaming provided remarks on the passing of Carole Huxley, former Deputy Commissioner of the Office of Cultural Education who also served as Interim Commissioner of Education.

Interim Commissioner Tahoe provided remarks on the passing of Dennis Tompkins, former Director of External Affairs.

Chancellor Rosa recognized the achievement of Alhassan Susso of International Community High School in the South Bronx, 2019 New York State Teacher of the Year who was named by the NEA Foundation as the Horace Mann Awardee for Teaching Excellence.

Chancellor Rosa acknowledged members of the Parent Association in the audience.

ACTION ITEM

Executive Session Motion

MOVED, that the Board of Regents convene in executive session on Monday, February 10th at 3:15 p.m. to discuss litigation and personnel matters.

Motion by: Vice Chancellor T. Andrew Brown
Seconded by: Regent Nan Eileen Mead
Action: Motion carried unanimously.

Black History Month Reflections

In recognition of Black History Month, Regent Lester W. Young, Jr. opened the meeting with his personal reflections. He introduced the late Regent Judith Johnson's 2019 Reflection. The reflections of Regent Josephine Victoria Finn, Regent Catherine Collins, Regent Nan Eileen Mead, Vice Chancellor T. Andrew Brown and Regent Wade S. Norwood followed with Regent Young providing closing comments.

PRESENTATION

Preliminary Emancipation Proclamation Exhibition - "The First Step to Freedom" Honoring the Memory of Regent Judith Johnson

Mark Schaming and Jennifer Lemak presented highlights of the Preliminary Emancipation Proclamation exhibition, "The First Step to Freedom," dedicated in honor of the late Regent Judith Johnson (Attachment I.)

Chancellor Betty A. Rosa adjourned the meeting.

MEETING OF THE FULL BOARD, Tuesday, February 11th at 10:45 a.m.

Board Members in Attendance:

Betty A. Rosa, *Chancellor*
Roger Tilles
Lester W. Young, Jr.
Christine D. Cea
Wade S. Norwood
Kathleen M. Cashin
James E. Cottrell
Josephine Victoria Finn
Judith Chin
Catherine Collins
Nan Eileen Mead
Elizabeth S. Hakanson
Luis O. Reyes

Also present were Interim Commissioner, Shannon L. Tahoe; Acting Counsel and Deputy Commissioner for Legal Affairs, Aaron Baldwin; and, Secretary, Board of Regents, Anthony Lofrumento. Vice Chancellor T. Andrew Brown, and Regents Beverly L. Ouderkirk and Susan W. Mittler were absent and excused.

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 January 2020 Meeting of the Board of Regents
BR (A) 2**

MOVED, that the Summary of the January 2020 Meeting of the Board of Regents of The University of the State of New York be approved.

Motion by: Regent Catherine Collins
Seconded by: Regent Josephine Victoria Finn
Action: Motion carried unanimously.

PROGRAM AREA CONSENT ITEMS

Higher Education

Conferral of Degrees: Glasgow Caledonian New York College BR (CA) 1

MOVED, that the Board of Regents confer upon the following individuals, who have completed the requirements for registered degree programs at Glasgow Caledonian New York College, the respective degree as listed below.

Glasgow Caledonian New York

The following students have completed the requirements for the Master of Science (M.S.) award:

Brenner, Jessica
Christensen, Emma K.
Claughton, Louise D.
Famakinwa, Olabisi A.
Greer Osborne, Laurine
Ha, Margaret
Hacker, Shai
Horner, Jennifer
ONeill, Olivia
Onile-Ere, Peju
Otten, Elizabeth
Patterson, Tara
Prodani, Matteo
Queally, Carver
Sachenkova, Olga

Monroe College, Bronx and Manhattan Campuses: Master Plan Amendment to Offer a Bachelor of Science (B.S.) Degree Program in the Humanities Discipline BR (CA) 2

MOVED, that the Board of Regents approve a master plan amendment to authorize Monroe College to offer its first bachelors-level program in the Humanities discipline area, a Bachelor of Science in Professional Studies. The amendment will be effective until February 11, 2021, unless the Department registers the program prior to that date, in which case master plan amendment shall be without term.

P-12 Education

**Proposed Amendment to Section 100.5 of the Regulations of the Commissioner of Education to Implement Provisions Relating to the Physical Education Requirements for a Diploma and Transfer Credits for Students Earning Credit in an Educational Program Pursuant to Sections 112 and 3202(7) of the Education Law and Parts 116 or 118 of the Regulations of the Commissioner of the Education
BR (CA) 3**

MOVED, that Section 100.5 of the Regulations of the Commissioner of Education be amended, as submitted, effective February 26, 2020.

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) 4**

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

**Report of the Committee on the Professions Regarding Licensing Petitions
BR (CA) 5**

MOVED, that the Regents approve the recommendations of the Committee on the Professions regarding the licensing petition and degree conferrals.

**Proposed Addition of Section 60.13 to the Regulations of the Commissioner of Education Relating to Permitting Physicians Who Are Licensed in Another State or Territory to Provide Medical Services to Athletes and Team Personnel in New York State
BR (CA) 6**

MOVED, that Section 60.13 of the Regulations of the Commissioner of Education be added, as submitted, effective February 26, 2020.

**Proposed Amendment to Section 29.2 of the Rules of the Board of Regents and Sections 52.26, 61.9, 61.11, 61.12, 61.13 and 61.14 of the Regulations of the Commissioner of Education Relating to the Profession of Registered Dental Assisting
BR (CA) 7**

MOVED, that Section 29.2 of the Rules of the Board of Regents and Sections 52.26, 61.9, 61.11, 61.12, 61.13 and 61.14 of the Regulations of the Commissioner of Education be amended, as submitted, effective February 26, 2020.

**Proposed Amendment to Sections 52.14 and 73.1 of the Regulations of the Commissioner of Education Relating to the Requirements for Chiropractic Education Programs and Education Requirements for Licensure as a Chiropractor
BR (CA) 8**

MOVED, that Section 52.14 and subdivision (a) of Section 73.1 of the Regulations of the Commissioner of Education be amended, as submitted, effective February 26, 2020.

MOVED, that the Regents approve the consent agenda items.

Motion by: Regent Nan Eileen Mead
Seconded by: Regent Elizabeth S. Hakanson
Action: Motion passed unanimously.

STANDING COMMITTEE REPORTS

ADULT CAREER AND CONTINUING EDUCATION SERVICES (ACCES)

Your Adult Career and Continuing Education Services (ACCES) Committee held its scheduled meeting on February 11, 2020. All members were present, except for Regent Ouderkirk, who was excused.

ACTION ITEM

Workforce Innovation and Opportunity Act (WIOA) 2020 Combined State Plan – Your Committee recommends that the 2020 Workforce Innovation and Opportunity Act (WIOA) Combined State Plan be approved and submitted to the U.S. Department of Labor on March 2, 2020 and become effective July 1, 2020. The motion passed.

MOTION FOR ACTION BY FULL BOARD

Madam Chancellor and Colleagues: Your ACCES Committee recommends, and we move, that the Board of Regents act affirmatively upon this recommendation in the written report of the Committee's deliberations at its meeting on February 11, 2020, copies of which have been distributed to each Regent.

HIGHER EDUCATION

Your Higher Education Committee held its scheduled meeting on February 11, 2020. All members were present with the exception of Vice Chancellor Brown, and Regents Ouderkirk, Finn and Mittler.

Action Items

MOTION FOR ACTION BY FULL BOARD

Madam Chancellor and Colleagues: Your Higher 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 February 11, 2020, copies of which have been distributed to each member of the Board of Regents.

Matters Not Requiring Board Action:

Proposed Amendments to Section 3.14 of the Rules of the Board of Regents Relating to the Composition of the Professional Standards and Practices Board for Teaching

- Your Committee discussed proposed amendments to Section 3.14 that will allow the PSPB to increase the number of members practicing in New York State from 21 to 23 and increase its overall Board membership from 28 to 30. In addition to increasing the total number of Board members to 30, the Department is proposing to require that at least four members be practicing, certified school building or district administrators in schools or districts, and to require at least 15, instead of 14, of the 23 members to have had full-time experience as certified teachers in elementary, middle, or secondary schools. Following the 60-day public comment period required under the State Administrative Procedure Act, it is anticipated that the proposed amendment will be presented to the Board of Regents for adoption at its June 2020 meeting. If adopted at the June 2020 meeting, the proposed amendment will become effective on June 24, 2020.

Matters Requiring Board Action:

Proposed Amendment to Subparts 30-2 and 30-3 of the Rules of the Board of Regents Relating to Annual Professional Performance Reviews (APPR) of Classroom Teachers and Building Principals to Implement Chapter 59 of the Laws of 2019

- Your Committee discussed whether the Board of Regents should approve the amendments to repeal existing Subpart 30-2, that the existing Subpart 30-3 be renumbered to Subpart 30-2, that the title of the new Subpart 30-2 and Section 30-2.1 are amended, and addition of a new Subpart 30-3 of the Rules of the Board of Regents be added as an emergency measure, effective February 11, 2020, upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare in order to timely implement the provisions of Section 52-m of Part YYY of Chapter 59 of the Laws of 2019 relating to a revised annual teacher and principal evaluation system. VOTED: That the Board of Regents approve the amendments to Sections 30-2 and 30-3 of the Commissioner's Regulations, as submitted, effective February 11, 2020. All in favor; no opposed.

Consent Agenda

The Board of Regents acted on the following consent agenda item at the February 2020 meeting.

- Master Plan Amendment – Monroe College. The Board of Regents approved a master plan amendment to authorize Monroe College to offer its first bachelors-level program in the Humanities discipline area, a Bachelor of Science in Professional Studies. The amendment will be effective until February 11, 2021, unless the Department registers the program prior to that date, in which case the master plan amendment shall be without term.
- Conferral of Degrees – Glasgow Caledonian New York University. The Board of Regents approved the conferral of the respective degrees upon listed individuals who have completed the requirements for registered degree programs at Glasgow Caledonian New York University.

P-12 EDUCATION

Your P-12 Education Committee held its scheduled meeting on February 10, 2020. All members were present except Regent Mittler, who was excused.

ACTION ITEMS

Perkins V Plan [P-12 (A) 1 Revised]

Your Committee recommends that the Board of Regents approve the revised New York State Perkins V Plan as attached and direct staff to forward the plan and supporting documents to the office of the Governor for review and subsequently to the US Department of Education no later than April 15, 2020.

The motion passed.

Revisions to Charters Authorized by the Board of Regents [P-12 (A) 2 Revised]

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 revisions for Global Community Charter School and amends the provisional charter accordingly.

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 revisions for Growing Up Green Charter School II and amends the provisional charters accordingly.

The motion passed. Regents Cashin, Collins, and Reyes abstained from the vote.

Renewal Recommendations for Charter Schools Authorized by the Board of Regents [P-12 (A) 3]

Your Committee recommends that the Board of Regents finds that the South Bronx Early College 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 the renewal application of the South Bronx Early College Academy 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, 2023.

Your Committee recommends that the Board of Regents finds that the West Buffalo 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 West Buffalo 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, 2025.

The motion passed. Regents Cashin, Collins and Reyes abstained from the vote.

Renewal Recommendations for Charter Schools Authorized by the New York City Department of Education – Chancellor [P-12 (A) 4 Revised]

Your Committee recommends that the Board of Regents finds that the Bronx Community 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 Bronx Community 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, 2025.

Your Committee recommends that the Board of Regents finds that the 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 the renewal application of the Mott Haven Academy 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, 2025.

The motion passed. Regents Cashin and Collins abstained from the vote.

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 February 11, 2020, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Review of the Graduation Rate for the 2015 Cohort that Successfully Graduated in 2019

Interim Commissioner Tahoe presented to your Committee on high school graduation rates based on the cohort of students entering grade 9 in 2015.

Substantial Equivalency of Instruction for Nonpublic Schools [P-12 (D) 1]

Your Committee discussed the comments received on the proposed addition of Part 130 of the Regulations of the Commissioner of Education relating to substantially equivalent instruction for nonpublic school students. NYSED staff provided an overview of next steps.

Consent Agenda

The Board of Regents will take action on the following consent agenda item at its February 11, 2020 meeting:

- Proposed Amendment to Section 100.5 of the Commissioner's Regulations to allow transfer of credits by attestation and exempt certain physical education provisions for students attending an educational program operated by juvenile and criminal justice agencies.

PROFESSIONAL PRACTICE

Your Professional Practice Committee held its scheduled meeting on February 11, 2020. All members were present except Regent Susan W. Mittler. Chancellor Betty A. Rosa and Regent Cashin 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 2 cases. It is noted that the number of reports of the Regents Review Committees that were accepted has been corrected. In addition, your Committee recommends, upon the recommendation of the Committee on the Professions, that 37 consent order applications and 12 surrender applications be granted.

In the cases of Denise Ann Hoag, Licensed Practical Nurse & Registered Professional Nurse, Calendar Nos. 31447 & 31448, Regent Catherine Collins abstained.

These recommendations are made following the review of 51 cases involving sixteen registered professional nurses, ten licensed practical nurses, six pharmacists, four pharmacies, two licensed practical nurses who are also registered professional nurses, two professional engineers, two psychologists, one dentist, one land surveyor, one massage therapist, one professional engineering professional limited liability company, one registered professional nurse who is also a nurse practitioner (Family Health), and one veterinarian.

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 February 11, 2020, 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
- Full Board Consent Agenda Items
- Board (Re)Appointments
- Licensing Petitions
- Proposed Amendment to Sections 52.14 and 73.1 of the Regulations of the Commissioner of Education Relating to the Requirements for Chiropractic Education Programs and Education Requirements for Licensure as a Chiropractor (Permanent Adoption)
- Proposed Amendment to Section 29.2 of the Rules of the Board of Regents and Sections 52.26, 61.9, 61.11, 61.12, 61.13 and 61.14 of the Regulations of the Commissioner of Education Relating to the Profession of Registered Dental Assisting (Permanent Adoption)
- Proposed Addition of Section 60.13 to the Regulations of the Commissioner of Education Relating to Permitting Physicians Who Are Licensed in Another State or Territory to Provide Medical Services to Athletes and Team Personnel in New York State (Permanent Adoption)

Proposed Amendment to Section 60.2 of the Regulations of the Commissioner of Education Relating to the Term Limits for Members of the Advisory Committee on Long-Term Clinical Clerkships (Discussion)

Advisory Committee members are currently limited to two successive four-year terms unless one of the preceding terms was less than two years in duration. The proposed amendment would remove the provisions prohibiting members of the Committee from serving more than two terms in succession, which would allow the Chancellor and the Board of Regents to have greater flexibility in providing the Advisory Committee with the expertise needed to address issues that arise in the Advisory Committee's work, while still retaining the ability to appoint additional Advisory Committee members as needed.

Proposed Amendment to Sections 59.14, 72.2, , 74.5, 74.6, 79-9.3, 79-10.3, 79-10.9, 79-11.3, and 79-12.3 and Addition of Sections 72.6, 79-9.9, 79-11.9, 79-12.9 the Regulations of the Commissioner of Education to Implement Provisions of Part Y of Chapter 57 of the Laws of 2018 Regarding the Practice of the Psychology, Social Work and Mental Health Practitioner Professions (Discussion)

The proposed amendment implements the provisions of Part Y of Chapter 57 of the Laws of 2018, which amended the Education Law related to the practice of social workers, psychologists and mental health practitioners, including activities that do not require licensure or may be performed by authorized individuals in certain programs and services. Chapter 57 requires the Board of Regents to adopt regulations to implement the law and the adoption of those regulations will end an exemption from licensure for certain individuals one year after their final adoption.

MOVED, that the Committee Reports be approved.

Motion by: Regent Nan Eileen Mead
Seconded by: Regent Elizabeth S. Hakanson
Action: Motion carried unanimously.

**State Education Department January 2020 Fiscal Report
BR (A) 3**

MOVED, that the Board accepts the January 2020 State Education Department Fiscal Report as presented.

Motion by: Regent Catherine Collins
Seconded by: Regent Elizabeth S. Hakanson
Action: Motion carried unanimously.

APPOINTMENTS

**Designation of Professional Conduct Officer
BR (A) 4**

MOVED, that that the Board of Regents designate Dennis Spillane as Professional Conduct Officer.

Motion by: Regent Josephine Victoria Finn
Seconded by: Regent Christine D. Cea
Action: Motion carried unanimously.

**Appointment of Assistant Commissioner for the Office of Curriculum &
Instruction and Early Learning
BR (A) 5**

MOVED, that the Board of Regents approve the appointment of Ms. Marybeth Casey to Assistant Commissioner for the Office of Curriculum & Instruction and Early Learning effective February 11, 2020.

Motion by: Regent Roger Tilles
Seconded by: Regent Nan Eileen Mead
Action: Motion carried unanimously.

Chancellor Rosa adjourned the meeting.

Appendix I
NEW YORK STATE BOARD OF REGENTS CHARTER ACTIONS

Name of Institution	Program Area	County (City/Town) of Location	Description of Charter Action(s)
Carlos Lezama Archives and Caribbean Cultural Center	CE	Nassau (Westbury)	Extend provisional charter for five years.
Council of Park Friends	CE	Onondaga (Jamesville)	Amend the Regents certificate of incorporation to change the corporate name to "Friends of Clark Reservation State Park".
Dodge Library	CE	Clinton (Chazy)	Extend provisional charter for five years.
Greater Astoria Historical Society	CE	Queens (Astoria)	Consent to filing of certificate of assumed name "Museum of Long Island City".
Patterson Library	CE	Chautauqua (Westfield)	Amend charter to specify the trustee range to be not less than five nor more than twenty-five and the trustee term length to be five years.
Railroad Museum of Long Island	CE	Suffolk (Greenport)	Grant an absolute charter.
Waverly Historical Society	CE	Franklin (Waverly)	Amend charter to change the corporate address and extend provisional charter for five years.
Collegiate School, Inc.	P12	New York (New York)	Amend and restate the absolute charter in its entirety.
The Co-op School	P12	Kings (Brooklyn)	Amend charter to change the corporate address.
Midwood Catholic Academy	P12	Kings (Brooklyn)	Extend provisional charter for three years.
Mountain Road School	P12	Columbia (New Lebanon)	Extend provisional charter for three years.
Tiegerman School	P12	Nassau (Glen Cove)	Amend charter to add a location and update school locations and names.

Institute for American Universities	HE	New York (New York)	Merge with “The American College of the Mediterranean”, a foreign NFP corporation, with the foreign corporation as the surviving corporation.
Vaughn College of Aeronautics and Technology	HE	Queens (Flushing)	Amend charter to add authority to confer the Master of Business Administration (M.B.A.) degree.
Utica College	OP	Oneida (Utica)	Amend charter to add authority to confer the Doctor of Occupational Therapy (O.T.D.) degree.

Appendix II

REGENTS ACTIONS IN 50 PROFESSIONAL DISCIPLINE CASES

February 11, 2020

The Board of Regents announced disciplinary actions resulting in the revocation of 1 license, surrender of 12 licenses and 37 other disciplinary actions. The penalty indicated for each case relates solely to the misconduct set forth in that particular case.

I. SURRENDERS

Engineering, Land Surveying and Geology

John James Muldoon; Land Surveyor; West Palm Beach, FL 33417; Lic. No. 049726; Cal. No. 31679; Application to surrender license granted. Summary: Licensee did not contest the charge of authorizing an unlicensed individual to conduct a land survey, in the State of New York, without directly supervising said individual and without making any site visits.

John Dedyo; Professional Engineer; San Juan, PR 00907; Lic. No. 037298; Cal. No. 31763; Application to surrender license granted. Summary: Licensee did not contest the charge of failing to prepare and maintain written evaluations of the professional services represented by documents signed and sealed by him.

Nursing

Timothy William Schirmacher a/k/a Timothy Schirmacher; Registered Professional Nurse; Bellmore, NY 11710-0017, Comstock, NY 12821-0180; Lic. No. 694209; Cal. No. 30982; Found guilty of professional misconduct; Penalty: Revocation.

Shannon D. Rouguex a/k/a Shannon D. Rougeux a/k/a Shannon D. Clark; Licensed Practical Nurse; Hornell, NY 14843; Lic. No. 271385; Cal. No. 31118; Application to surrender license granted. Summary: Licensee did not contest the charge of medication administration errors.

Shana McDade; Registered Professional Nurse; Atlanta, GA 30331; Lic. No. 763749; Cal. No. 31568; Application to surrender license granted. Summary: Licensee did not contest the charge of falsely stating on an application for licensure as a registered professional nurse in the State of New York that she had never been disciplined by any licensing or disciplinary authority.

Nina Bohuslawsky; Registered Professional Nurse; Verona, NJ 07044; Lic. No. 572789; Cal. No. 31660; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Manslaughter, a 2nd Degree crime in the State

of New Jersey; and two counts of Theft by Unlawful Taking, a 3rd Degree crime in the State of New Jersey.

Valerie Ann Fusco; Licensed Practical Nurse; Olean, NY 14760; Lic. No. 211276; Cal. No. 31696; Application to surrender license granted. Summary: Licensee did not contest the charge of having failed to complete a fifteen-minute check of a psychiatric patient and having documented that she completed the fifteen-minute check.

Mary Kathleen Miner; Registered Professional Nurse; Syracuse, NY 13204; Lic. No. 566369; Cal. No. 31707; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Falsifying Business records in the 1st Degree.

Christine Elaine Madrigal; Licensed Practical Nurse; Centereach, NY 11720; Lic. No. 297683; Cal. No. 31783; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Endangering the Welfare of an Incompetent or Physically Disabled Person in the 1st Degree, a class E felony; and Falsifying Business Records in the 1st Degree, a class E felony.

Judith Vores Berghuis; Registered Professional Nurse; Yarmouth, ME 04096-6712; Lic. No. 234117; Cal. No. 31798; Application to surrender license granted. Summary: Licensee did not contest the charge of having been found guilty of willfully failing to register in Maine.

Cheryl Beaton; Registered Professional Nurse; Venice, FL 34285; Lic. No. 468230; Cal. No. 31804; Application to surrender license granted. Summary: Licensee admitted to charges of having been convicted of Driving Under the Influence of Alcohol in the State of Florida and falsely stating on her New York registration renewal application forms for registration as a registered professional nurse that she had not been convicted of a crime in any court.

Brian Patrick Birner; Registered Professional Nurse; Portsmouth, NH 03801; Lic. No. 317378; Cal. No. 31806; Application to surrender license granted. Summary: Licensee did not contest the charge of stealing controlled substances in the State of New Hampshire.

Pharmacy

Victor M. La Perla; Pharmacist; Plainview, NY 11803; Lic. No. 037050; Cal. No. 31771; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Conspiracy in the 4th Degree, a class C felony and Criminal Sale of a Controlled Substance in the 2nd Degree, a class A-II felony.

II. OTHER REGENTS DISCIPLINARY ACTIONS

Dentistry

Inderpal Singh Garcha; Dentist; Guilderland, NY 12084; Lic. No. 050067; Cal. No. 30711; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$1,000 fine.

Engineering, Land Surveying and Geology

Xiaojun Wang; Professional Engineer; Jericho, NY 11753-1713; Lic. No. 090417; Cal. No. 31492; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$2,000 fine.

Just Consulting Engineering, PLLC; Forest Hills, NY 11375; Cal. No. 31493; Application for consent order granted; Penalty agreed upon: \$2,500 fine.

Massage Therapy

Lea Rose Sidari; Massage Therapist; Elmira, NY 14904; Lic. No. 028960; Cal. No. 31591; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon return to practice, 2 years probation , \$500 fine.

Nursing

Jean E. Wolf; Licensed Practical Nurse, Registered Professional Nurse; North Tonawanda, NY 14120; Lic. Nos. 103140, 608916; Cal. Nos. 29860, 29861; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Linda Lee D'Elia; Registered Professional Nurse, Nurse Practitioner (Family Health); Niagara Falls, NY 14303; Lic. No. 464720, Cert. No. 333239; Cal. Nos. 30970, 30971; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon return to practice , 2 years probation.

Lori Marie Canfield; Registered Professional Nurse; Windsor, NY 13865; Lic. No. 579542; Cal. No. 31066; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon return to practice, 2 years probation, \$500 fine.

Kathryn Elizabeth Bluett; Licensed Practical Nurse; Canandaigua, NY 14424; Lic. No. 255927; Cal. No. 31342; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, upon return to practice, 2 years probation, \$250 fine.

Lisa Erica Anne Helmer; Licensed Practical Nurse; Seneca Falls, NY 13148; Lic. No. 269044; Cal. No. 31391; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Eileen A. Smith; Registered Professional Nurse; Rochester, NY 14616; Lic. No. 300936; Cal. No. 31432; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until mentally fit to practice, upon return to practice, 2 years probation

Kelly Ann Uzar; Registered Professional Nurse; Grand Island, NY 14072; Lic. No. 509284; Cal. No. 31438; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$750 fine.

Denise Ann Hoag; Licensed Practical Nurse, Registered Professional Nurse; Buffalo, NY 14222; Lic. Nos. 261458, 514221; Cal. Nos. 31447, 31448; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until mentally fit to practice, upon return to practice, 2 years probation .

Elisabeth Ann Bigwood; Registered Professional Nurse; Naples, NY 14512; Lic. No. 317369; Cal. No. 31464; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation.

Linsa Joseph; Registered Professional Nurse; New Rochelle, NY 10805-1125; Lic. No. 680158; Cal. No. 31465; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Theresa Marie McCartha; Registered Professional Nurse; Rossie, NY 13646; Lic. No. 592664; Cal. No. 31480; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon return to practice, 2 years probation, \$500 fine.

Dmitry A. Wieber; Licensed Practical Nurse; Palmyra, NY 14522; Lic. No. 307594; Cal. No. 31489; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Mary K. Godin; Licensed Practical Nurse; Syracuse, NY 13219; Lic. No. 308368; Cal. No. 31524; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$250 fine.

Kendra Seyni-Souley; Licensed Practical Nurse; Spring Valley, NY 10977-2106; Lic. No. 312786; Cal. No. 31530; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation , \$250 fine.

Elizabeth Mary Elliott; Licensed Practical Nurse; Caledonia, NY 14423; Lic. No. 308574; Cal. No. 31535; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension of at least 1 month and until fit to practice, upon return to practice, 2 years probation, \$500 fine.

Elliott Edward Fisher; Licensed Practical Nurse; Huntington Station, NY 11746; Lic. No. 280495; Cal. No. 31574; Application for consent order granted; Penalty agreed upon: 3 months actual suspension, 21 months stayed suspension, upon return to practice, 2 years probation.

Jill Marie Stilwell; Registered Professional Nurse; Interlaken, NY 14847-9722; Lic. No. 615977; Cal. No. 31598; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Tina Maria Smith; Registered Professional Nurse; Constable, NY 12926; Lic. No. 381712; Cal. No. 31616; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Pharmacy

Robert Sabet; Pharmacist; Elmhurst, NY 11373-3250; Lic. No. 049242; Cal. No. 31045; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$5,000 fine.

Bobbyrock, Inc. d/b/a Brooklyn Chemists; Pharmacy; Brooklyn, NY 11223; Reg. No. 034874; Cal. No. 31046; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$5,000 fine.

Daniel J. Cutie; Pharmacist; Greenwich, NY 12834; Lic. No. 039311; Cal. No. 31134; Application for consent order granted; Penalty agreed upon: 9 months actual suspension, 15 months stayed suspension, upon return to practice, 2 years probation, \$1,000 fine.

Sam Kalapurackel Jacob; Pharmacist; New York, NY 10029-6439; Lic. No. 054266; Cal. No. 31549; Application for consent order granted; Penalty agreed upon: Censure and reprimand, \$5,000 fine.

Provident Pharma LLC d/b/a Morris Avenue Pharmacy; Pharmacy; Bronx, NY 10451-4873; Reg. No. 033660; Cal. No. 31550; Application for consent order granted; Penalty agreed upon: 1 year probation, \$5,000 fine.

Rainbow Care Pharma, Inc. d/b/a Rainbow Care Pharmacy; Pharmacy; Flushing, NY 11354; Reg. No. 035813; Cal. No. 31563; Application for consent order granted; Penalty agreed upon: \$10,000 fine.

Healthways Worldwide, Inc. d/b/a Healthways Pharmacy & Surgicals; Pharmacy; Brooklyn, NY 11235-6375; Reg. No. 030364; Cal. No. 31566; Application for consent order granted; Penalty agreed upon: \$10,000 fine.

Shamina Alihussein Dohadwalla; Pharmacist; New Hyde Park, NY 11040-1344; Lic. No. 056928; Cal. No. 31567; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$5,000 fine.

Michael Albert Lenz; Pharmacist; Saratoga Springs, NY 12866; Lic. No. 038811; Cal. No. 31581; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, upon return to practice, 2 years probation, \$2,500 fine.

Psychology

Kevin Thomas Barry; Psychologist; New Rochelle, NY 10801; Lic. No. 010691; Cal. No. 31428; Application for consent order granted; Penalty agreed upon: Partial actual suspension in certain area until successful completion of retraining in said certain area, upon termination of said partial actual suspension, 1 year probation.

Sarah Alaina Mitchell; Psychologist; New York, NY 10128; Lic. No. 019679; Cal. No. 31517; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, 2 years probation.

Veterinary Medicine

Katherine Ann Demaree a/k/a Katherine A. Ryer; Veterinarian; Binghamton, NY 13905; Lic. No. 003772; Cal. No. 31360; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, upon return to practice, 2 years probation.

ATTACHMENT I

First Step to Freedom: The Preliminary Emancipation Proclamation

Jennifer Lemak, Ph.D.
Chief Curator of History
New York State Museum



Slavery in New York

Fifty Dollars Reward.

RAN away from the subscriber, in Canajohary, Montgomery County, on the 3d day of June, 1805, a Negro Man, named HARRY; between five feet four and eight inches high, yellow complexion, ^{is about 25 years of age} has a scar across his right cheek, middling straight built, and speaks Dutch and English. It is supposed he is in New-England. Whoever will apprehend the said Negro, and confine him in goal, either at Albany, Troy or Johnstown, shall have the above reward; ~~or if any person will confine him in any goal, and give information to the subscriber, he shall receive Thirty Dollars.~~

JOHN DIEFENDORFF.

CANAJOHARY, March, 1806.

ALBANY.—PRINTED BY ROBERT PACKARD.

*I will pay the above reward if any person delivers
said Negro Harry to me in Albany
John Diefendorff*

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DOWN WITH ABOLITION

Fellow citizens, A foul Abolitionist; a "Child of the Devil," will hold forth to day at the Presbyterian Church, at 11 o'clock A. M.  Let every good citizen attend to **KEEP ORDER.** 
April 27.

Many copies of this were
stuck up in Utica
the morning after day
I spoke there in Apr.
1837-

Broadside, 1837
(Syracuse University)





Abraham Lincoln, unknown artist,
oil on canvas, c.1860

New York was divided over the 1860 election. Abraham Lincoln received only 53 percent of the vote in the state while Stephen A. Douglas received 46 percent.

New York State Museum, H-1943.7.1



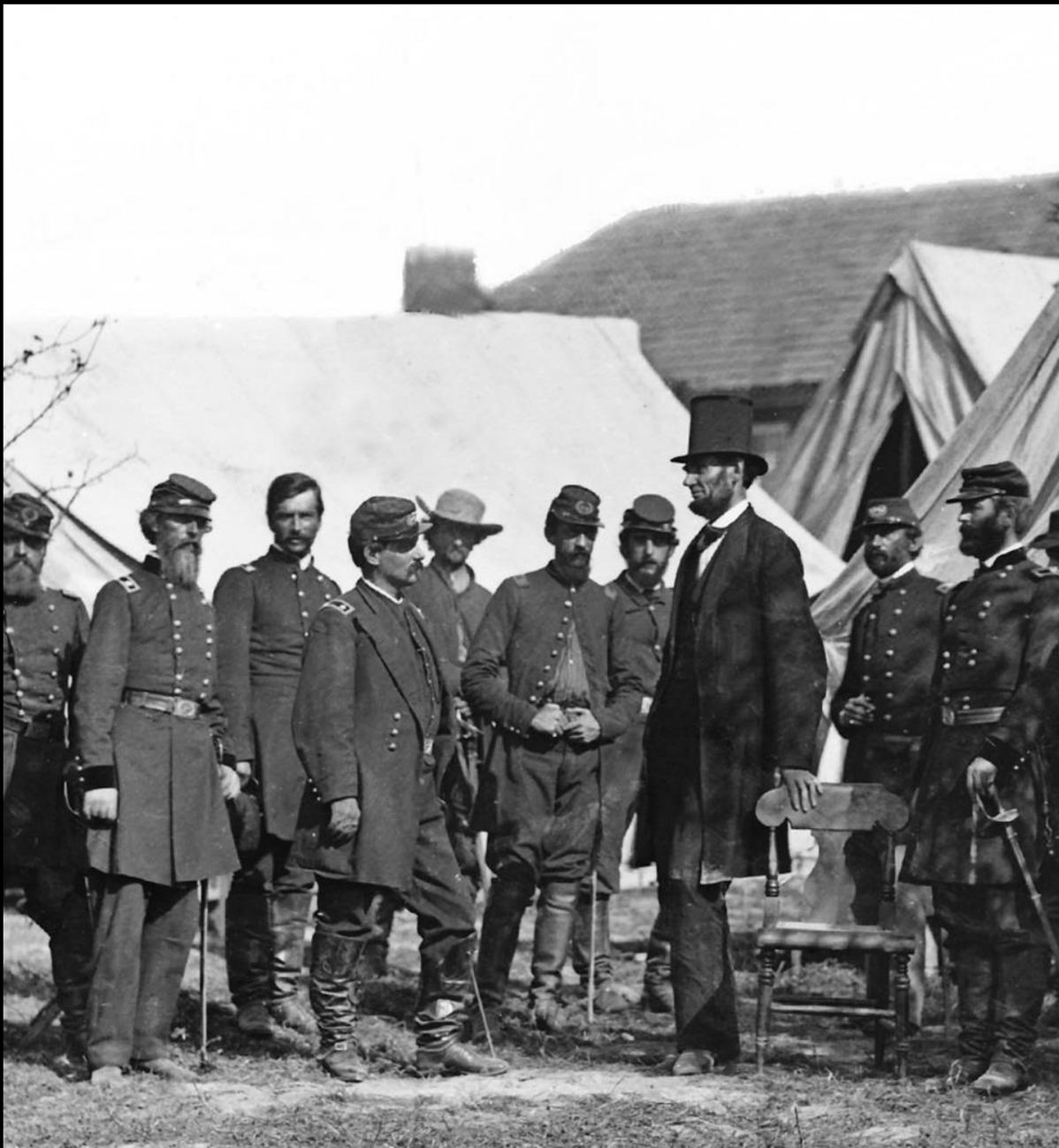
Our Banner in the Sky (1861), by Frederick Church

New York artist Frederick Church painted this work in response to the patriotism that swept across the North in the wake of the attack on Fort Sumter.

New York State Office of Parks, Recreation and Historic Preservation



1863 photo shows an extended family of contraband slaves after their escape into Union lines (LOC)



President Lincoln at the Antietam battlefield with troops, September 1862







ARMY RELIEF BAZAAR,
AT ALBANY, N. Y.

Published by Churchill & DeLeon, 322 Broadway, Albany, N. Y.

THE FIRST STEP TO FREEDOM

The Preliminary
EMANCIPATION
PROCLAMATION

FEBRUARY 11 – MARCH 1

NEW YORK STATE MUSEUM
222 MADISON AVENUE, ALBANY, NY



*Honoring the Memory of Judith Johnson
Regent, 9th Judicial District*