



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

TO: The Honorable Members of the Board of Regents

FROM: Christopher J. Halpin, Secretary

SUBJECT: Summary of the February 2023 Meeting

DATE: March 2, 2023

AUTHORIZATION(S):

SUMMARY

Issue for Decision

Should the Board of Regents approve the Summary of the February 2023 Meeting 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 2023 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

It is recommended that the Board of Regents take the following action:

VOTED: that the Summary of the February 2023 Meeting of the Board of Regents of The University of the State of New York be approved.

Timetable for Implementation

Effective March 14, 2023.



SUMMARY OF THE FEBRUARY 2023 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 13 and 14, 2023

***Christopher J. Halpin, 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 in Albany on Monday, February 13 at 9:00 a.m. pursuant to a call to duty sent to each Regent.

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

Board Members in Attendance:

Lester W. Young, Jr., *Chancellor*
Josephine Victoria Finn, *Vice Chancellor*
Roger Tilles
Wade S. Norwood
Kathleen M. Cashin
Judith Chin
Luis O. Reyes
Susan W. Mittler
Frances G. Wills
Aramina Vega Ferrer
Shino Tanikawa
Roger P. Catania

Also present were Commissioner, Betty A. Rosa, Executive Deputy Commissioner, Sharon Cates-Williams, Counsel and Deputy Commissioner for Legal Affairs, Daniel Morton-Bentley, and Secretary, Board of Regents, Christopher J. Halpin. Regents Christine D. Cea, James E. Cottrell, Catherine Collins and Elizabeth S. Hakanson were absent and excused.

ACTION ITEM

Executive Session Motion

MOVED, that the Board of Regents convene in executive session on Tuesday, February 14 at 9:35 a.m. to discuss litigation matters.

Motion by: Vice Chancellor Josephine Victoria Finn
Seconded by: Regent Shino Tanikawa
Action: Motion passed. Regent Tilles, Regent Norwood and Regent Mittler were absent for the vote.

PRESENTATION

Supporting Student Wellbeing and Equity: Effective School Discipline Practices from New York State School Districts

Commissioner Rosa, Angelique Johnson-Dingle, Kenyatte Reid, Executive Director, NYC Department of Education, Office of Safety and Youth Development, Martha Group, Superintendent, Vernon Verona Sherrill Central Schools, Lawrence “Bo” Wright, Superintendent, Geneva City Schools, Raymond Sanchez, Superintendent, Ossining UFSD, Daryl McLaughlin, Superintendent, Perry Central Schools, and Phyllis Harrington, Superintendent, Oceanside UFSD presented effective supports and disciplinary practices currently being implemented that address equity and access to instruction for students while also attending to their social-emotional wellbeing. (Attachment I).

Chancellor adjourned the meeting.

MEETING OF THE FULL BOARD, Tuesday, February 14 at 10:15 a.m.

Board Members in Attendance:

Lester W. Young, Jr., *Chancellor*
Josephine Victoria Finn, *Vice Chancellor*
Roger Tilles
Wade S. Norwood
Kathleen M. Cashin
Judith Chin
Luis O. Reyes
Susan W. Mittler
Frances G. Wills
Aramina Vega Ferrer
Shino Tanikawa
Roger P. Catania

Also present were Commissioner, Betty A. Rosa, Executive Deputy Commissioner, Sharon Cates-Williams, Counsel and Deputy Commissioner for Legal Affairs, Daniel Morton-Bentley, and Secretary, Board of Regents, Christopher J. Halpin. Regents Christine D. Cea, James E. Cottrell, Catherine Collins and Elizabeth S. Hakanson were absent and excused.

PRESENTATION

Overview of Library Registration

Lauren Moore, State Librarian, presented an overview of the process by which libraries in New York State become registered with the Department (Attachment II).

ACTION ITEMS

**New York State Board of Regents v. Hope Marable [as Trustee of the Mount Vernon Public Library]
BR (A) 5**

MOVED, that pursuant to Education Law § 226 [4] and 8 NYCRR § 3.31, the Board of Regents adopts the hearing panel's recommended decision granting the Department's motion for summary judgment for the removal of Hope Marable as Trustee of the Mount Vernon Public Library, and said trustee is hereby removed from office, for the reasons set forth in the decision, effective immediately.

Motion by: Regent Frances G. Wills
Seconded by: Regent Roger Tilles
Action: Motion passed unanimously.

**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 2023 Meeting of the Board of Regents
BR (A) 2**

MOVED, that the Summary of the January 2023 Meeting of the Board of Regents of The University of the State of New York be approved.

**Regents Monthly Meeting Dates, January - December 2024
BR (A) 4**

MOVED, that the list of Regents meeting dates for the period January – December 2024 is approved.

Motion by: Regent Judith Chin
Seconded by: Regent Aramina Vega Ferrer
Action: Motion passed unanimously.

**State Education Department January 2023 Fiscal Report
BR (A) 3**

MOVED, that Board of Regents accept the January 2023 State Education Department Fiscal Report as presented.

Motion by: Regent Shino Tanikawa
Seconded by: Regent Frances G. Wills
Action: Motion passed 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 College

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

Alicia Bennett
Susan Horwich
Mavis Madison
Costanza Promontorio
Gayle Robbins

Master Plan Amendment Application BR (CA) 2

MOVED, that the Board of Regents approve the master plan amendment application on the summary table.

Proposed Amendment of Section 87.2(k) of the Regulations of the Commissioner of Education Relating to the Definition of Prospective School Employee BR (CA) 3

MOVED, that section 87.2(k) of the Regulations of the Commissioner of Education be amended, as submitted, effective March 1, 2023.

Proposed Amendment of Section 145-2.4 of the Regulations of the Commissioner of Education Relating to the Deferral of the Declaration of a Major by Matriculated Students for State Financial Aid Purposes BR (CA) 4

MOVED, that section 145-2.4 of the Regulations of the Commissioner of Education be amended, as submitted, effective March 1, 2023.

P-12 Education

Proposed Amendment of Section 100.5(d)(7) of the Regulations of the Commissioner of Education Relating to Requirements for Members of the Standing Committee for the Regents Examination Appeals Process BR (CA) 5

MOVED, that section 100.5(d)(7) of the Regulations of the Commissioner of Education be amended, as submitted, effective March 1, 2023.

Registration of a Religious and Independent High School visited in the fall of 2022 BR (CA) 6

MOVED, that the following school, which had previously received pending registration, be registered:

School	County	Recommended Status
Yeshivat Mekor Haim HS	Kings	Registered

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) 7**

MOVED, that the Board of Regents approve the proposed (Re)Appointments of Members to the State Boards for the Professions and (Re)Appointments of Extended Members to the State Boards for the Professions.

**Report of the Committee on the Professions Regarding Licensing Petitions and Degree Conferrals
BR (CA) 8**

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

**Proposed Amendment to the Title of Part 61 and Section 61.13 of the Regulations of the Commissioner of Education Relating to the Practice of Registered Dental Assisting
BR (CA) 9**

MOVED, that the title of Part 61 and section 61.13 of the Regulations of the Commissioner of Education be amended, as submitted, effective March 1, 2023.

**Proposed Amendment to the Title of Subpart 79-16 and Sections 79-13.1, 79-13.3, 79-13.6, 79-14.1, 79-14.3, 79-15.1, 79-15.3, 79-16.1, 79-16.2, 79-16.3, 79-16.4 and 79-16.5 of the Regulations of the Commissioner of Education Relating to Licensure as a Clinical Laboratory Technologist or Cytotechnologist and Certification as a Clinical Laboratory Technician or Histological Technician
BR (CA) 10**

MOVED, that the title of subpart 79-16 and sections 79-13.1, 79-13.3, 79-13.6, 79-14.1, 79-14.3, 79-15.1, 79-15.3, 79-16.1, 79-16.2, 79-16.3, 79-16.4 and 79-16.5 of the Regulations of the Commissioner of Education be amended, as submitted, effective March 13, 2023, as an emergency action, upon the finding by the Board of Regents that such action is necessary for the preservation of the public health and general welfare in

order to timely implement the provisions of Chapter 446 of the Laws of 2022, effective January 17, 2023, which will expand access to clinical laboratory services by increasing the number of clinical laboratory practitioners in New York, and to ensure that the emergency action taken at the December 2022 meeting remains continuously in effect.

MOVED, that the Regents approve the consent agenda items.

Motion by: Regent Roger Tilles
Seconded by: Regent Judith Chin
Action: Motion passed unanimously.

STANDING COMMITTEE REPORTS

CULTURAL EDUCATION

The Cultural Education Committee held its scheduled meeting on February 13, 2023. All members were present except Regent Christine D. Cea, Regent James E. Cottrell, Regent Catherine Collins, and Regent Elizabeth S. Hakanson, who were excused. Chancellor Lester W. Young, Vice Chancellor Josephine Victoria Finn, Regent Kathleen M. Cashin, and Regent Judith Chin also attended the meeting.

MATTERS NOT REQUIRING BOARD ACTION

Importance of Public Broadcasting During and After the COVID-19 Pandemic – Department staff and a guest speaker presented an overview of educational television content and engagement efforts that help address learning recovery as well as new, statewide educational media creation for P-20 learners.

HIGHER EDUCATION

The Higher Education Committee held its scheduled meeting on February 13, 2023. All members were present except Co-Chair Regent Catherine Collins, Regent Christine D. Cea and Regent James E. Cottrell who were excused. Chancellor Lester W. Young, Jr., Vice Chancellor Josephine Victoria Finn, and Regent Roger Tilles also attended the meeting but did not vote on any action.

ACTION ITEMS

Proposed Amendment of Section 52.21 of the Regulations of the Commissioner of Education Relating to the Pilot P-20 Partnerships for Principal Preparation Program [HE (A) 1] - REVISED - Department staff presented proposed regulatory amendments for adoption as an emergency rule to extend the Pilot P-20 Partnerships for Principal Preparation Program end date from September 30, 2022 to September 30, 2025, permit

an eligible public school district that has demonstrated leadership development expertise to serve as the Leadership Development Partner Entity in the partnership, and expand the flexibility for specific program requirements.

The Committee recommends that the Board of Regents approve the amendment of section 52.21 of the Regulations of the Commissioner of Education, as submitted, effective March 1, 2023, as an emergency rule upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare to immediately extend the September 30, 2022 end date of the Pilot P-20 Partnerships for Principal Preparation Program.

The motion passed unanimously.

MATTERS NOT REQUIRING BOARD ACTION

Proposed Amendment of Sections 52.21 and 80-3.7 of the Regulations of the Commissioner of Education Relating to the Student Teaching Requirements for Registered Teacher Preparation Programs and Through the Individual Evaluation Pathway to Certification [HE (D) 1] - Department staff proposed a revised regulatory amendment to allow the limited exemption for qualified candidates who are enrolled in a graduate program leading to certification to become effective upon adoption of the proposed amendment; revise the new student teaching requirements for candidates who enroll in a registered teacher preparation program in Fall 2023 or later; and extend the timeline to implement the new student teaching requirements for programs, and the corresponding new teaching experience requirements for the individual evaluation pathway to certification, by one year.

Deputy Commissioner William Murphy reviewed the items on the Consent Agenda.

HIGHER EDUCATION/P-12 EDUCATION JOINT MEETING

The Joint Higher Education/P-12 Education Committee held its scheduled meeting on February 13, 2023. All members were present except Regent Catherine Collins, Regent Christine D. Cea and Regent James E. Cottrell who were excused. Chancellor Lester W. Young, Jr., also attended the meeting but did not vote on any action.

MATTERS NOT REQUIRING BOARD ACTION

Proposed Amendment of Sections 30-1.8 of the Rules of the Board of Regents and Sections 52.21, 80-3.2, 80-3.3, and 80-3.7 of the Regulations of the Commissioner of Education Relating to Establishing the Indigenous Culture and Language Studies (All Grades) Certificate [HE/P-12 (D) 1] – Department staff proposed regulatory amendments to establish the Indigenous Culture and Language Studies (All Grades) certificate, create a new tenure area in Indigenous Culture and Language Studies, create registration requirements for teacher preparation programs leading to the proposed certificate, and

allow candidates to apply for the proposed certificate through the individual evaluation pathway.

P-12 EDUCATION

The P-12 Education Committee held its scheduled meeting on February 13, 2023. All members were present with the exceptions of Regent Cea and Regent Cottrell who were excused.

Chancellor Young and Regent Reyes also attended the meeting but did not vote on the action items.

ACTION ITEMS

Proposed Amendment of Sections 100.19 and 100.21 of the Regulations of the Commissioner of Education Relating to Restarting the Accountability System Using 2021–2022 School Year Results [P12 (A) 1] – Department staff presented for permanent adoption proposed amendments to the Commissioner’s regulations relating to restarting the accountability system using 2021-2022 school year results.

The Committee recommends that sections 100.19 and 100.21 of the Regulations of the Commissioner of Education be amended, as submitted, effective March 1, 2023.

The motion passed unanimously.

Revision to Charters Authorized by the Board of Regents [P12 (A) 2] – Department staff presented a recommendation for a charter revision for the following Board of Regents-authorized charter school: Great Oaks Charter School (NYC CSD 1) The Committee recommends that the Board of Regents finds that: (1) the Great Oaks 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, approves the charter revision for Great Oaks Charter School and amends the provisional charter accordingly.

The motion passed. Regent Norwood was not present for the vote.

MOTION FOR ACTION BY FULL BOARD

The P-12 Education Committee recommends, and we move, that at its meeting on February 14, 2023, the Board of Regents act affirmatively upon each recommendation in

the written report of the Committee's deliberations, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Proposed Amendment of Section 200.5 of the Regulations of the Commissioner of Education Relating to Special Education Due Process System Procedures [P12 (D) 1] - Department staff presented proposed amendments to section 200.5 of the Regulations of the Commissioner of Education. The regulatory changes proposed related to the following: limiting extensions in special education due process hearings; permitting enforcement of mediation and resolution agreements through the use of state complaint procedures set out in section 200.5(l); adding new requirements regarding the conduct of attorneys and non-attorney representatives in special education due process hearings; permitting IHOs the authority to determine, with consent of the parents, whether a hearing be conducted in-person, by teleconference, or videoconference.

Deputy Commissioner Jason Harmon reviewed the items on the Consent Agenda.

PROFESSIONAL PRACTICE

The Professional Practice Committee held its scheduled meeting on February 13, 2023. All members were present except Regent Christine D. Cea, Regent James E. Cottrell, Regent Catherine Collins, and Regent Elizabeth S. Hakanson, who were excused. Chancellor Lester W. Young, Jr., Regent Luis O. Reyes, Regent Susan W. Mittler, and Regent Shino Tanikawa also attended the meeting, but did not vote on any action.

ACTION ITEMS

Professional Discipline Cases [PCC EXS (A) 1-3]

The 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. In addition, your Committee recommends, upon the recommendation of the Committee on the Professions, that 33 consent order applications and 15 surrender applications be granted.

These recommendations are made following the review of 50 cases involving fifteen registered professional nurses, eight licensed practical nurses, three certified public accountants, three licensed practical nurses who are also registered professional nurses, two dentists, one certified public accountancy limited liability company, 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 licensed practical nurse who is also a registered professional nurse who is also certified as a nurse practitioner in Adult Health, one massage therapist, one pharmacy, one registered

professional nurse who is also certified as a nurse practitioner in Acute Care, one registered professional nurse who is also certified as a nurse practitioner in Family Health, and one speech-language pathologist.

Restoration [PPC EXS (A) 4]

The Committee recommends that the application of Antoinette Lloyd for the restoration of her license to practice as a Physician in New York State be granted.

MOTION FOR ACTION BY FULL BOARD

The 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 13, 2023, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Proposed Addition of Section 29.20 to the Rules of the Board of Regents and Repeal of Sections 52.44 and 52.45, Repeal and Addition of New Sections 79-17.1, 79-17.2, 79-18.1, 79-18.2, Amendment of Sections 79-17.3, 79-17.5, 79-18.3, and 79-18.5, and Addition of Sections 79-17.6 and 79-18.6 to the Regulations of the Commissioner of Education, Relating to the Licensure of Applied Behavior Analysts and Certification of Applied Behavior Analyst Assistants [PPC (D) 1] - Department staff presented for discussion proposed amendments to conform the requirements for licensure and practice as a Licensed Behavior Analyst and certification as a Certified Behavior Analyst Assistant with provisions in Chapter 818 of the Laws of 2021 and Chapter 641 of the Laws of 2022. The amendments would conform New York requirements to national standards while ensuring appropriate preparation for the provision of applied behavior analysis services pursuant to a diagnosis and order from authorized professionals to treat individuals with behavioral health conditions.

Deputy Commissioner Sarah Benson reviewed the items on the Consent Agenda.

MOVED, that the Committee Reports be approved.

Motion by: Regent Frances G. Wills
Seconded by: Regent Aramina Vega Ferrer
Action: Motion passed unanimously.

Chancellor Young 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)
The American Museum of Lesbian, Gay, Bisexual & Transgender History & Culture	CE	New York (New York)	Consent to filing of certificate of assumed name "The American LGBTQ+ Museum".
Brentwood Historical Society	CE	Suffolk (Brentwood)	Extend provisional charter for five years.
The East Bronx History Forum	CE	Bronx (Bronx)	Extend provisional charter for five years.
Hazard Library Association	CE	Cayuga (Venice)	Amend charter to: <ul style="list-style-type: none"> • change the trustee term length to be three years; • designate the library's service area to be coterminous with the Towns of Venice, Scipio and Genoa; and • update IRS dissolution language.
Historic Eastfield Foundation	CE	Rensselaer (East Nassau)	Extend provisional charter for five years.
Munson-Williams-Proctor Arts Institute	CE/HE	Oneida (Utica)	Consent to filing of certificate of assumed name "Munson".
Naples Library	CE	Ontario (Naples)	Amend charter to change the trustee term length from five years to three years.
The Olana Partnership	CE	Columbia (Greenport)	Extend provisional charter for five years.
Town of Fayette Historical Society	CE	Seneca (Fayette)	Extend provisional charter for five years.
German School Brooklyn	P12	Kings (Brooklyn)	Amend charter to add provisions relating to the board of trustees.
The Ridge School	P12	Dutchess (Hyde Park)	Extend provisional charter for three years.

Name of Institution	Program Area	County (City/Town) of Location	Description of Charter Action(s)
San Miguel Academy of Newburg	P12	Orange (Newburgh)	Extend provisional charter for three years.
Variety Child Learning Center	P12	Nassau (Syossett)	Amend charter to add a new site location in Levittown, NY.
Brooklyn Law School	HE	Kings (Brooklyn)	Amend charter to add authority to confer the Master of Studies in Law (M.S.L.) degree.
Nazareth College of Rochester	HE	Monroe (Rochester)	Amend charter to change the corporate name to “Nazareth University” effective June 1, 2023.
Unification Theological Seminary	HE	New York (New York)	Amend charter to change the corporate name to “HJ International Graduate School for Peace and Public Leadership” effective July 1, 2023.

Appendix II

REGENTS ACTIONS IN 49 PROFESSIONAL DISCIPLINE CASES

February 13 - 14, 2023

The Board of Regents announced disciplinary actions resulting in the revocation of 1 license, surrender of 15 licenses, and 33 other disciplinary actions. The penalty indicated for each case relates solely to the misconduct set forth in that particular case.

I. REVOCATION AND SURRENDERS

Dentistry

Edward Frederick Olli; Dentist; Bradenton, FL 34212; Lic. No. 040861; Cal. No. 29880; Found guilty of professional misconduct; Penalty: Revocation, \$10,000 fine.

Massage Therapy

Paul Anthony White; Massage Therapist; Hartford, NY 12838; Lic. No. 030259; Cal. No. 32562; Application to surrender license granted. Summary: Licensee did not contest charges of inappropriate sexual contact; and having been convicted of Forcible Touching.

Nursing

Richard Hermano Japitana; Licensed Practical Nurse, Registered Professional Nurse; Bronx, NY 10461; Lic. Nos. 236231, 570845; Cal. Nos. 33161, 33162; Application to surrender licenses granted. Summary: Licensee did not contest the charge of failing to properly de-escalate a situation with an agitated psychiatric 13-year-old patient and, without provocation, utilizing undue force to subdue and improperly restrain said patient.

Carol Lynn Cvijanovic; Registered Professional Nurse; Wickliffe, OH 44092; Lic. No. 487549; Cal. No. 33282; Application to surrender license granted. Summary: Licensee admitted to the charge of having been found guilty of professional misconduct in the State of Ohio, where the conduct if committed in New York State would constitute practicing the profession of nursing with gross negligence on a particular occasion.

Joseph Parker Aycock; Registered Professional Nurse; Little Rock, AR 72211; Lic. No. 397452; Cal. No. 33376; Application to surrender license granted. Summary: Licensee admitted to the charge of being habitually drunk, or being dependent on, or a habitual user of alcohol and controlled substances.

Nattalee Woolley-Anderson; Licensed Practical Nurse; New Castle, DE 19720-8806; Lic. No. 300439; Cal. No. 33377; Application to surrender license granted. Summary: Licensee did not contest the charge of, in the State of Delaware, revealing personally identifiable information obtained in a professional capacity without the prior consent of the patient.

Lisa Faye Browning a/k/a Lisa Faye Barnes; Registered Professional Nurse; Caddo Mills, TX 75135-6480; Lic. No. 730282; Cal. No. 33384; Application to surrender license granted. Summary: Licensee did not contest the charge of, in the State of Ohio, diverting the controlled substances Percocet and Vicodin for her own personal use on approximately ten occasions and documenting that she administered said controlled substances to patients when she had administered acetaminophen instead.

Melinda Jo Dickinson; Registered Professional Nurse; Wilburton, OK 74578-6928; Lic. No. 548306; Cal. No. 33397; Application to surrender license granted. Summary: Licensee did not contest the charge of, in the State of Oklahoma, forging a patient's signature on a home visit note to reflect that she performed said visit, when in fact she did not.

Yolanda Vitulli; Licensed Practical Nurse, Registered Professional Nurse; Mohnton, PA 19540-8827; Lic. Nos. 240636, 473829; Cal. Nos. 33404, 33405; Application to surrender licenses granted. Summary: Licensee admitted to the charge of having been convicted of Theft from Program Receiving Federal Funds, a felony.

Katherine Barbara Lain; Registered Professional Nurse; Brighton, CO 80603-6969; Lic. No. 698597; Cal. No. 33412; Application to surrender license granted. Summary: Licensee did not contest the charge of, in the State of Colorado, while employed as the Director of Nursing at a facility, failing to properly secure and destroy medications.

Public Accountancy

Joseph Frank Stevens; Certified Public Accountant; Lockport, NY 14095; Lic. No. 078227; Cal. No. 33389; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Bank Fraud, a class B felony, and Tax Evasion, a class E felony.

Pamela Jean Abbondandolo a/k/a Pamela Cirincione; Certified Public Accountant; Clifton Park, NY 12065; Lic. No. 063741; Cal. No. 33394; Application to surrender license granted. Summary: Licensee did not contest the charge of failing to timely complete mandatory continuing education credits.

Social Work

Michael Edward McEvoy; Licensed Clinical Social Worker; Wyomissing, PA 19610-1907; Lic. No. 047502; Cal. No. 31233; Application to surrender license granted. Summary: Licensee did not contest the charge of boundary violations.

Speech-Language Pathology and Audiology

Danielle Scopinich a/k/a Danielle Denovellis; Speech-Language Pathologist; Seaford, NY 11783; Lic. No. 018305; Cal. No. 33399; Application to surrender license granted.

Summary: Licensee admitted to the charge of having been convicted of Theft of Funds and Healthcare Fraud, both felonies.

II. OTHER REGENTS DISCIPLINARY ACTIONS

Dentistry

Tatyana Berman; Dentist; Brooklyn, NY 11235; Lic. No. 047499; Cal. No. 32493; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$2,000 fine.

Joann Frances Kania; Dental Hygienist; Copiague, NY 11726; Lic. No. 017343; Cal. No. 33422; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 1 year and until fit to practice, upon return to practice, 2 years probation.

Nursing

Tara Anne McCabe; Registered Professional Nurse, Nurse Practitioner (Family Health); Staten Island, NY 10314; Lic. No. 667796, Cert. No. 340299; Cal. Nos. 32123, 32114; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, 2 years probation, \$1,000 fine.

Shakia McGough; Licensed Practical Nurse; Schenectady, NY 12309; Lic. No. 327457; Cal. No. 32430; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$250 fine.

Andrea Sharon Gittens a/k/a Andrea Sharon Gittens-George; Registered Professional Nurse; Concord, NC 28027-2614; Lic. No. 508820; Cal. No. 32826; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, upon return to practice in New York State, 2 years probation, \$500 fine.

Mary Iannotta; Licensed Practical Nurse; Patchogue, NY 11772; Lic. No. 337251; Cal. No. 32842; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Juda Isaac Zurndorfer; Registered Professional Nurse; East Brunswick, NJ 08816; Lic. No. 660557; Cal. No. 32870; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Amy J. Fairbanks; Licensed Practical Nurse; Alden, NY 14004; Lic. No. 266646; Cal. No. 33185; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$250 fine.

Christina I. Sirera; Registered Professional Nurse; Rivervale, NJ 07675; Lic. No. 501850; Cal. No. 33210; Application for consent order granted; Penalty agreed upon: 2 months actual suspension, 22 months stayed suspension, upon return to practice in New York State, 2 years probation, \$5,000 fine.

Sheila Gaughan a/k/a Sheila Gaughan May; Licensed Practical Nurse, Registered Professional Nurse; New City, NY 10956; Lic. Nos. 255914, 502532; Cal. Nos. 33213, 33214; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, upon return to practice, 2 years probation, \$2,500 fine.

Susan Lee Cech; Licensed Practical Nurse, Registered Professional Nurse, Nurse Practitioner (Adult Health); New City, NY 10956; Lic. Nos. 207167, 429058, Cert. No. 301690; Cal. Nos. 33215, 33216, 33217; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$2,500 fine.

Timothy Allen Aldrich; Registered Professional Nurse, Nurse Practitioner (Acute Care); Jersey City, NJ 07305; Lic. No. 536677, Cert. No. 431391; Cal. Nos. 33218, 33219; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$2,500 fine.

Patricia Susan McArthur; Registered Professional Nurse; Niagara Falls, NY 14304; Lic. No. 704620; Cal. No. 33273; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 6 months and until fit to practice, upon return to practice, 2 years probation.

Gabrielle Monique Green; Licensed Practical Nurse; Rochester, NY 14619-2105; Lic. No. 314362; Cal. No. 33279; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$250 fine.

Sonia E. Poveda Greenfield; Registered Professional Nurse; Hackensack, NJ 07601; Lic. No. 677645; Cal. No. 33280; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

George William Schwab; Registered Professional Nurse; East Aurora, NY 14052; Lic. No. 545725; Cal. No. 33319; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 1 year and until fit to practice, upon return to practice, 2 years probation.

Mitchell Scott Reingold; Licensed Practical Nurse; Medford, NY 11763; Lic. No. 298569; Cal. No. 33331; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 1 year and until fit to practice, upon return to practice, 2 years probation.

Melissa Ann Gannett; Licensed Practical Nurse; Endicott, NY 13760-2427; Lic. No. 322952; Cal. No. 33332; Application for consent order granted; Penalty agreed upon: 1 year probation, \$500 fine.

Emily Eckler; Registered Professional Nurse; Farmington, NY 14425; Lic. No. 490347; Cal. No. 33344; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Haley Maureen Curran; Registered Professional Nurse; Plantation, FL 33322; Lic. No. 708390; Cal. No. 33353; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, upon return to practice in New York State, 2 years probation, \$500 fine.

Kaitlin Ann Ward; Licensed Practical Nurse; Ogdensburg, NY 13669; Lic. No. 339510; Cal. No. 33374; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, upon return to practice, 2 years probation, \$500 fine.

Amanda Lynn Matthews; Registered Professional Nurse; Poughkeepsie, NY 12601; Lic. No. 575776; Cal. No. 33382; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Elena Kuzmishcheva; Registered Professional Nurse; Westbury, NY 11590; Lic. No. 649267; Cal. No. 33392; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Pharmacy

BB Myrtle Pharmacy Corp. d/b/a Vitacare; Pharmacy; Staten Island, NY 10302; Reg. No. 029308; Cal. No. 33354; Application for consent order granted; Penalty agreed upon: \$5,000 fine.

Public Accountancy

Morey Nee Buck & Oswald, LLC; Public Accountancy Limited Liability Company; Bethlehem, PA 18020; Cal. No. 33187; Application for consent order granted; Penalty agreed upon: \$2,500 fine.

John P. Morey; Certified Public Accountant; Bethlehem, PA 18020-8045; Lic. No. 104289; Cal. No. 33188; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$1,000 fine.

Social Work

Chelsea Florence Moriarty; Licensed Master Social Worker, Licensed Clinical Social Worker; Rush, NY 14543; Lic. Nos. 084025, 087151; Cal. Nos. 31845, 31846; Application for consent order granted; Penalty agreed upon: 2 months actual suspension, 22 months stayed suspension, upon return to practice, 2 years probation, \$500 fine.

ATTACHMENT I

Supporting Student Wellbeing and Equity: Effective School Discipline Practices from New York State School Districts

February 2023
Board of Regents



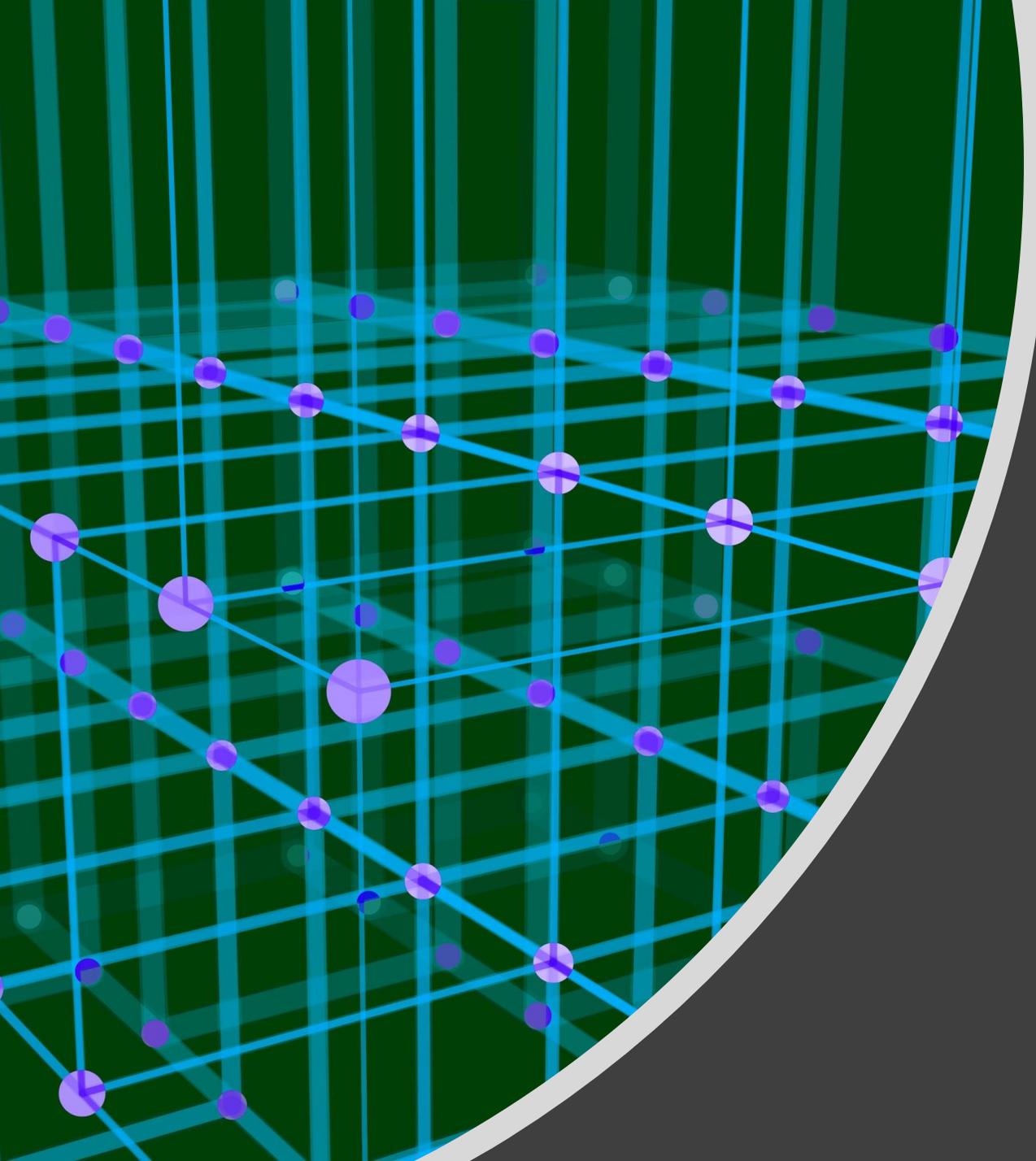
New York State
EDUCATION DEPARTMENT
Knowledge > Skill > Opportunity





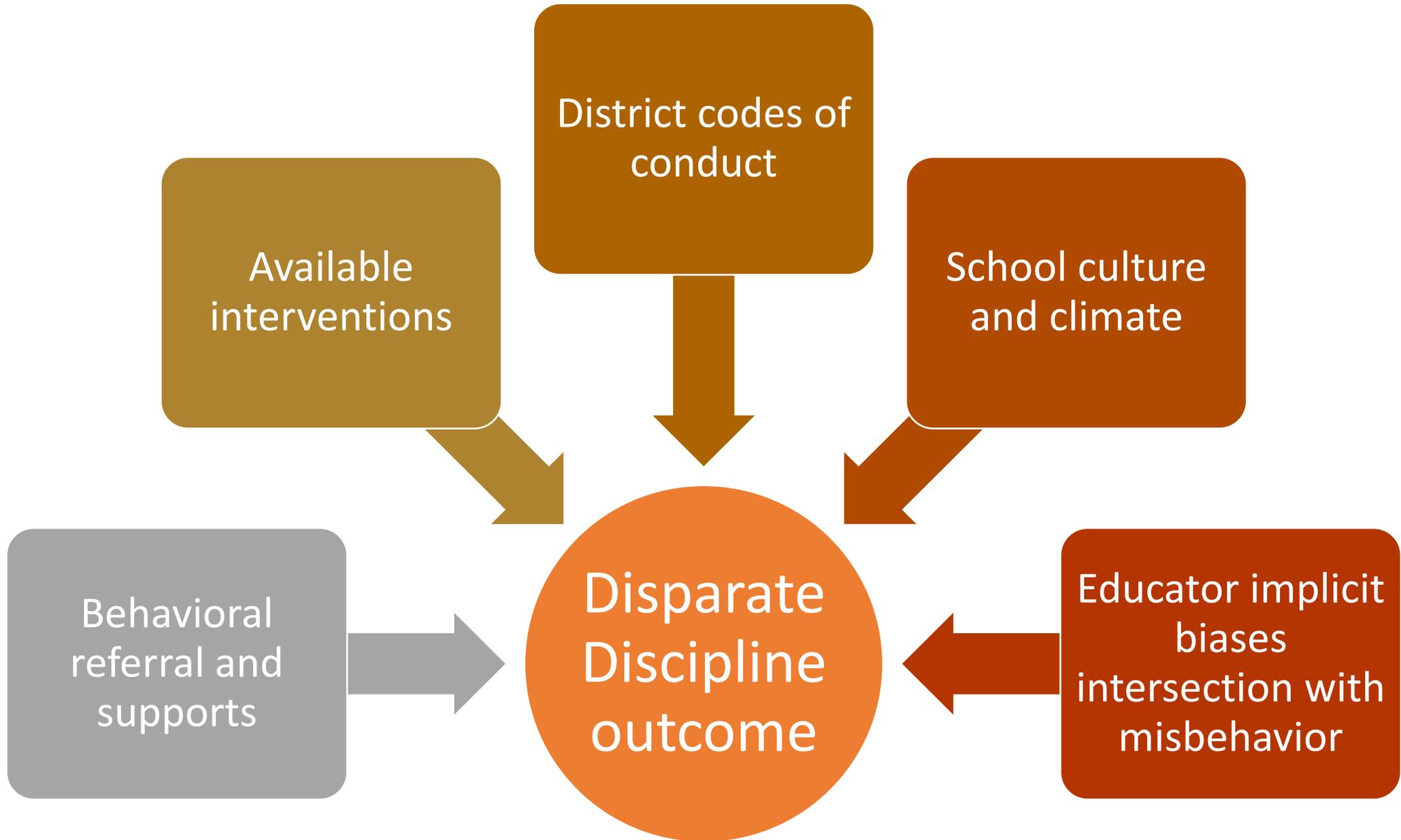
The Factors of Racial Discipline Disparity: The Equation of Disparity

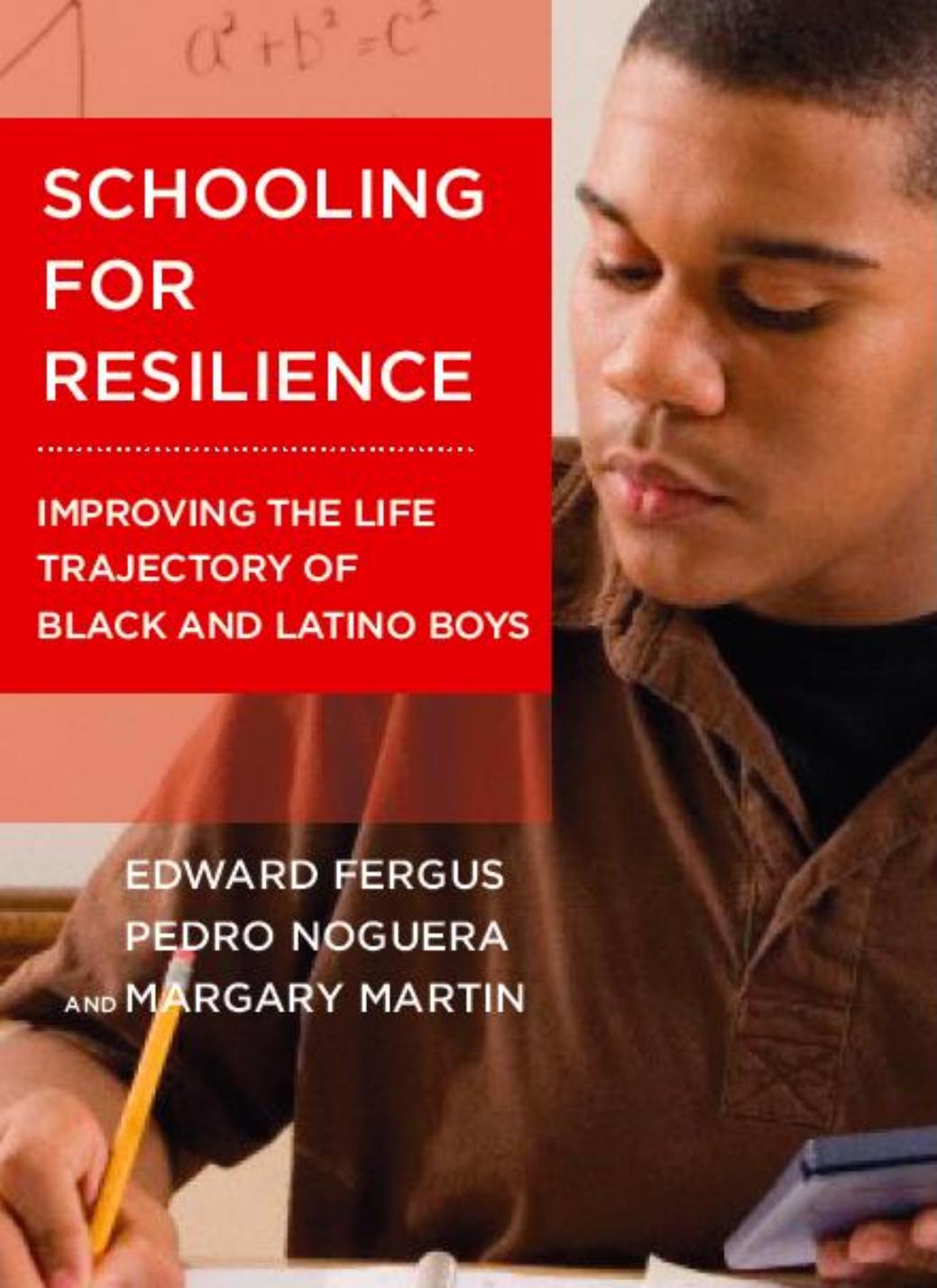
Edward Fergus, Ph.D.
Professor, Urban Education and Policy
Director, Disproportionality and Equity Lab
Department of Urban Education
School of Arts and Sciences
@eddiearcia



Discipline disparity is complex

Discipline taskforce provides a catalog of these outcomes.





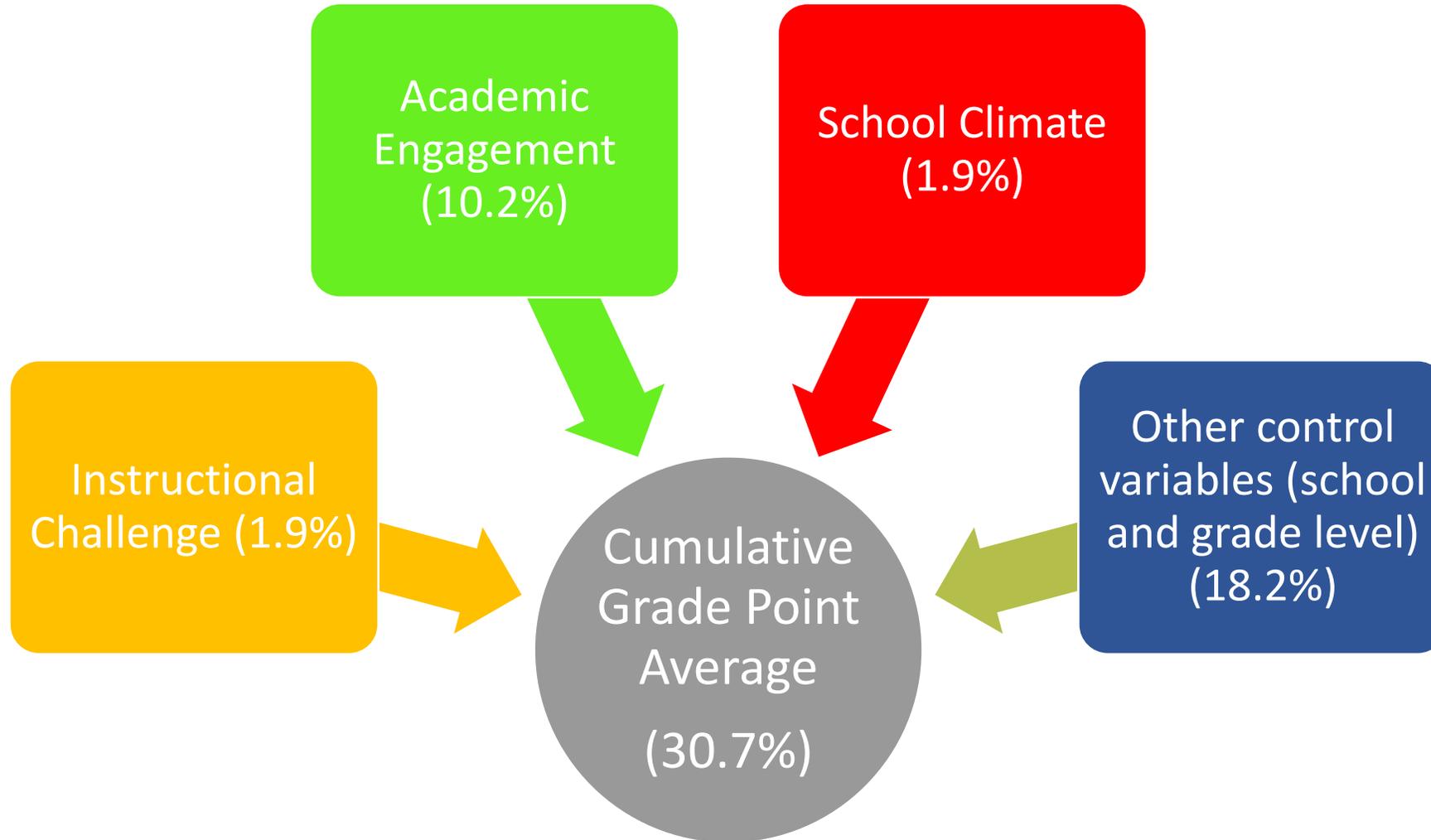
**SCHOOLING
FOR
RESILIENCE**

.....
IMPROVING THE LIFE
TRAJECTORY OF
BLACK AND LATINO BOYS

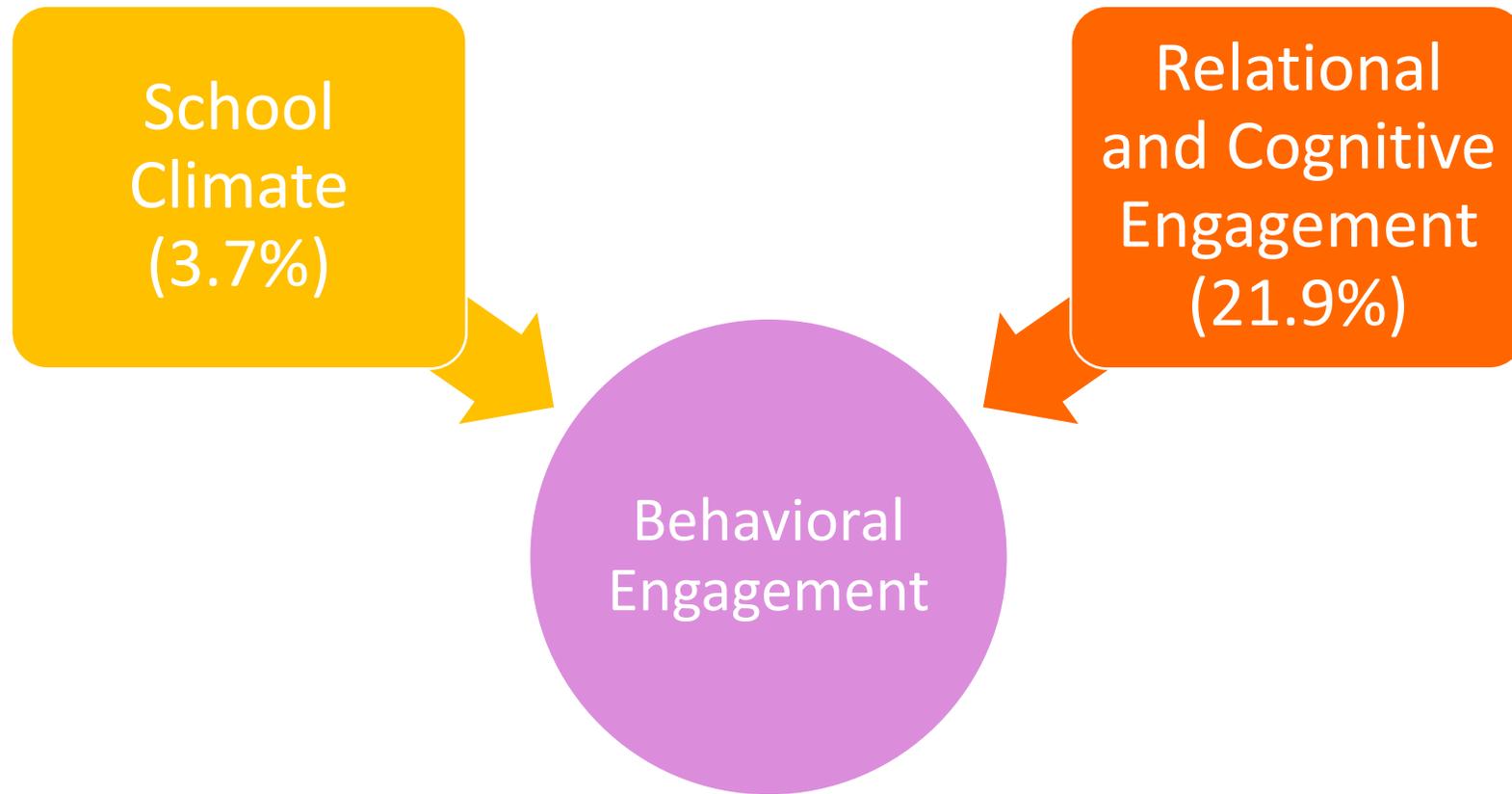
EDWARD FERGUS
PEDRO NOGUERA
AND MARGARY MARTIN

The wellness of the school culture and climate contributes to youth engagement

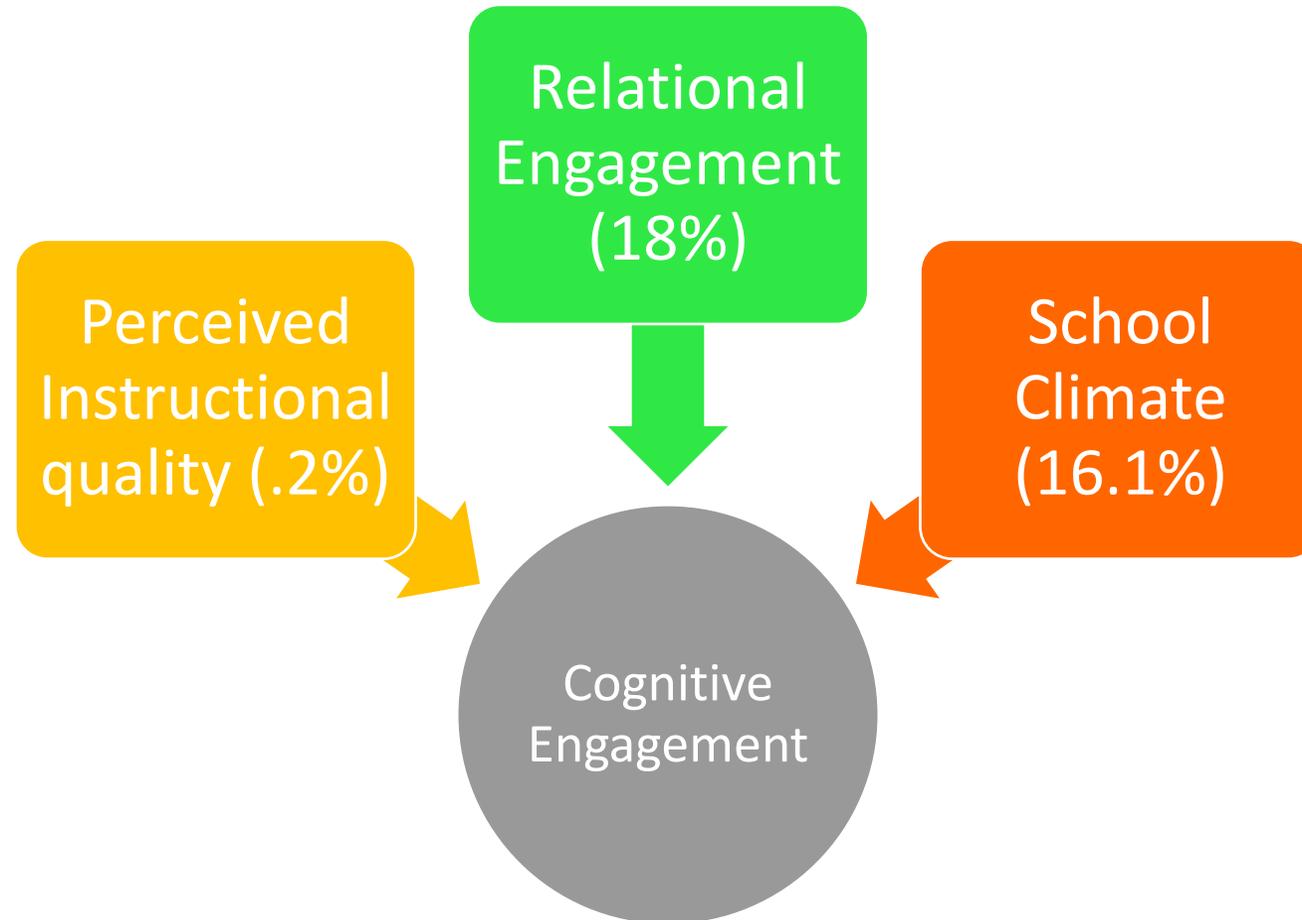
The factors that mattered most...



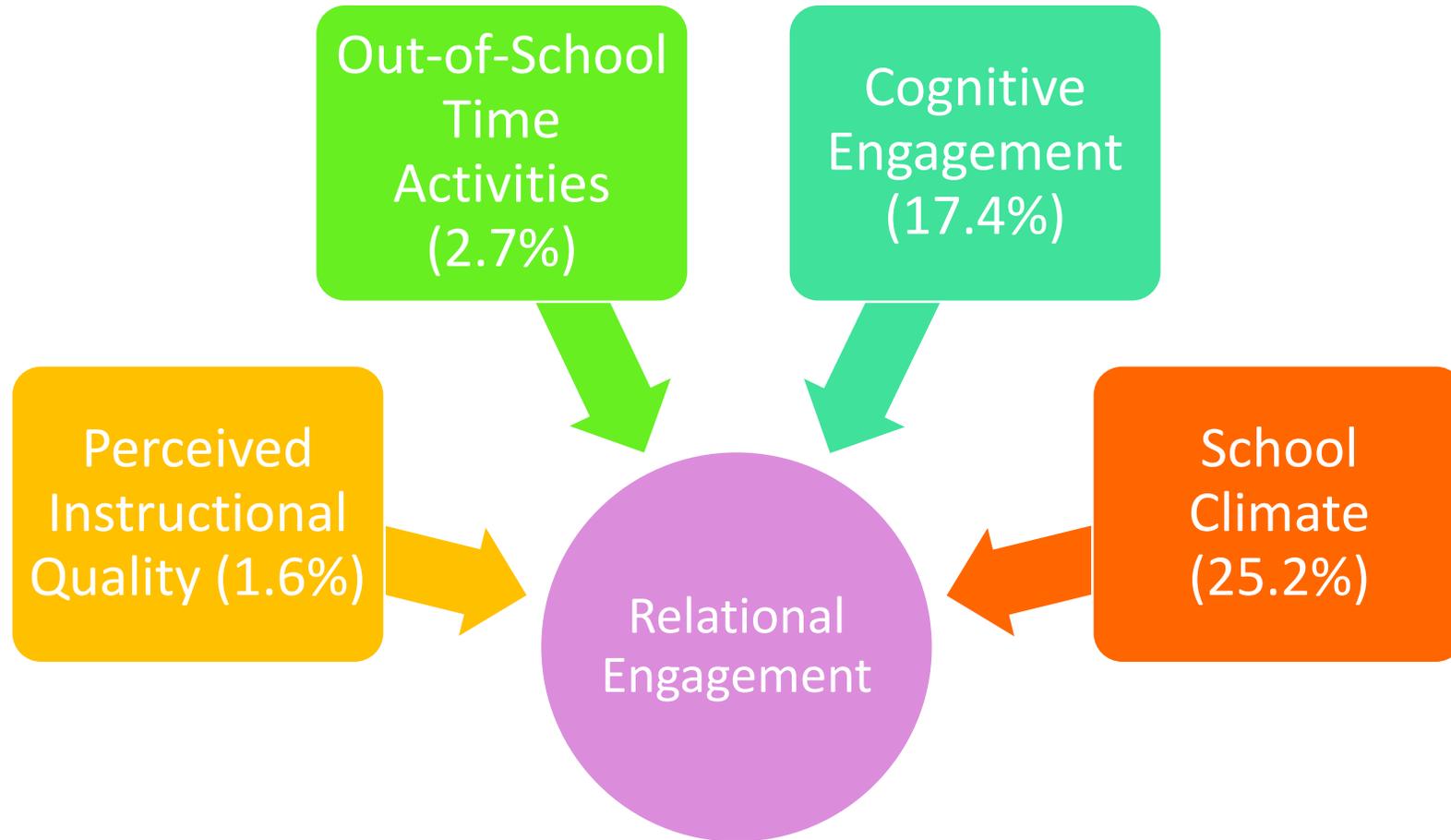
What contributes to behavioral engagement...



What contributes to cognitive engagement...

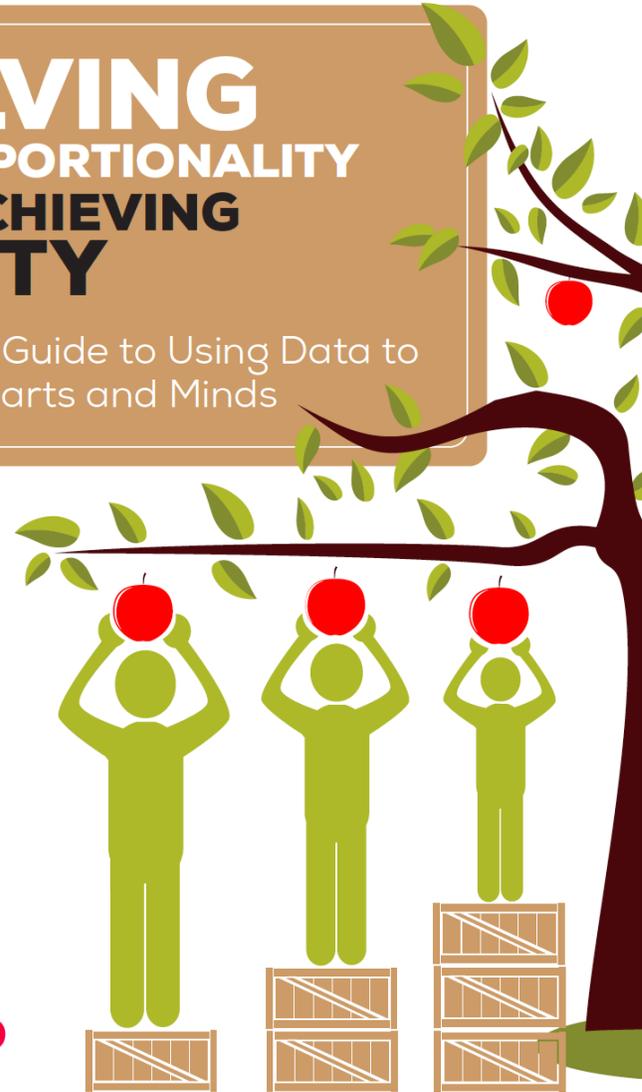


What contributes to relational engagement...



SOLVING DISPROPORTIONALITY AND ACHIEVING EQUITY

A Leader's Guide to Using Data to
Change Hearts and Minds

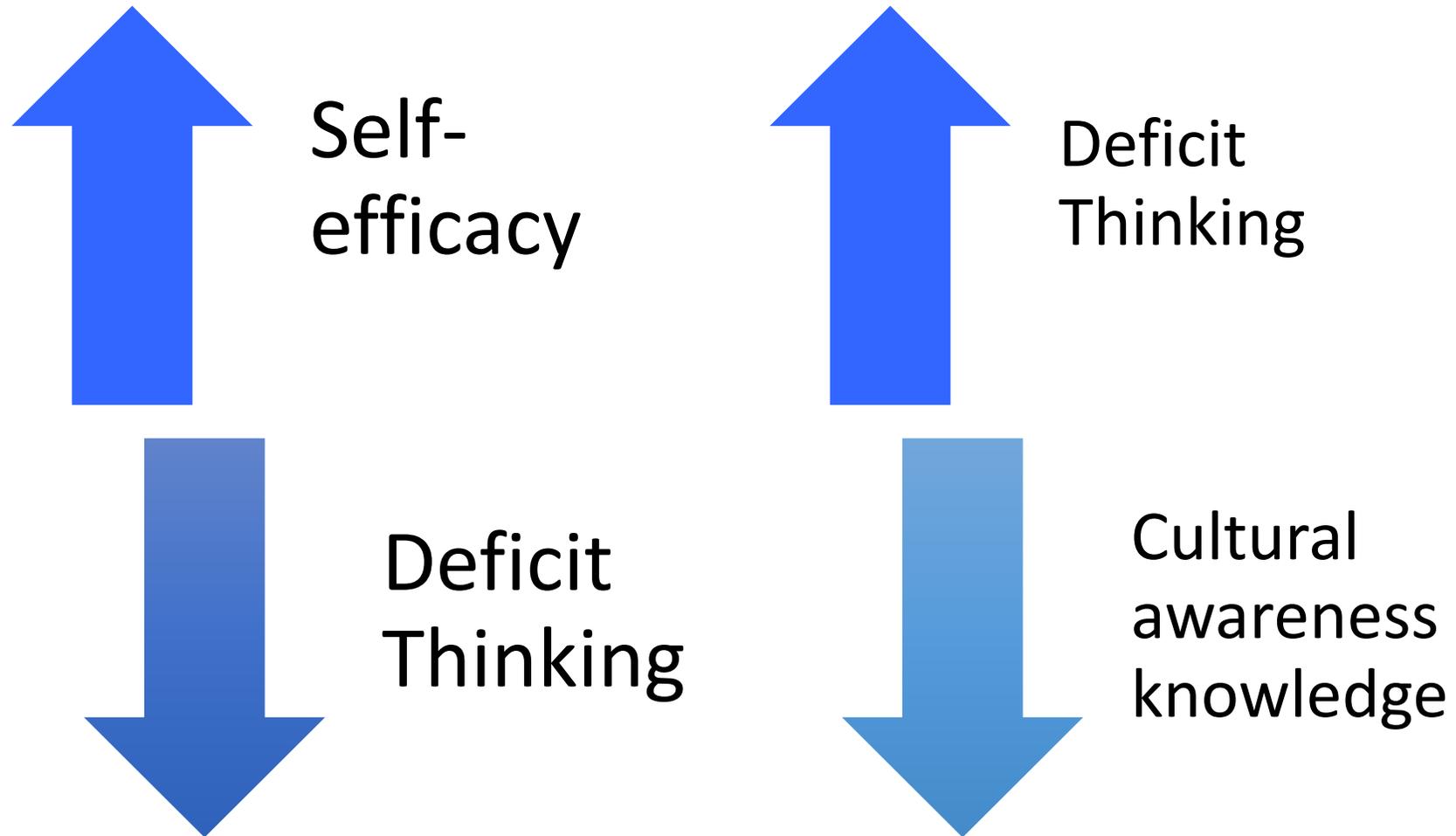


**EDWARD
FERGUS**

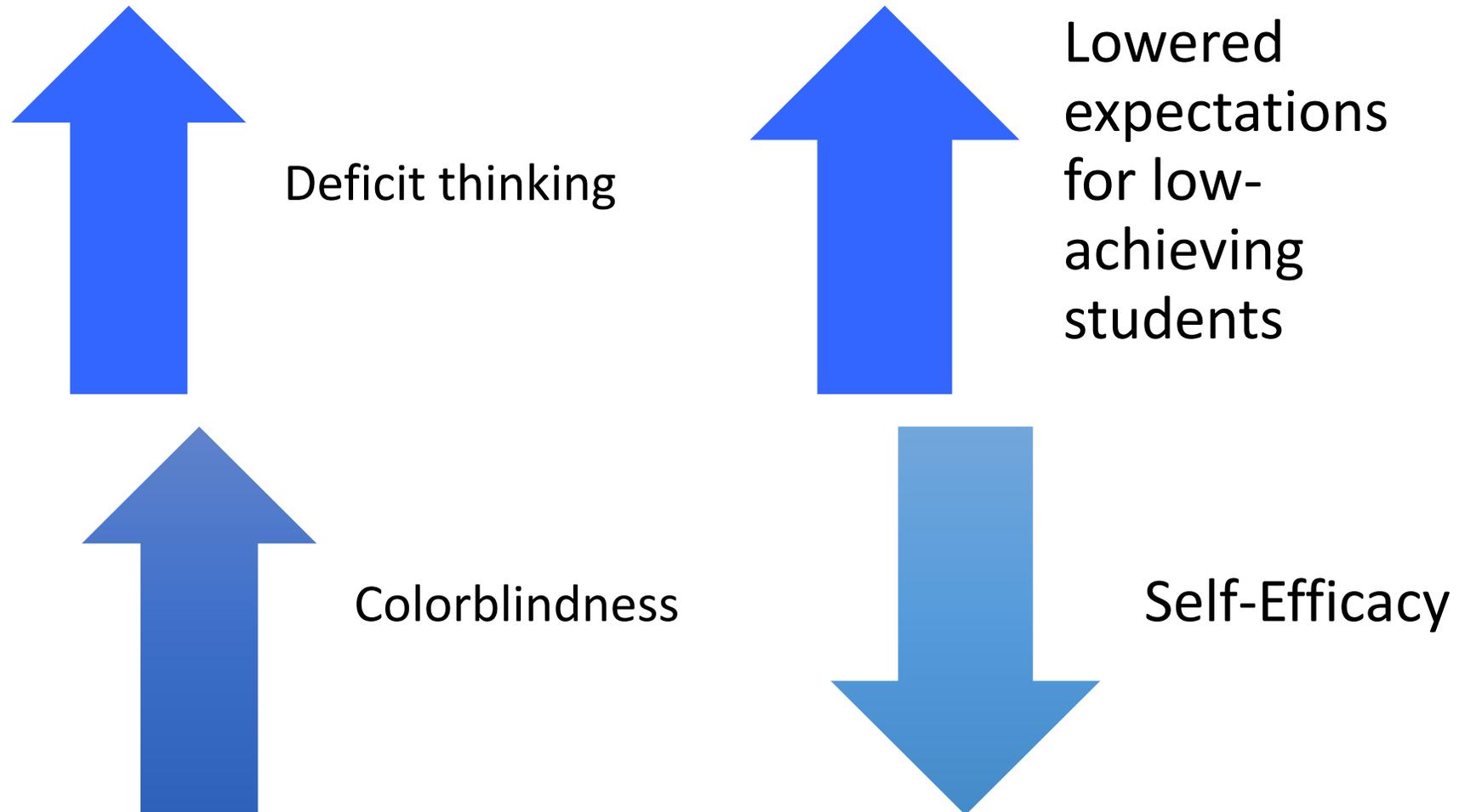
Fergus, E. (2016). "Teacher Beliefs about Race in School Districts with Overrepresentation of Black and Latino Students in Special Education and Behavioral Referrals." Three forms of Bias-based Beliefs

- 1. Colorblindness:** 1) removes race identifiers; and 2) uses personal lens for viewing interaction. This belief can be showcased through interaction with individuals as identity-neutral "individuals", or looking for the commonalities between individuals.
- 2. Deficit-thinking:** Premised on cultural and/or genetic deficiencies and used within education to explain academic performance as a result of deficiencies within an individual and/or group.
- 3. Poverty-disciplining:** Premised on the notion that poverty happens because of individual behaviors and psychological dispositions. This belief is used to develop practices that are intended to change "poverty" behaviors.

Fergus, E. (2016). "Teacher Beliefs about Race in School Districts with Overrepresentation of Black and Latino Students in Special Education and Behavioral Referrals."



Fergus, E. (2016). "Teacher Beliefs about Race in School Districts with Overrepresentation of Black and Latino Students in Special Education and Behavioral Referrals."



Behavioral trackers as surveillance vs. intervention tools

- Bradley (kindergarten), Black, non-SWD.
 - Incidents that include Bradley are categorized as “Physical/Fighting/Hitting (51 times), and “constant disruptions” (41 times). Bradley was also cited for leaving class 9 times. Other incidents were categorized as “threatening/bullying/teasing” (6 times), and as “other” (3 times). He was cited as using offensive language (2 times) and disturbingly one incident was classified as “racial/sexual harassment”.
- John (8th graders), Latinx, non-SWD.
 - John’s behaviors are tagged “defiance/insubordination” (32 times), “severe classroom disruption” (31 times), “aggressive” (22 times), and then “verbally aggressive and threatening toward students and staff” (21 times). Because each incident can be tagged multiple times, these labels are used multiple times to describe one incident.

Research on Remedies

Tiered behavioral supports with culturally responsive frame (McIntosh, et.al., 2021; Neese, et.al., 2021)

Quality instruction as prevention and intervention of educator implicit bias (Scott, 2021)

Restorative practices and the school organizational factors for improved implementation (Gregory, et.al., 2021)

Vernon Verona Sherrill School District

Martha Group Superintendent



1. What do we say we value?
2. What do we show we value?
3. Where and how do we invest our resources?



©VVSCSD 2014

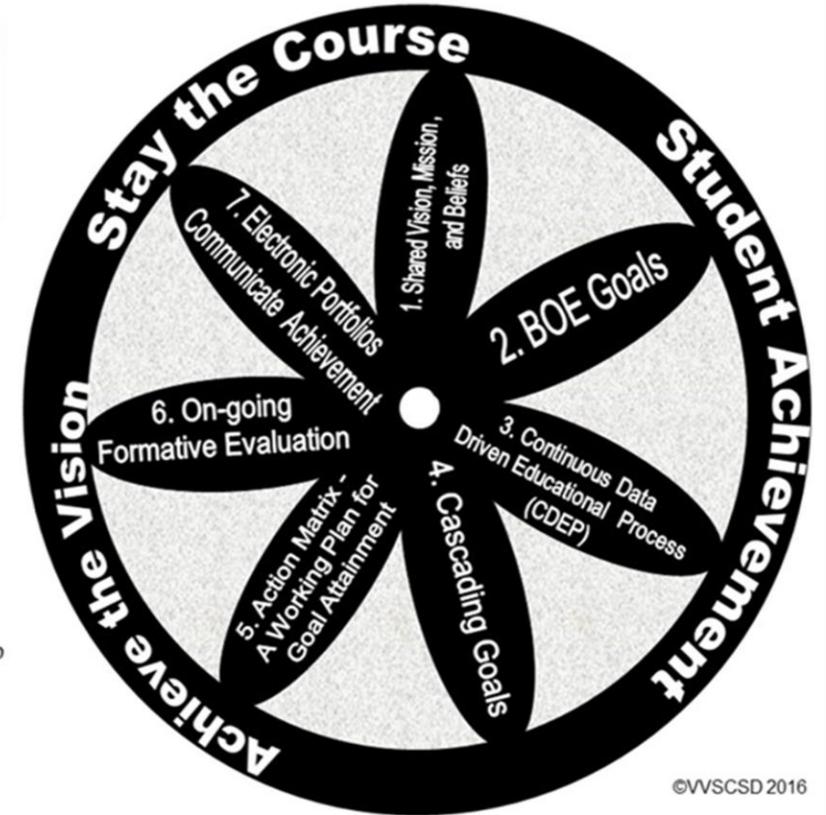
Where We Are

- VVS System of continuous growth and improvement
 - District vision, mission, beliefs and goals
 - Student behavioral health data
 - District, school, classroom, student specific goals
 - District, school, classroom, student specific actions
 - Ongoing progress monitoring at the district, school, classroom, and student levels
 - Annual reporting and refinement
 - Continuing the cycle of growth and improvement
- Stories from VVS



“A viable system of continuous growth adapts to the ever present forces of change.”

-Martha K. Group



©VWSCSD 2016

Moving Forward

Remaining issues

- Resources
 - State
 - County
 - Community
 - Family
 - School
 - Faculty/Staff
 - Student

Collaboration

- Interagency
 - State
 - County
 - Region
 - Locality
- Community
 - School
 - Family
 - Other



**Oceanside
Union Free
School District**

**Phyllis
Harrington
Superintendent**



Proactive vs. Reactive

- ★ District - wide initiative on creating a Culture of Belonging
(Dr. John Krownapple & Dr. Floyd Cobb)
- ★ All stakeholders connected and involved through the
#OSD BeWellCouncil
- ★ Partnership with the Northwell Behavioral Health Center
- ★ RBTs and BCBAs at all levels
- ★ Health & Wellness Counselors at the Elementary Level
- ★ OMS TASC Room (The Alternative Setting Classroom)
- ★ OHS Wellness Center
- ★ Resources such as 'Sources of Strength' and the use of Therapy Dogs
- ★ Castleton Academy

Suspension is **NOT** the answer and there is no arguing the point that disproportionality must be addressed. Yet our current reality requires school leaders maintain the flexibility to respond to the unique circumstances we are presented with on a daily basis.

Perry Central School District

**Daryl
McLaughlin
Superintendent**



A Superintendent's Perspective

- Current Practices Employed
 - Staff, faculty and administration have been trained in and implement:
 - Trauma-Responsive Systems
 - Restorative Practices
 - Youth Mental Health First Aid
 - Therapeutic Crisis Intervention
 - Code of Conduct was updated to include restorative language and eliminate punitive references
 - Analysis of data reports at the building and district levels
- Factors Influencing Intervention Decisions
 - Social dynamics associated with some of our families
 - Lack of community and regional mental health resources for students
 - Health, safety and welfare of other students, staff, faculty and administration

A Superintendent's Perspective (cont.)

- Reengagement Mechanism
 - Long-term suspensions are often shortened with contracts for conduct.
 - Since districts cannot mandate mental health interventions, they use contracts for conduct to connect families with needed resources.
 - Schools secure releases so they may coordinate educational efforts with mental health professionals.
 - In instances where districts have employed the aforementioned method, recidivism rates have dropped dramatically, relationships improve, families get needed supports, and students get back on track.

**New York City
Department of
Education**

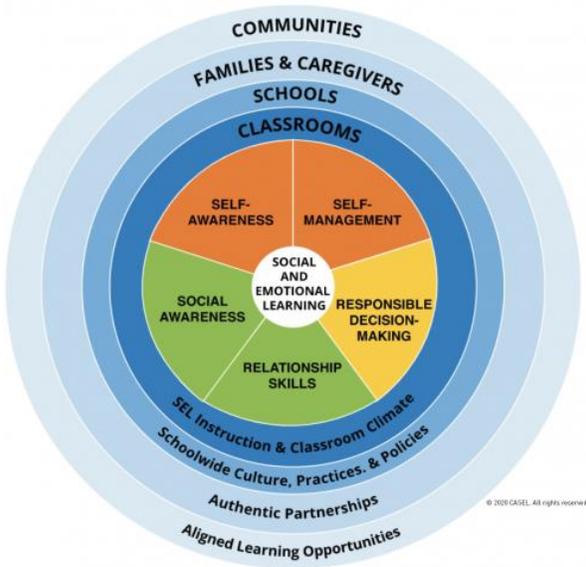
**Kenyatte Reid
Executive Director
Office of Safety
and Youth
Development**



**Department of
Education**

Unprecedented, social and psychological impact of the pandemic

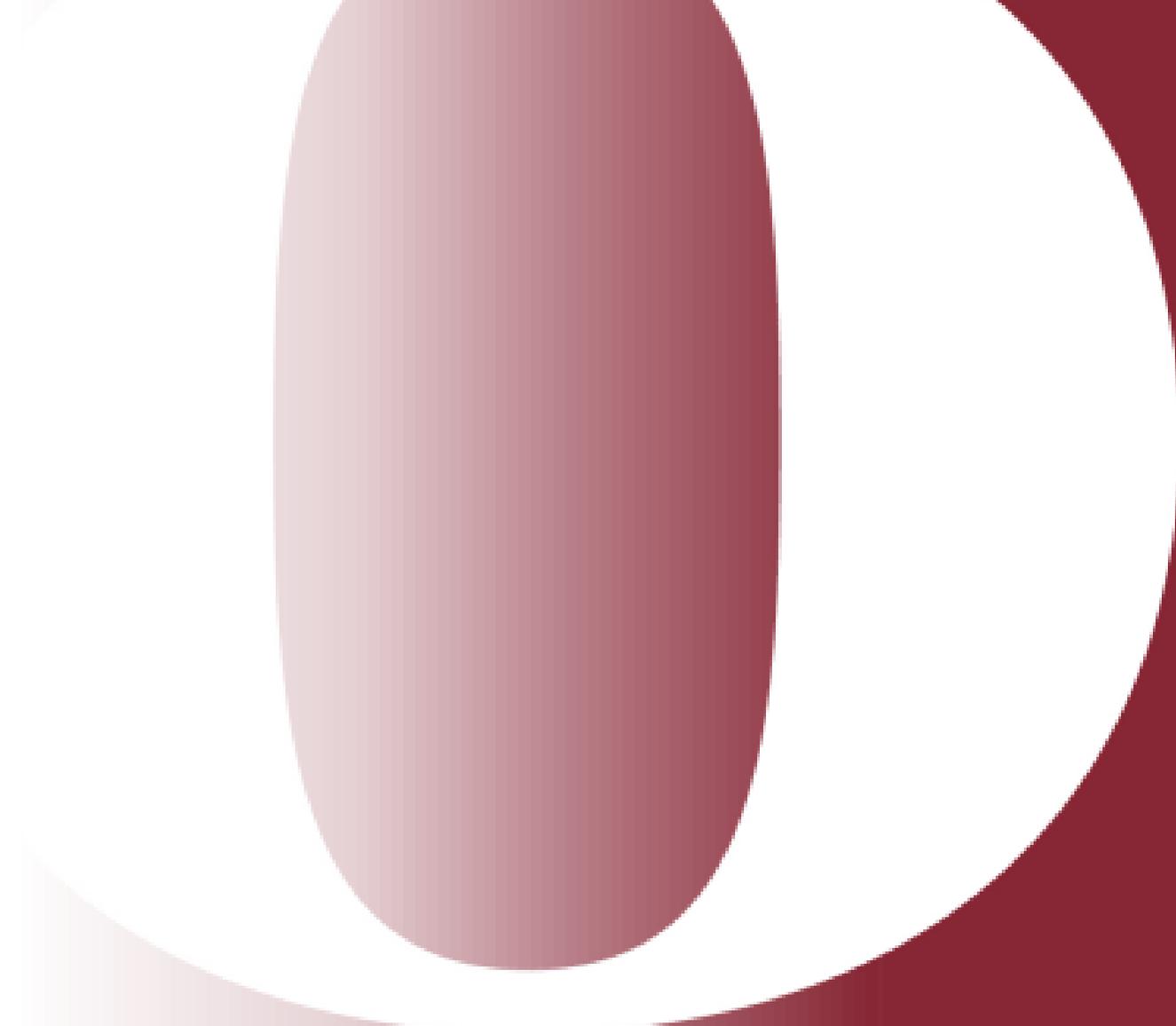




Interactive Toolkit for Social-Emotional Learning (SEL) and Multi-Tiered System of Supports (MTSS): Tools and Strategies for Applying Tiered Supports

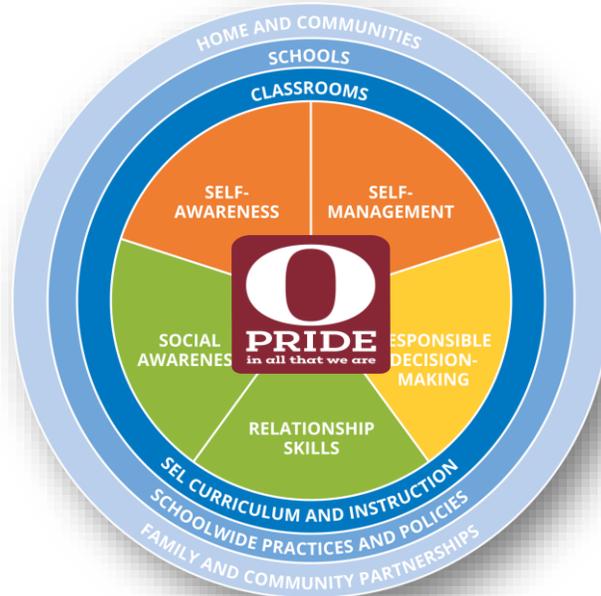
**Ossining Union
Free School
District**

**Raymond
Sanchez
Superintendent**

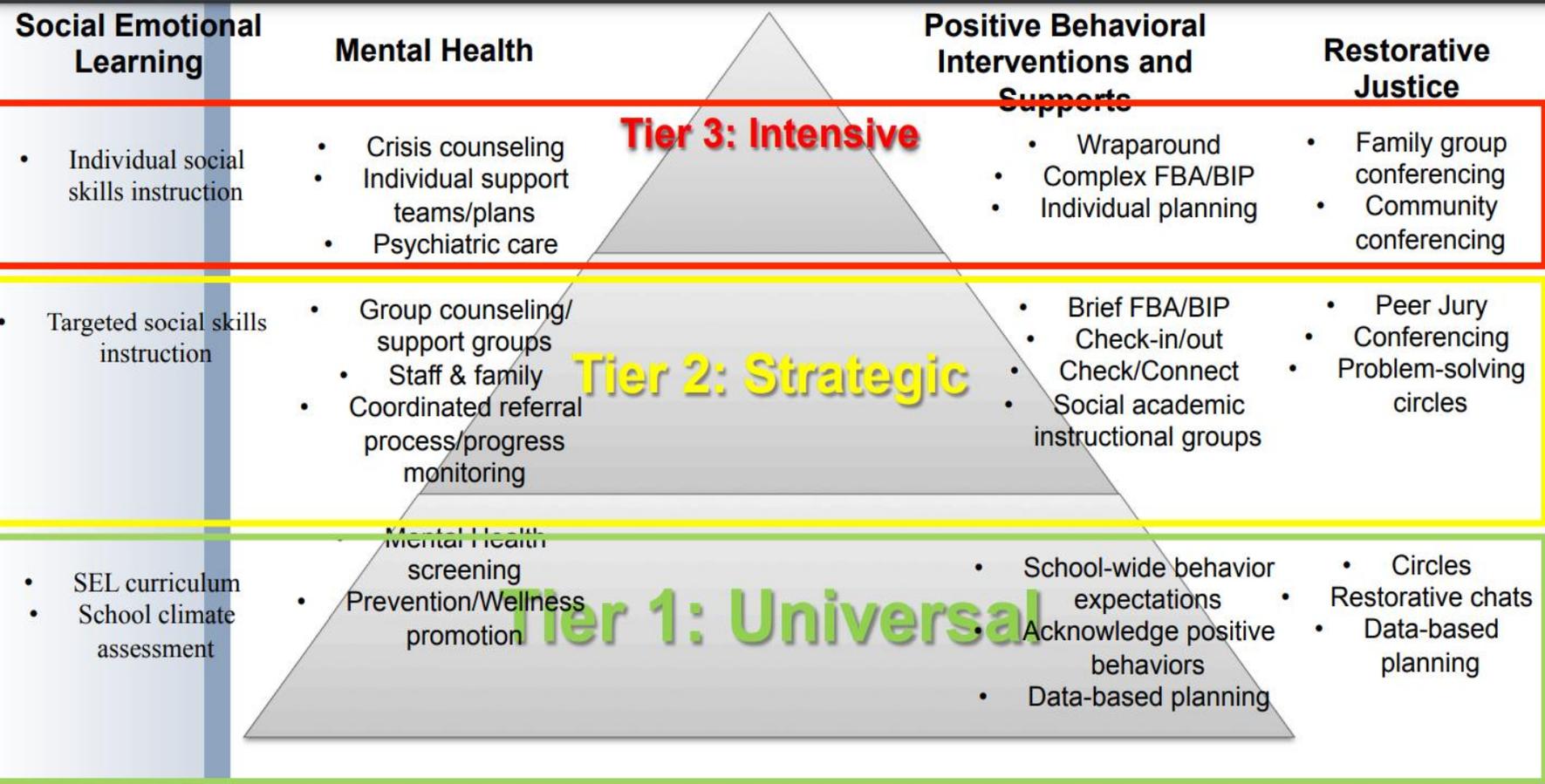


Culture of Care

A deep culture of care with an equity lens that envelops all.



Culture of Care



SEL State Mandate & Strategic Planning 2020-2021

Strategic plan Implementation w/ Mental Health Focus 2021-2022

SEL Curriculum & Screener, SEL-alignment (Equity, Discipline, RJ/MTSS) 2022-2023

SEL Curriculum Expansion MS/HS, MH Grant, Tiered PBIS & RJ 2023-2024

OSSINING R.I.S.E.S
 RENEW... IMAGINE... SUCCEED... ELEVATE... SOAR
 RENOVAR... IMAGINAR... SUPERAR... ELEVAR... SUBIR



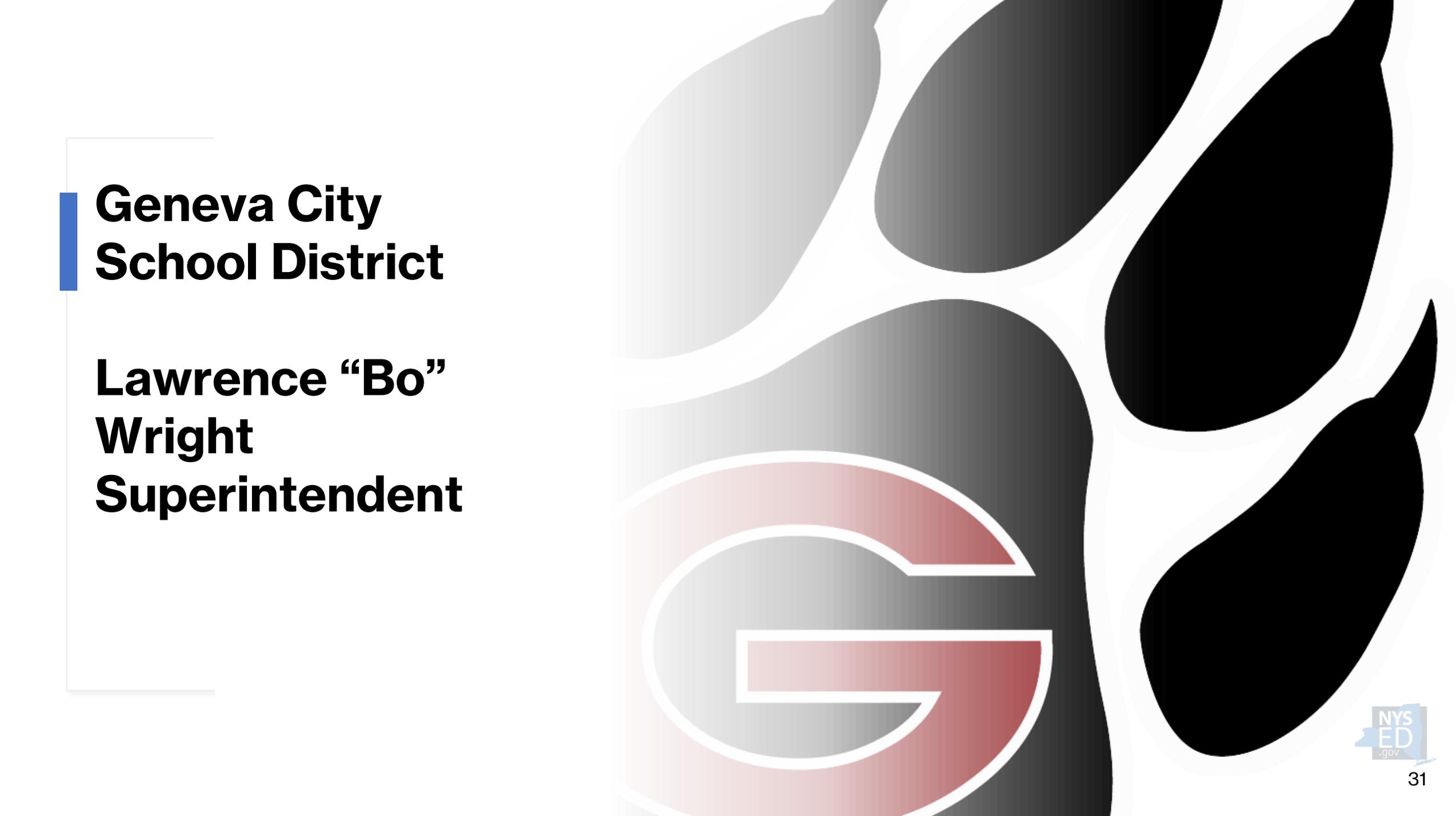
Programming

Prevention	Intervention	Capacity Building
<ul style="list-style-type: none"> • Culture of Care structure (teaming, culture & climate, unified themes-character education; panorama survey) • House System (Middle/High School) • Mental Health Newsletter • Mental Health Tip-Text Line • Calendar Mental Health Programming Monthly/Yearly • Parent Programming (BASIC, TTT, SEPTO) • Streamlining supports (single-point of access; MTSS) • Mental Health Tip-Text Line • P.A.S.S. Cards • Grown Up-Show Up Campaign (w/ CTC) 	<ul style="list-style-type: none"> • P.A.S.S cards • Open Door • Andrus • Suicide Assessment Protocol (Expansion & Revision) • 1 Social Worker and 1 Psychologist (prek-5th) • AMD: 2 SW, 2 Psych, 3 SC • OHS: 2 SW, 2 Psych and 8 SC • 1 Social Worker/Prevention Specialist (AMD/OHS) • Individual school programming (individual/groups) • Referral Process for Substance Abuse 	<ul style="list-style-type: none"> • Youth-to-Youth • Teen MHFA • Trauma Informed Consortium • Regional Suicide Prevention Meetings • DBT Training • Co-Occuring Disorder • Community Partners • Consultants • Internship program Expansion (Social Work, Psychology and School Counseling)

OSSINING R.I.S.E.S

RENEW... IMAGINE... SUCCEED... ELEVATE... SOAR
 RENOVAR... IMAGINAR... SUPERAR... ELEVAR... SUBIR





**Geneva City
School District**

**Lawrence “Bo”
Wright
Superintendent**

Prioritizing Safe, Positive Learning Environments, Academic Achievement, and Equity

- Professional development centered on use of restorative practices and de-escalation techniques; increased resources in support of mental health and implementation of restorative measures
- Positive school culture and strong relationships with students and families
- Menu of Alternatives to Suspension; framework for behavior management
- Opportunities for student voice (Superintendent's Student Advisory)
- Strategic use of data

Escalation of Behaviors in Schools

- Communities are very concerned about school safety
- Need to recalibrate behavioral expectations and norms – not all behaviors are the result of trauma and/or mental health issues
- Suspension as a tool; 100% of GCSD suspensions have been attached to restorative measures and/or a mental health supports
- Complex issues require thoughtful, collaborative solutions

ATTACHMENT II

The Registration of Public and Association Libraries in New York



New York State
EDUCATION DEPARTMENT
Knowledge > Skill > Opportunity

Public and Association Libraries in New York

Many
Libraries

- 757 libraries with about 1100 locations
- More libraries than any other state

Broad Reach

- Serve more than 19 million New Yorkers
- Collect more than \$1.2 billion in local tax revenue

Critically
Important

- Critically important part of New York's education infrastructure
- Ensure all New Yorkers have access to lifelong learning opportunities.

Legal Structures of Libraries

Association Library

- Private corporation established by members of an association

Municipal Library

- Established by a city, town or village.
- Trustees are appointed by municipality.
- Municipality is responsible for securing adequate funding.

School District Public Library

- Established by residents of a school district.
- District residents vote to elect trustees and approve funding
- Independent of school district.

Special Legislative District Public Library

- Created by special act of legislation and a local vote.
- Serves unique boundaries.

Incorporation by Charter

Defines a library's
governance
structure

Establishes the
library as an
educational
corporation

Defines a library's
service area



Allows a library to operate and is required by CR 90.1 and CR 90.2



Requires demonstrated compliance with Minimum Standards for Public Libraries



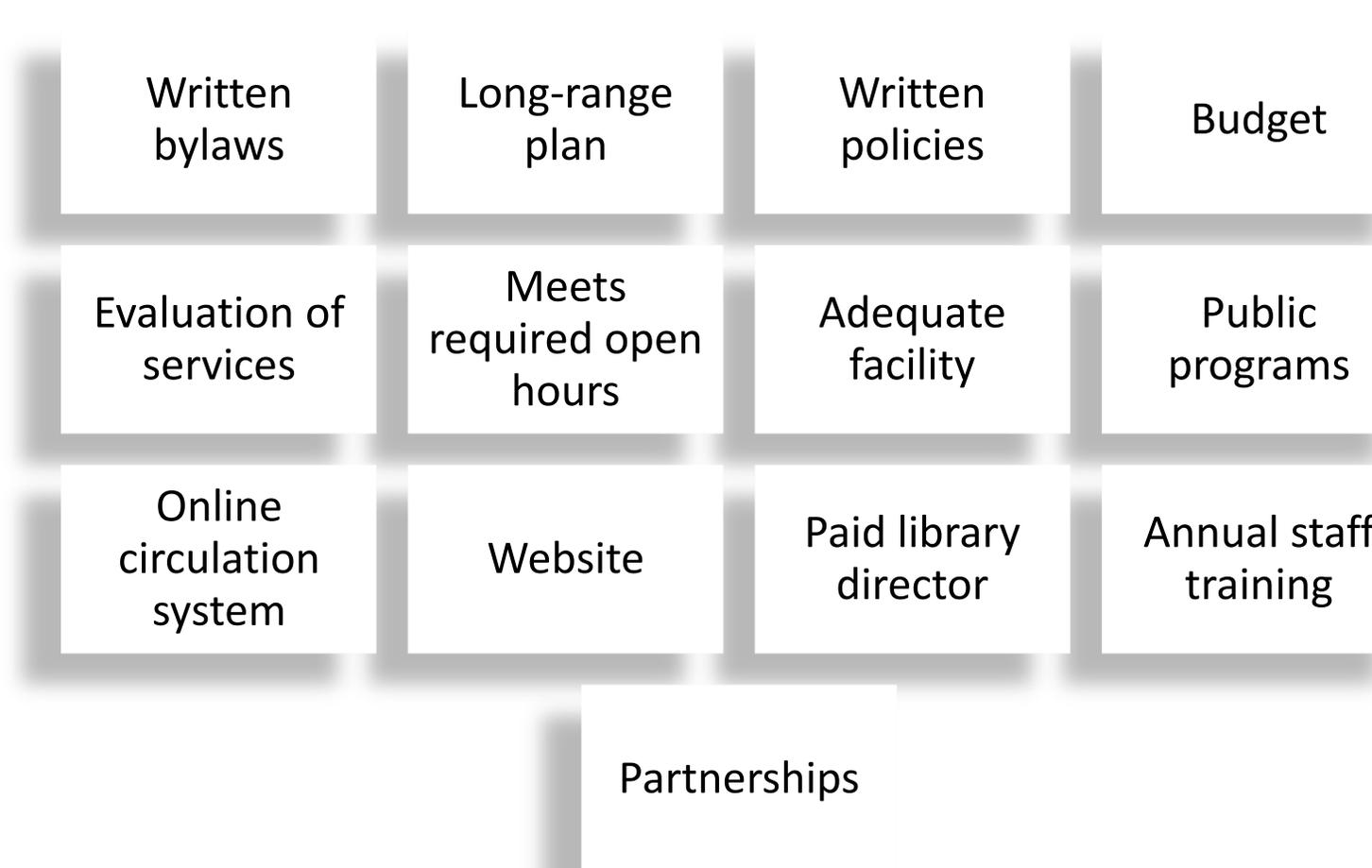
Allows a library to accept local and state public funds



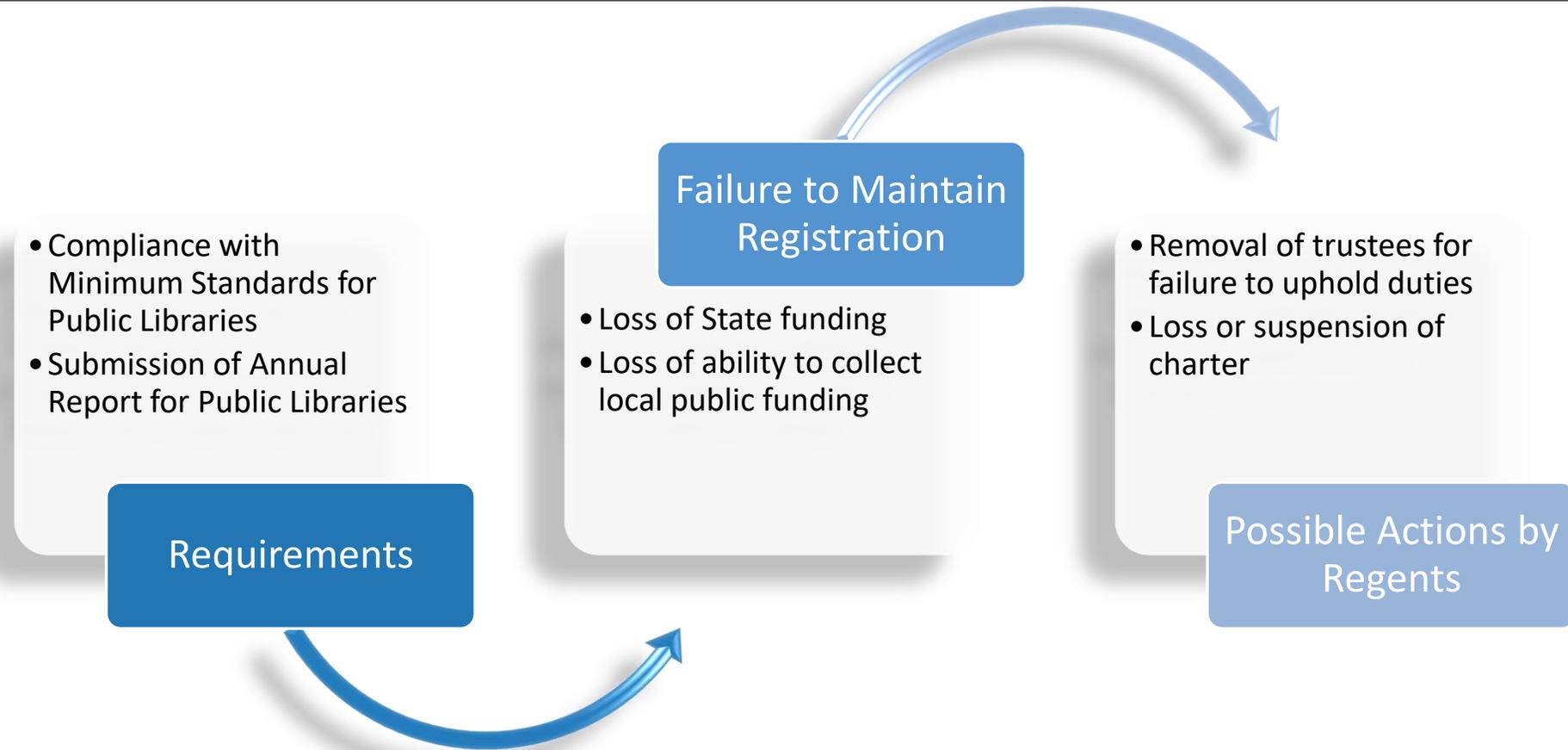
Brings public and association libraries under NYSED's regulatory umbrella

Library Registration

Standards for Registration of Public and Association Libraries (CR 90.2)



Maintaining Registration



Thank you



New York State
EDUCATION DEPARTMENT

Knowledge > Skill > Opportunity

