



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: Anthony Lofrumento
SUBJECT: Summary of the October 2011 Meeting
DATE: November 1, 2011
AUTHORIZATION(S):

Executive Summary

Issue for Decision

Review of the Summary of the October 2011 Meeting of the Board of Regents.

Proposed Handling

Approval of the Summary of October 2011 meeting.

Procedural History

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

Recommendation

Approval of the Summary of the October 2011 meeting.

Timetable for Implementation

Effective November 14, 2011.

VOTED, that the Summary of the October 2011 Meeting of the Board of Regents of The University of the State of New York be approved.



**SUMMARY OF THE OCTOBER MEETING
OF THE BOARD OF REGENTS
OF
THE UNIVERSITY OF THE STATE OF NEW YORK**

Held at the State Education Building

***Albany, New York
October 17 and 18, 2011***

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

THE BOARD OF REGENTS

The Board of Regents of The University of the State of New York held public a session on Monday, October 17 at 9:00 a.m. pursuant to a call to duty sent to each Regent.

MEETING OF THE FULL BOARD, Monday, October 17 at 9:00 a.m.

Board Members in Attendance:

Chancellor Merryl H. Tisch
Robert M. Bennett, Chancellor Emeritus
James C. Dawson
Anthony S. Bottar
Geraldine D. Chapey
Harry Phillips, 3rd
James R. Tallon, Jr.
Charles R. Bendit
Lester W. Young, Jr.
Christine D. Cea
Wade S. Norwood
James O. Jackson
Kathleen M. Cashin

Also present were the Commissioner of Education, John B. King Jr., Executive Deputy Commissioner Valerie Grey, Counsel and Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. Vice Chancellor Milton L. Cofield and Regents Roger Tilles, Betty A. Rosa and James E. Cottrell were absent and excused.

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

ACTION ITEM

Executive Session Motion

MOVED, that the Board of Regents convene in executive session on Monday, October 17, 2011 at 9:04 a.m. to discuss personnel and litigation matters.

Motion by: Regent James C. Dawson
Seconded by: Regent Geraldine D. Chapey
Action: Motion carried unanimously

MEETING OF THE FULL BOARD, Tuesday, October 18

Board Members in Attendance:

Chancellor Merryl H. Tisch
Vice Chancellor Milton L. Cofield
James C. Dawson
Anthony S. Bottar
Geraldine D. Chapey
Harry Phillips, 3rd
James R. Tallon, Jr.
Roger Tilles
Charles R. Bendit
Betty A. Rosa
Lester W. Young, Jr.
Christine D. Cea
Wade S. Norwood
James O. Jackson
Kathleen M. Cashin

Also present were the Commissioner of Education, John B. King Jr., Executive Deputy Commissioner Valerie Grey, Counsel and Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. Chancellor Emeritus Robert M. Bennett and Regent James E. Cottrell were absent and excused.

Chancellor Merryl H. Tisch called the meeting to order at 10:55 a.m.

ACTION ITEMS

Charter Applications for October 2011

BR (A) 1

MOVED, that the Regents approve each application in accordance with the recommendations contained in the respective summaries.

Summary of the September 2011 Meeting of the Board of Regents

BR (A) 2

MOVED, that the Summary of the September 2011 Meeting of the Board of Regents of The University of the State of New York be approved.

**Proposed Amendment to Section 3.8 of the Rules of the Board of Regents,
Relating to the duties of the Executive Deputy Commissioner
BR (A) 4**

MOVED, that subdivision (b) of section 3.8 of the Rules of the Board of Regents be amended, as submitted, effective November 2, 2011, and it is further

MOVED, that subdivision (b) of section 3.8 of the Rules of the Board of Regents be amended, as submitted, effective October 18, 2011, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare in order to ensure that the emergency rule adopted at the July 2011 Regents meeting remains continuously in effect until the effective date of its adoption as a permanent rule.

Motion by: Regent Harry Phillips, 3rd
Seconded by: Vice Chancellor Milton L. Cofield
Action: Motion carried unanimously

PROGRAM AREA CONSENT ITEMS

Higher Education

**Amendment to Sections 80-1.1, 80-3.3 and 80-3.7 and addition of Section 80-5.22
of the Commissioner's Regulations to Allow Individuals with Advanced Degrees
in Science, Technology, Engineering and Mathematics (STEM) and Related
Teaching Experience at the Postsecondary Level to Obtain a Teaching Certificate
in Earth Science, Biology, Chemistry, Physics, Mathematics or in a Closely
Related Field
BR (CA) 1**

MOVED, that paragraphs (45) through (47) of subdivision (b) of Section 80-1.1 be renumbered to paragraphs (46) through (48) and a new paragraph (45) be added; that subparagraph (i) of paragraph (2) of subdivision (a) of section 80-3.3 be amended; that section 80-3.7 be amended and a new section 80-5.22 is added to the Regulations of the Commissioner of Education, as submitted, effective November 8, 2011, as an emergency action upon a finding by the Board of Regents that such action is necessary to ensure that the proposed amendment remains continuously in effect until it can be adopted as a permanent rule.

**L'Ecole Française des Attachés de Presse: Renewal of Permission to Operate
BR (CA) 2**

MOVED, that the Board of Regents renew the permission of the Ecole Française des Attachés de Presse to offer in Manhattan courses leading to its diploma in public

relations for a period ending on June 30, 2016, retroactive to July 1, 2011, with the condition that (1) all students taking courses in New York will already have been admitted to the School at one of its campuses outside the United States or be taking courses under cross-registration with New York Institute of Technology; and (2) neither EFAP nor EFAP New York, Inc. will recruit students from New York State.

**Proposed Amendment of Section 80-4.3 of the Regulations of the Commissioner
Relating to Teacher Certification to Provide Flexibility in the Assignment of
Certified Teachers for More Cost-Efficient Operations
BR (CA) 3**

MOVED, that subdivisions (k) and (m) of section 80-4.3 of the Regulations of the Commissioner of Education be amended as submitted, effective November 9, 2011.

**Appointments/Reappointments to the State Professional Standards and
Practices Board
BR (CA) 8**

MOVED, that the Board of Regents approve the following reappointments to the State Professional Standards and Practices Board for Teaching: Gerald Mager (higher education member) for the four-year term beginning October 18, 2011 and ending June 30, 2015 and Gale Sookdeo (teacher member) for the four-year term beginning October 18, 2011 and ending June 30, 2015.

MOVED, that the Board of Regents approve the following appointments to the State Professional Standards and Practices Board for Teaching: Sharon Eghigian (teacher member) to complete an unexpired term beginning October 18, 2011 and ending June 30, 2012, Mark Kaercher (teacher member) for the four-year term beginning October 18, 2011 and ending June 30, 2015, Ruth Pagerey (high education member) for the four-year term beginning October 18, 2011 and ending June 30, 2015, and Ellen Sullivan (public member) for the four-year term beginning October 18, 2011 and ending June 30, 2015.

P-12 Education

**Amendment of Section 100.5(b)(7)(i) of the Commissioner's Regulations, Relating
to the Appeals Process for Local Diplomas
BR (CA) 4**

MOVED, that subparagraph (i) of paragraph (7) of subdivision (b) of section 100.5 of the Regulations of the Commissioner of Education be amended, as submitted, effective November 9, 2011.

**New Public School Registration
BR (CA) 5**

MOVED, that the school listed on the table be 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) 6**

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

**Report of the Committee on the Professions Regarding Licensing Petitions
BR (CA) 7**

MOVED, that the Regents approve the recommendations of the Committee on the Professions regarding licensing petitions.

Motion by: Regent Geraldine D. Chapey
Seconded by: Vice Chancellor Milton L. Cofield
Action: Motion carried unanimously.

**Supplemental Charter Application
BR (A) 1 – SUPPLEMENTAL**

MOVED, that the Board of Regents approve the application in accordance with the recommendation contained in the supplemental summary table.

Motion by: Regent Harry Phillips, 3rd
Seconded by: Regent Wade S. Norwood
Action: Motion carried unanimously

STANDING COMMITTEE REPORTS

P-12 Education

Your P-12 Education Committee held its scheduled meeting on October 17, 2011. All members were present.

ACTION ITEMS

Charter School Actions

Your Committee recommends that the Board of Regents approves and issues the charter of the Canarsie Ascend Charter School as proposed by the Trustees of the State University of New York (SUNY) and issues a provisional charter to it for a term as prescribed by §2851(2)(p) of the Education Law. [P-12 (A) 1]

New York State's Next Generation Accountability System

On September 23rd, President Obama announced an ESEA regulatory flexibility initiative allowing states to apply for regulatory flexibility in certain areas for the 2012-13 and 2013-14 school years and, if certain conditions are met, flexibility may be extended to the 2014-15 school year. Your Committee recommends that the Board of Regents directs the Commissioner of Education and State Education Department staff to prepare the ESEA Flexibility Request for submission by mid-February 2012. Staff will come back to the Committee with monthly updates including a January 2012 discussion of the draft application. Your Committee further recommends that the Board of Regents designate the following members to lead the work of the Think Tank: Chancellor Emeritus Robert Bennett, Regent James Dawson, Regent Betty Rosa, Regent James Jackson, and Regent Harry Phillips [P-12 (A) 2]

Pre-Kindergarten Standards

Your Committee recommends that the Board of Regents approves and directs staff to release to the field the newly revised *Prekindergarten Foundation for the Common Core*, with rollout occurring in academic year 2011-12. [P-12 (A) 3]

Preliminary 2012-13 Budget Request for Assessments

Your Committee recommends that the Board of Regents adopt the 2012-13 *preliminary* budget request for \$10 million for Assessments and Regents Exams. [P-12 (A) 4]

Proposals to Improve Integrity of the State's Exams

As a follow-up to the September Regents meeting where staff were directed to further develop proposals to improve the integrity of the State's exams, the Committee discussed specific proposals on proctoring, scanning and scoring and recommends that the following actions be taken:

For school year 2011-12:

- Request funding of \$1.0 million in the 2012-13 State Budget to perform scanning/erasure analysis on 10% of 3-8 assessments and Regents exams post administration for multiple choice;
- Request funding of \$0.7 million in the 2012-13 State Budget to support additional inter-rater reliability analysis of open response scoring on 3-8 assessments and Regents exams;
- Request funding of \$0.2 million to plan and begin a computer based testing (CBT) pilot.
- Request funding of \$0.2 million to support additional data forensics, in consultation with the Technical Advisory Group, and in partnership with academic partners.
- Create a small working group to make recommendations for local monitoring protocol requirements;
- Request Independent Reviewer make recommendations on appropriate retention time of answer sheets and assessment booklets.

For school year 2012-13:

- Prohibit teachers from scoring their own student's exams. Districts must develop the capacity to implement alternative scoring processes, such as, external, regional, or distributed technology for the scoring of open responses on State assessments. Outreach to districts will be conducted on how this will be accomplished. [P-12 (A) 5]

Determination of Kindergarten Readiness

Your Committee recommends that contingent on New York State winning an Early Learning Challenge Grant, the Board of Regents directs staff to develop a comprehensive proposal for implementing a common readiness tool for implementation in the 2014-15 school year, and create a Kindergarten Readiness Advisory Council made up of expert stakeholders from around the State to inform this process.
[P-12 (D) 1]

MOTION FOR ACTION BY FULL BOARD

Madam Chancellor and Colleagues: Your P-12 Education Committee recommends, and I move, that the Board of Regents act affirmatively upon each recommendation in the written report of the Committee's deliberations at its meeting on October 18, 2011, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Making Up Incomplete or Failed Course Credit – The Committee discussed the Making Up Incomplete or Failed Course Credit regulation adopted in April 2010 which is intended to ensure appropriate levels of rigor and quality for make-up (credit recovery) programs implemented by local schools. Since then, anecdotal evidence and staff

observation of current practices suggest that in certain programs of credit recovery, students may be given credit without completion of appropriate work or without receiving adequate instruction. The Committee's discussion focused on the importance of ensuring that students are being given rigorous opportunities and that they are earning meaningful credits. To this end, the Regents direct staff to enlist the assistance of the Office of the State Comptroller in auditing the practice of awarding credit under the Making Up Incomplete or Failed Course Credit regulation. The audit would focus specifically on adherence to and documentation of the procedures required under Section 100.5(d)(8) of Commissioner's Regulations. [P-12 (D) 1]

Proposed Regents State and Federal Legislative Priorities – The Committee discussed proposed legislative priorities for Commissioner's Intervention in Chronically Underperforming Schools; Mandate Relief and Flexibility; BOCES as Regional Leaders; NCLB/ESEA Reauthorization; and Development, Relief and Education for Alien Minors (DREAM Act). Final legislative priorities will be presented to the Board of Regents for approval at their November meeting. [P-12 (A) 6]

Consent Agenda Items – Staff presented the following items scheduled for approval on the full Board consent agenda:

- New Public School Registration
- Appeals Process for Local Diploma

Adult Career and Continuing Education Services (ACCES)

Your ACCES Committee held its scheduled meeting on October 17, 2011. All members were present, with the exception of Regent Chapey and Regent Norwood, who were excused. Additional members of the Board attending where: Chancellor Tisch, Vice Chancellor Cofield, Regent Bendit, Regent Cashin, Regent Jackson and Regent Phillips.

MATTERS NOT REQUIRING BOARD ACTION

The Committee was updated on recent developments on the GED® test. This year, the American Council on Education (ACE), who is the current provider of the GED® test, and Pearson, a for-profit educational services firm, announced that they were forming a new company called GED® Testing Service (GEDTS) LLC, which will develop a new, more rigorous GED® test. This new version of the GED® test would align with Common Core Standards and be computer based. The new test is scheduled to replace the current test in January of 2014. This development is a radical departure from the present testing system. Currently, the New York State Education Department (NYSED) is the sole administrator of the GED® test in New York State. We monitor all test centers, review and approve annual contracts, approve the appointments of all examiners, provide annual training to test examiners, score the exams, and provide high school equivalency diplomas to those who pass the test.

Under the new system, GEDTS will be responsible for most of the administrative duties; while the states or jurisdictions will continue to be responsible for the issuance of their own diplomas or certificates. These changes raise several challenges and concerns including computer based testing, the elimination of the test in French, test preparation, testing sites, testing surge, and cost. To address these concerns, we need to provide actions both short term and long term. For the short term, we need to ensure that we are prepared to continue to administer the current GED® test and handle an expected increase in testers before the new test is instituted in 2014. For the long term, we need to ensure that there are alternative pathways for those who may see the GED® test as their best option for a high school equivalency diploma. In order to ensure that the GED® test is accessible and available for New Yorkers beyond 2013, NYSED staff will work with GEDTS to address our issues and concerns, and make every effort to provide for as smooth a transition as possible.

Audits/Budget and Finance

The Regents Committee on Audits/Budget and Finance met as scheduled on October 17, 2011. Vice Chair Bendit, Chancellor Tisch, Vice Chancellor Cofield, Regents Tilles, Phillips, Tallon, Young, and Jackson were in attendance.

Chair's Remarks: Regent Chapey welcomed everyone. She reiterated the role of the Committee in assisting the Board of Regents in its role in the reform efforts.

Items for Discussion

September 2011 Fiscal Report

Your Committee reviewed the fiscal report. Our Executive Deputy Commissioner briefed the Committee members on the status of Department accounts with deficit. Finances have been stabilized although concerns remain with assessment, teacher tenure hearing, and cultural education accounts. In addition, information on the status of potential Department workforce reduction was provided.

Completed Audits

The Committee was presented with 10 audits this month. The audits included two audits issued by the Office of Audit Services (OAS), six by the Office of the State Comptroller (OSC) and two issued by the Office of the New York City Comptroller. Audit staff briefed the Committee on the audit of the East Ramapo Central School District. Among the audits findings were weaknesses in the area of procurement, payroll, information technology controls, budgeting practices, and the level of fund balance. OAS will continue to monitor trends requiring the attention of the Committee.

Professional Practice

Your Professional Practice Committee held its scheduled meeting on October 17, 2011. All Committee members were present except Regent James E. Cottrell, who was excused.

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 5 cases. In addition, your Committee recommends, upon the recommendation of the Committee on the Professions, that 64 consent order applications and 5 surrender applications be granted. [PPC EXS (A) 1-3]

In the case of Scott Burko, Pharmacist, Calendar No. 25859, we recommend that the September 13, 2011 Vote and Order in this matter and the Application To Surrender License granted in this matter each be deemed corrected solely insofar as the calendar number of "25860" shown on each of said documents shall reflect the correct calendar number in this matter and be deemed to read the correct calendar number of "25859"; and that the determination rendered on September 13, 2011 shall otherwise remain in full force and effect.

In the case of Mario J. Caruso, Jr., Pharmacist, Calendar No. 25860, we recommend that the September 13, 2011 Vote and Order in this matter and the Application To Surrender License granted in this matter each be deemed corrected solely insofar as the calendar number of "25859" shown on each of said documents shall reflect the correct calendar number in this matter and be deemed to read the correct calendar number of "25860"; and that the determination rendered on September 13, 2011 shall otherwise remain in full force and effect.

In the case of Jillian Rose Kelly, Licensed Practical Nurse, Calendar No. 25964, we recommend that the September 13, 2011 Vote and Order in this matter and the Report of the Regents Review Committee, Statement of Charges, and Terms of Probation in this matter each be deemed corrected solely insofar as the calendar number of "25304" shown on each of said documents shall reflect the correct calendar number in this matter and be deemed to read the correct calendar number of "25964"; and that the determination rendered on September 13, 2011 shall otherwise remain in full force and effect.

These recommendations are made following the review of 74 cases involving twenty-one registered professional nurses, seventeen licensed practical nurses, six licensed practical nurses who are also registered professional nurses, six pharmacists, three architects, two physical therapists, two podiatrists, one acupuncturist, one certified

public accountant, one dentist, one dentist who is also a holder of a dental enteral conscious sedation certificate, one psychologist, one registered professional nurse who is also a nurse practitioner, one licensed clinical social worker, one licensed mental health counselor, and one nurse practitioner.

Approvals

Your Committee recommends approval of the following items:

Regulations Relating to Pharmacy [PPC (A) 1] – Action on Regents Rule related to the use of customized packaging of medications for patients on complex medication regimens. (Discussed in May 2011)

Regulations Relating to Public Accountancy [PPC (A) 2] – Emergency action on regulations to implement a 2011 law authorizing certain certified public accountants licensed in other states to practice in New York.

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 October 17, 2011, 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 [Oral] – The Deputy Commissioner reported on the following issues:

- Full Board Consent Agenda Items
- Technology Update
- Staffing/Productivity Update
- Update on new mandated initiatives:
 - 4410
 - Social Work Waiver Study
 - Design Professional Corps
 - Occupational Therapy Assistants
 - Polysomnography Technicians
- Update on Clinical Clerkship Advisory Committee

Regulations Relating to Veterinary Medicine CE [PPC (D) 1] – Discussion regarding the requirement of continuing education in the practice of veterinary medicine.

Higher Education

Your Higher Education Committee held its scheduled meeting on October 18, 2011. All members were present with the exception of Chancellor Emeritus Bennett who was absent and excused.

Discussion Items: Items not requiring Board action

Legislative priorities. All Committees began discussion this month on the Regents Legislative Priorities. Your Committee proposed two priorities - Tenured Teacher Hearings (§3020-a) and the TAP Eligibility for full-time students in Early College High School Programs.

Online, out-of-state higher education institutions. The Deputy provided an overview of current issues and policies, and their implications regarding distance education.

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 October 18, 2011, copies of which have been distributed to each Regent.

Cultural Education

Regent Roger Tilles, Chair of the Cultural Education Committee, submitted the following written report. Your Committee on Cultural Education Committee had its scheduled meeting on October 18, 2011.

In attendance were committee members: Regents Tilles, Dawson, Rosa, Cea, Jackson, Cottrell Absent was Regent Bendit.

In addition to CE Committee Members, in attendance were: Chancellor Tisch, Regents Norwood, Phillips and Chapey, Commissioner King and Executive Deputy Commissioner Grey.

ITEMS FOR DISCUSSION

Chair's Remarks: Regent Tilles welcomed everyone and opened the meeting and distributed a prototype of an arts education symposium on Long Island. Regent Tilles noted that there is a follow-up meeting on November 12. Regent Tilles suggested that the Board of Regents pursue an arts education summit in Albany, based on the model from Long Island.

Regent Tilles also invited members of the committee to a meeting with the New York State BOCES Arts in Education Network to be held in meeting Rooms 216 A and B immediately following the board meeting.

Deputy Commissioner Jeffrey Cannell introduced the item for discussion today:

CE (D) 1 – Office of Cultural Education History and Program Priorities

- Resource allocation priorities: legal mandates, collection management, research, initiatives in support of local institutions, history of cultural education in the department

This Item is a continuation from the September meeting, regarding resource allocation priorities for the Office of Cultural Education including priorities that address the competing obligations of stewardship, public programming and coordination and outreach to cultural institutions statewide.

There was lively discussion about the priorities. Regent Dawson introduced the concept that collections stewardship also includes use of the collections through research and suggested that the priority reflect the importance of use of the collections to support research. He encouraged OCE to seek ways to make the collections available to researchers, collaborate with other institutions and foster greater use of the collections outside of SED. Dawson also suggested that OCE organize a working group to develop strategies for increasing collaboration of institutions in support of collections use.

Commissioner King suggested that the primary objective of the item was to define the areas where “disciplined attention” should be focused and that by focusing on specific objectives and avoiding the diffusion of an increasingly limited set of resources, great things could be accomplished. The Commissioner cited the success of the recent 9/11 traveling exhibits as a way in which the collections and their use could be leveraged to increase public service, and collaboration with other USNY institutions.

The meeting concluded with a charge from the Commissioner who suggested that the next committee meeting include a discussion of the proposed projects that OCE will pursue over the next 2-3 years that are in alignment with the priorities articulated at this meeting.

Motion by:	Regent Harry Phillips, 3 rd
Seconded by:	Regent Anthony S. Bottar
Action:	Motion carried unanimously

**Amani Public Charter School
BR (A) 5**

MOVED, that effective upon entry of the Decision on a Order dated October 11, 2011 issued by Supreme Court, Albany County in Matter of the Mt. Vernon City School

District, et. al. v. The New York State Education Department, et. al., Supreme Court, Albany Co. (Teresi, J.), Index No. 3197-11, RJI No. 01-11-ST2637, the Board of Regents finds that the proposed Amani Public Charter School: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) will operate in an educationally and fiscally sound manner; (3) is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section 2850 of the Education Law; and (4) will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves and reissues a charter and provisional charter to the Amani Public Charter School for the term of five years in accordance with §2851(2)(p) of the Education Law, *nunc pro tunc* to December 14, 2010.

Motion by: Vice Chancellor Milton L. Cofield
Seconded by: Regent Wade S. Norwood
Action: Motion carried unanimously

**State Education Department Fiscal Report – September 2011
BR (A) 3**

MOVED, that the Board of Regents accept the September 2011 State Education Department Fiscal Report as presented.

Motion by: Regent Anthony S. Bottar
Seconded by: Regent James R. Tallon, Jr.
Action: Motion carried unanimously

Appendix I
NEW YORK STATE BOARD OF REGENTS CHARTER ACTIONS

Name of Institution	Program Area	County of Location	Description of Charter Action(s)
Ashville Free Library	CE	Chautauqua	Amend charter to: <ul style="list-style-type: none"> • specify the number of trustees to be not less than five nor more than eleven; • designate the Commissioner agent for service; • and add IRS tax language.
Bellmore Memorial Library	CE	Nassau	Amend charter to: <ul style="list-style-type: none"> • designate the library's service area to be coterminous with the Bellmore Union Free School District; • specify that the trustees be elected by the qualified voters of the Bellmore Union Free School District; • designate the Commissioner agent for service; • and add IRS tax language.
Blauvelt Free Library	CE	Rockland	Amend charter to: <ul style="list-style-type: none"> • specify the number of trustees to be not less than seven nor more than fifteen; • and add complete IRS tax language.
Bronx Children's Museum	CE	Bronx	Extend provisional charter for five years.
Bryant Library	CE	Nassau	Amend charter to: <ul style="list-style-type: none"> • designate the library's service area to be coterminous with the Roslyn Union Free School District; • specify the number of trustees to be not less than five nor more than eleven; • designate the Commissioner agent for service; • and add IRS tax language.

Catskill Public Library	CE	Greene	Amend charter to: <ul style="list-style-type: none"> • designate the library's service area to be coterminous with the Catskill Central School District; • designate the Commissioner agent for service; • and add IRS tax language.
Central New York Irish Cultural Society	CE	Onondaga	Grant a Regents certificate of incorporation.
Chatham Village Historical Society	CE	Columbia	Extend provisional charter for five years.
Colden Historical Society	CE	Erie	Grant provisional charter for five years.
The David Hammons Foundation	CE	New York	Application for Regents consent to file an application for authority to operate as an authorized foreign education corporation under the education law and the not-for-profit corporation law.
Explore & More... A Children's Museum	CE	Erie	Amend charter to change corporate name to "Explore & More Children's Museum and make charter absolute.
Foundation for Southern Tier Libraries	CE	Steuben	Grant a Regents certificate of incorporation.
Friends of the New York State Newspaper Project	CE	Albany	Grant dissolution of Regents certificate of incorporation.
The Harlem Historical Society	CE	New York	Appointment of trustees and revival of corporate charter and extend charter for five years.
Historic Pursuits	CE	Wayne	Grant a Regents certificate of incorporation.
The Historical Society of the Palisades Interstate Park Region	CE	Rockland	Extend provisional charter for five years.
Irvington Public Library, Guiteau Foundation	CE	Westchester	Amend charter to: <ul style="list-style-type: none"> • designate the library's service area to be coterminous with the Village of Irvington; • designate the Commissioner agent for service; • and add IRS tax language.

Jacques Marchais Museum of Tibetan Art	CE	Richmond	Grant provisional charter for five years.
Kennedy Free Library	CE	Chautauqua	Amend charter to designate the Commissioner agent for service.
The Lawrence Historical Organization	CE	St. Lawrence	Grant provisional charter for five years
Medina Railroad Museum	CE	Orleans	Extend provisional charter for five years.
Memorial Library of Little Valley	CE	Cattaraugus	Amend charter to: <ul style="list-style-type: none"> • specify the number of trustees to be not less than five nor more than nine; • designate the Commissioner agent for service; • and add IRS tax language.
Merserve-Kunhardt Foundation	CE	Chappaqua	Extend provisional charter for five years.
The Mt. Beacon Incline Railway Restoration Society	CE	Dutchess	Extend provisional charter for five years.
The Museum of Ceramic Art of New York	CE	New York	Extend provisional charter for five years.
Museum of Prints and Printmaking	CE	Albany	Extend provisional charter for five years.
Nassau County Firefighting Museum of Education Center	CE	Nassau	Extend provisional charter for five years.
New Milford Historical Society	CE	Orange	Extend provisional charter for five years.
New York Sports Museum & Hall of Fame	CE	New York	Extend provisional charter for five years.
The Noteworthy Indian Museum	CE	Montgomery	Extend provisional charter for five years in lieu of granting an absolute charter.
Olean Historical and Preservation Society	CE	Cattaraugus	Extend provisional charter for five years.

Patterson Library	CE	Chautauqua	Amend charter to: <ul style="list-style-type: none"> • designate the library's service area to be coterminous with the Town of Westfield and the Village of Westfield; • specify the number of trustees to be not less than five nor more than fifteen; • designate the Commissioner agent for service; • and add IRS tax language.
Pike Library	CE	Wyoming	Amend charter to: <ul style="list-style-type: none"> • specify the number of trustees to be not less than five nor more than fifteen; • and add complete IRS tax language.
The Princetown Historical Society	CE	Schenectady	Dissolve the provisional charter.
Professional Wrestling Hall of Fame	CE	Albany	Extend provisional charter for five years.
The Rifled Arms Historical Association	CE	Ulster	Extend provisional charter for five years.
Saratoga County Historical Society	CE	Saratoga	Amend charter to restate the corporate purposes.
Shaker Museum and Library	CE	Columbia	Consent to filing of certificate of assumed name "Shaker Museum Mount Lebanon".
Spindle City Historical Society	CE	Albany	Extend provisional charter for five years.
Susquehanna Valley Railway Historical Society	CE	Broome	Extend provisional charter for five years.
The Yippie Museum	CE	New York	Extend provisional charter for five years.
Big Apple Day School	P-12	Kings	Dissolve absolute charter and approve filing of student records with Big Apple Day Care, Inc.
Brooklyn Amity School	P-12	Kings	Amend charter to add authorization to operate a preschool.
Fiddler's Lane Nursery School	P-12	Albany	Dissolve the absolute charter.

Hickory Hill Pre-School	P-12	Nassau	Grant provisional charter for three years to operate day care centers, nursery school and kindergarten.
Longview School	P-12	Westchester	Amend charter to change corporate address to 83 Main Street, Brewster, New York 10509 and extend charter for five years.
Lourdes Academy	P-12	Kings	Amend charter to change corporate name to "Cristo Rey Brooklyn High School".
New York Center for Child Development	P-12	New York	Extend provisional charter for three years.
Reach for the Stars Learning Center	P-12	Kings	Extend provisional charter for three years in lieu of granting an absolute charter.
Windward School	P-12	Westchester	Amend charter to change corporate name to "The Windward School".

Supplemental Summary Table

Name of Institution	Program Area	County of Location	Description of Charter Action(s)
The Research Foundation of State University of New York	HE	Albany	Consolidation with Infotonics Technology Center, Inc. with The Research Foundation of State University of New York as surviving corporation.

Appendix II

REGENTS ACTIONS IN 74 PROFESSIONAL DISCIPLINE CASES October 17-18, 2011

The Board of Regents announced disciplinary actions resulting in the revocation of 2 licenses, the surrender of 4 licenses and 1 certificate, as well as 67 other disciplinary actions. The penalty indicated for each case relates solely to the misconduct set forth in that particular case.

I. REVOCATIONS AND SURRENDERS

Acupuncture

Anatoliy Sunik; Brooklyn, NY 11232; Lic. No. 002919; Cal. No. 25477; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Health Care Fraud, a felony.

Nursing

Alicia A. Smith; Licensed Practical Nurse; Schenectady, NY 12307; Lic. No. 292014; Cal. No. 25557; Application to surrender license granted. Summary: Licensee admitted to charges of having been convicted of Falsifying Business Records; Endangering the Welfare of an Incompetent or Physically Disabled Person; and Willful Violation of Health Laws.

Colleen M. Shiels; Licensed Practical Nurse; Bedford Hills, NY 10507-2400, Corning, NY 14830; Lic. No. 286330; Cal. No. 25709; Found guilty of professional misconduct; Penalty: Revocation.

Cathleen Boyd Deshetler; Nurse Practitioner (Family Health); Staatsburg, NY 12580; Cert. No. 331127; Cal. No. 25717; Application to surrender certificate granted. Summary: Licensee admitted to the charge of having been convicted of Criminal Possession of a Controlled Substance in the 7th Degree, a misdemeanor.

Stephanie A. Czirr; Licensed Practical Nurse; Oswego, NY 13126; Lic. No. 269517; Cal. No. 25725; Found guilty of professional misconduct; Penalty: Revocation.

Eugene Ray Ortloff; Licensed Practical Nurse; Binghamton, NY 13905; Lic. No. 225506; Cal. No. 25864; 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.

Deborah J. Groth; Licensed Practical Nurse; Buffalo, NY 14222; Lic. No. 072934; Cal. No. 25871; Application to surrender license granted. Summary: Licensee admitted

to charges of having been convicted of 3 counts of Falsifying Business Records in the 1st Degree.

II. OTHER REGENTS DISCIPLINARY ACTIONS

Architecture

Claude Hurt, Jr.; Roosevelt Island, NY 10044-0023; Lic. No. 017489; Cal. No. 25083; Application for consent order granted; Penalty agreed upon: 2 month actual suspension, 10 month stayed suspension, 1 year probation, \$2,500 fine.

Campion Acheson Platt; New York, NY 10016; Lic. No. 019678; Cal. No. 25655; Application for consent order granted; Penalty agreed upon: 2 year suspension with leave to apply for early termination after service of a minimum of 1 year of suspension upon submission of certain documentation, upon service of or early termination of suspension, 2 years probation to commence upon return to practice, \$5,000 fine.

Timothy R. Baker; Orlando, FL 32801; Lic. No. 028718; Cal. No. 25797; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, \$500 fine payable within 3 months.

Dentistry

Maziar Izadi; Dentist; Clinton, NY 13323; Lic. No. 053024; Cal. No. 25367; Application for consent order granted; Penalty agreed upon: Partial actual suspension in certain area until successfully complete course of retraining in said certain area and until upon termination thereof, 2 years probation, \$10,000 fine.

Rhonda Madeline Kavee; Dentist, Dental Enteral Conscious Sedation; New York, NY 10010; Lic. No. 044039, Cert. No. 000111; Cal. Nos. 25720, 25721; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$2,500 fine.

Nursing

Desaline Gittens; Registered Professional Nurse; Brooklyn, NY 11226; Lic. No. 581869; Cal. No. 25095; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation to commence upon return to practice.

Charles Wolff; Registered Professional Nurse; Stormville, NY 12582; Lic. No. 528092; Cal. No. 25358; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Glenda N. Crawford; Licensed Practical Nurse; Rochester, NY 14621-3213; Lic. No. 283324; Cal. No. 25368; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 21 month stayed suspension, 2 years probation.

Karen M. Higgins a/k/a Karen Michelle Dolan; Registered Professional Nurse; Middle Village, NY 11379; Lic. No. 587397; Cal. No. 25374; Application for consent order granted; Penalty agreed upon: 2 month actual suspension commencing December 1, 2011 and terminating January 31, 2012, 22 month stayed suspension, 2 years probation.

Mary Ann Fabian; Registered Professional Nurse; Binghamton, NY 13903; Lic. No. 338987; Cal. No. 25388; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Althenia S. Bethel; Licensed Practical Nurse; Rochester, NY 14611; Lic. No. 267477; Cal. No. 25400; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 90 days.

Janet M. Evans a/k/a Janet M. Marshall; Registered Professional Nurse; North Syracuse, NY 13212; Lic. No. 439422; Cal. No. 25489; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Kathleen Riefler; Registered Professional Nurse; Marcellus, NY 13108-9607; Lic. No. 222700; Cal. No. 25491; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Kerry William Davis; Licensed Practical Nurse, Registered Professional Nurse; Plattsburgh, NY 12901; Lic. Nos. 259086, 542150; Cal. Nos. 25536, 25537; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation, \$500 fine.

Katina N. Chiera; Registered Professional Nurse; Clifton Park, NY 12065; Lic. No. 586632; Cal. No. 25581; Found guilty of professional misconduct; Penalty: Censure and Reprimand.

Leland Vance Bendel; Registered Professional Nurse; Gardiner, NY 12525-0160; Lic. No. 605648; Cal. No. 25641; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Lorraine J. Sgarlata; Licensed Practical Nurse; Bridgeport, NY 13030; Lic. No. 273281; Cal. No. 25660; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Glenn Wurtzel; Registered Professional Nurse, Nurse Practitioner (Psychiatry); New York, NY 10021; Lic. No. 517707, Cert. No. 400680; Cal. Nos. 25672, 25744;

Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$1,000 fine.

Denise Marie Romero; Licensed Practical Nurse; Malone, NY 12953; Lic. No. 160102; Cal. No. 25682; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$250 fine.

Sandor Emerich Gorog; Registered Professional Nurse; Arcade, NY 14009; Lic. No. 491812; Cal. No. 25692; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Tina Cusson; Licensed Practical Nurse; East Syracuse, NY 13057-2016; Lic. No. 234854; Cal. No. 25707; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 21 month stayed suspension, 2 years probation, \$500 fine.

Claire Marie Cornyn; Registered Professional Nurse; Bronx, NY 10471; Lic. No. 486881; Cal. No. 25711; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Himwatie Narain; Registered Professional Nurse; Middletown, NY 10941-3353; Lic. No. 563753; Cal. No. 25713; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Carrie Elizabeth Zuti; Registered Professional Nurse; Poughkeepsie, NY 12601-1815; Lic. No. 559149; Cal. No. 25714; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until successfully participate in course of therapy and treatment and until fit to practice, upon termination of suspension, 2 years probation.

Cathleen Boyd Deshetler; Registered Professional Nurse; Staatsburg, NY 12580; Lic. No. 348376; Cal. No. 25718; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for not less than 6 months and until successfully participate in course of therapy and treatment and until fit to practice, upon termination of suspension, 2 years probation to commence if and when return to practice.

Steven L. Malkoske; Licensed Practical Nurse; Syracuse, NY 13208; Lic. No. 279729; Cal. No. 25719; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Gladys Chinwoke Muoebonam; Registered Professional Nurse; Fort Mohave, AZ 86427; Lic. No. 533737; Cal. No. 25746; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, 1 year probation to commence upon return to practice in New York State.

Karen L. Madigan; Licensed Practical Nurse; Buffalo, NY 14210; Lic. No. 284527; Cal. No. 25749; Found guilty of professional misconduct; Penalty: \$500 fine, 1 year suspension, execution of suspension stayed, probation 1 year.

Susan M. Egger; Registered Professional Nurse; Hornell, NY 14843-2057; Lic. No. 289076; Cal. No. 25762; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Adam R. Milak; Licensed Practical Nurse; Walworth, NY 14568-9325; Lic. No. 291857; Cal. No. 25763; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Laura A. Burgdorf; Registered Professional Nurse; Marion, NY 14505; Lic. No. 373074; Cal. No. 25764; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 90 days.

Janis Arlene Wetherhult; Licensed Practical Nurse, Registered Professional Nurse; Plattsburgh, NY 12901; Lic. Nos. 237493, 475179; Cal. Nos. 25769, 25768; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 9 month stayed suspension, 1 year probation to commence upon return to practice.

Lisa D. Smithe; Licensed Practical Nurse, Registered Professional Nurse; Webster, NY 14580-1108; Lic. Nos. 124354, 307759; Cal. Nos. 25771, 25770; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 2 years and until fit to practice, upon termination of suspension, 2 years probation to commence if and when return to practice, \$500 fine payable within 6 months.

Kathleen Bridget O'Rourke; Licensed Practical Nurse; Bronx, NY 10470; Lic. No. 263788; Cal. No. 25772; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation.

Valsa Jacob; Licensed Practical Nurse, Registered Professional Nurse; Hopewell Junction, NY 12533; Lic. Nos. 214169, 460373; Cal. Nos. 25781, 25780; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation.

Kristi Lynne Cianfrano a/k/a Kristi Lynne Comley; Registered Professional Nurse; Rome, NY 13440; Lic. No. 527841; Cal. 25784; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Irma V. Ragland; Licensed Practical Nurse; Rochester, NY 14615-3336; Lic. No. 299456; Cal. No. 25801; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation, \$500 fine.

Abdul A. Gilbert, Sr.; Licensed Practical Nurse; Syracuse, NY 13205; Lic. No. 287058; Cal. No. 25802; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Jacob Sheridan; Registered Professional Nurse; Albany, NY 12202; Lic. No. 608590; Cal. No. 25805; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 1 year and until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice.

Carol A. Blank; Registered Professional Nurse; East Rochester, NY 14445-1661; Lic. No. 443430; Cal. No. 25835; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

George F. Gibson; Licensed Practical Nurse, Registered Professional Nurse; Elmont, NY 11003; Lic. Nos. 162131, 364840; Cal. Nos. 25840, 25841; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation.

Regina Leigh Lamare; Licensed Practical Nurse; West Chazy, NY 12992; Lic. No. 278438; Cal. No. 25849; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 11 month stayed suspension, 1 year probation to commence upon return to practice in New York State.

Caroline Paulin Ibale; Registered Professional Nurse; Brooklyn, NY 11234; Lic. No. 568986; Cal. No. 25880; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 month stayed suspension, 2 years probation.

Miroslava Czyzewski; Licensed Practical Nurse, Registered Professional Nurse; Brooklyn, NY 11229; Lic. Nos. 275139, 553550; Cal. Nos. 25881, 25882; Application for consent order granted; Penalty agreed upon: 2 month actual suspension, 22 month stayed suspension, 2 years probation.

Anna German; Registered Professional Nurse; Brooklyn, NY 11235; Lic. No. 549105; Cal. No. 25883; Application for consent order granted; Penalty agreed upon: 2 month actual suspension, 22 month stayed suspension, 2 years probation.

Mental Health Practitioner

Steven B. Feldman; Licensed Mental Health Counselor; Saratoga Springs, NY 12866-4729; Lic. No. 001736; Cal. No. 25848; Application for consent order granted; Penalty agreed upon: 6 month actual suspension, 18 month stayed suspension, 2 years probation to commence upon return to practice in New York State.

Pharmacy

Timothy J. Lasher; Pharmacist; Niskayuna, NY 12309; Lic. No. 040197; Cal. No. 25055; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Darcy L. Clary; Pharmacist; Clay, NY 13041-9360; Lic. No. 053232; Cal. No. 25689; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Farha Jasmine; Pharmacist; Staten Island, NY 10305-4907; Lic. No. 040429; Cal. No. 25690; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$750 fine.

Andrew R. Dick; Pharmacist; Big Pine Key, FL 33043; Lic. No. 032974; Cal. No. 25700; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation to commence upon return to practice in New York State, \$500 fine.

David Joel Probert; Pharmacist; Huntington Station, NY 11746; Lic. No. 027950; Cal. No. 25727; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$1,000 fine.

Philip Cherian; Pharmacist; Plainview, NY 11803; Lic. No. 049414; Cal. No. 25739; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$1,000 fine.

Physical Therapy

Bruce S. Wollman; Physical Therapist; Perth Amboy, NJ 08861; Lic. No. 011151; Cal. No. 25661; Application for consent order granted; Penalty agreed upon: 3 year suspension, 2 years probation to commence when return to practice in New York State, \$500 fine payable within 6 months.

Roy Capellaro; Physical Therapist; New Paltz, NY 12561; Lic. No. 024994; Cal. No. 25789; Application for consent order granted; Penalty agreed upon: 3 month actual suspension, 21 month stayed suspension, 2 years probation.

Podiatry

Darricka Cecelia Carter; North Chesterfield, VA 23236-1412; Lic. No. 005294; Cal. No. 25637; Application for consent order granted; Penalty agreed upon: 6 month actual suspension, 18 month stayed suspension, 2 years probation, 100 hours public service.

Barry O. Fagin; Brooklyn, NY 11235; Lic. No. 002694; Cal. No. 25761; Application for consent order granted; Penalty agreed upon: 2 year suspension with leave to apply for early termination upon submission of certain course of education documentation and until fit to practice, upon termination of suspension, 2 years probation to commence if and when return to practice.

Psychology

Rosemarie D. Amendolia; Schenectady, NY 12308-3407; Lic. No. 011270; Cal. No. 25566; Found guilty of professional misconduct; Penalty: \$10,000 fine to be paid within 6 months, 2 year suspension, execution of last 18 months of suspension stayed, probation 2 years to commence subsequent to termination of suspension and upon return to practice.

Public Accountancy

Jean E. Sickels; Certified Public Accountant; Decatur, GA 30033; Lic. No. 076720; Cal. No. 25847; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, 1 year probation to commence upon return to practice in New York State, \$500 fine.

Social Work

Brian Hugh Marren; Licensed Clinical Social Worker; Mount Vernon, NY 10552-2513; Lic. No. 043504; Cal. No. 25603; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$1,000 fine.