



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

TO: The Honorable the Members of the Board of Regents
FROM: Tony Lofrumento *Anthony Lofrumento Jr*
SUBJECT: Summary of the July 2015 Meetings
DATE: September 9, 2015
AUTHORIZATION(S): *MaryEllen Elia*

Executive Summary

Issue for Decision

Review of the Summary of the July 2015 Meetings of the Board of Regents.

Proposed Handling

Approval of the Summary of July 2015 meetings.

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 July 2015 meetings.

Timetable for Implementation

Effective September 17, 2015.

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



**SUMMARY OF THE JULY 2015 MEETINGS
OF THE BOARD OF REGENTS
OF
THE UNIVERSITY OF THE STATE OF NEW YORK
Held at the State Education Building
and
The State University of New York at Albany
Albany, New York
July 20 and 21, 2015**

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

THE BOARD OF REGENTS

The Board of Regents of The University of the State of New York held a public session on Monday, July 20, 2015 at 9:00 a.m. pursuant to a call to duty sent to each Regent.

MEETING OF THE FULL BOARD, Monday, July 20th at 9:00 a.m.

Board Members in Attendance:

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

Also present were Commissioner of Education, Mary Ellen Elia, Executive Deputy Commissioner, Elizabeth Berlin, Counsel, Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. Regents Charles R. Bendit and Wade S. Norwood 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, July 20, 2015 at 12:45 p.m. to discuss personnel matters.

Motion by: Vice Chancellor Anthony S. Bottar
Seconded by: Regent Christine D. Cea
Action: Motion carried unanimously

PRESENTATION

College & Career Readiness - Update on the Regents Reform Agenda

Commissioner Elia and Elizabeth Berlin led a presentation about College & Career Readiness – Update on the Regent Reform Agenda (Attachment I).

Chancellor Merryl H. Tisch adjourned the meeting.

MEETING OF THE FULL BOARD, Monday, July 20th at 11:45 a.m.

Board Members in Attendance:

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

Also present were Commissioner of Education, Mary Ellen Elia, Executive Deputy Commissioner, Elizabeth Berlin, Counsel, Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. Regents Charles R. Bendit and Wade S. Norwood were absent and excused.

Chancellor Merryl H. Tisch called the meeting to order at 11:45 a.m.

ACTION ITEMS

**Charter Applications
BR (A) 1**

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

**Supplemental Charter Applications
BR (A) 1 - SUPPLEMENTAL**

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

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

**Interim Action by Standing Committees
BR (A) 4**

MOVED, that the Standing Committees of the Board of Regents, be and they hereby are, authorized to take interim action for the Board of Regents during the period commencing on July 22, 2015 and ending on September 15, 2015 and that any such action shall be reported to the Board at its meeting on September 16-17, 2015.

Motion by: Regent Roger Tilles
Seconded by: Regent Josephine Victoria Finn
Action: Motion carried unanimously.

PROGRAM AREA CONSENT ITEMS

Higher Education

**The City University of New York John Jay College of Criminal Justice: Master
Plan Amendment to Offer a Bachelor of Science (B.S.) Degree in Cell and
Molecular Biology
BR (CA) 1**

MOVED, that the Board of Regents approves a master plan amendment to authorize The City University of New York, John Jay College of Criminal Justice to offer a program in Cell and Molecular Biology leading to a Bachelor of Science (B.S.) degree.

**Concordia College: Master Plan Amendment to Offer a Master of Arts (M.A.)
Degree in Digital Media and Master of Fine Arts (M.F.A.) Degree in Integrated
Digital Media
BR (CA) 2**

MOVED, that the Board of Regents approve a master plan amendment to authorize Concordia College to offer its first M.A. and M.F.A. degrees in the discipline of the Fine Arts. This amendment will be effective until July 30, 2016, unless the Department registers the programs prior to that date, in which case master plan amendment shall be without term.

**Creation of Safety Nets for Candidates Who Take the New Teacher Certification
Examinations (ALST, EAS and Redeveloped CSTs) and an Extension of the Safety
Net for the edTPA
BR (CA) 3**

MOVED, that Sections 52.21, 80-1.5, 80-3.3, 80-3.4 and 80-5.13 of the Regulations of the Commissioner of Education be amended, as submitted, effective

August 17, 2015, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare to ensure that the emergency rule adopted at the May 18-19, 2015 Regents meeting remains continuously in effect until the proposed rule can be presented for adoption and take effect as a permanent rule.

**Master Plan Amendment: Clarkson University, Establishment of Schenectady Branch Campus and Related Programs in the Education, Humanities, and Social Sciences Disciplines
BR (CA) 4**

MOVED, that the Board of Regents approve an amendment to the master plan of Clarkson University to authorize the establishment of a branch campus in Schenectady, including the institution's first degree programs in the education discipline and first master's degree programs in the humanities and social sciences disciplines. The amendment will become effective on January 1, 2016 and remain effective until January 1, 2017, unless the Department registers the programs prior to that date, in which case master plan amendment shall be without term.

**Maria College: Master Plan Amendment to Offer a Bachelor of Arts Degree in Liberal Studies
BR (CA) 5 – REVISED**

MOVED, that the Board of Regents approve a master plan amendment to authorize Maria College to offer a Bachelor of Arts (B.A.) degree program in Liberal Arts in the discipline of the Humanities. The amendment will be effective until July 30, 2016, unless the Department registers the programs prior to that date, in which case master plan amendment shall be without term.

**Pace University: Master Plan Amendment to Offer a Doctor of Philosophy (Ph.D.) Degree in Computer Science and a Doctor of Professional Studies (D.P.S.) Degree in Computing Studies
BR (CA) 6**

MOVED, that the Board of Regents approve an amendment to the master plan of Pace University to authorize the University to offer its first doctoral programs in the Physical Sciences discipline at its Pleasantville campus. The amendment will be effective until July 30, 2016, unless the Department registers the programs prior to that date, in which case master plan amendment shall be without term.

P-12 Education

**Proposed Amendment of Section 100.18 of the Regulations of the Commissioner Relating to New York State's School and District Accountability System
BR (CA) 7**

MOVED, that subdivisions (f) and (g) of section 100.18 of the Regulations of the Commissioner of Education are amended, as submitted, effective August 5, 2015.

**Revisions to a Charter Authorized by the Board of Regents: Rosalyn Yalow
Charter School
BR (CA) 12**

MOVED, that the Board of Regents finds that: (1) the charter school meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the charter school can demonstrate the ability to operate in an educationally and fiscally sound manner; (3) granting the request to revise 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 revise the charter would have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the charter revision for Rosalyn Yalow Charter School and amends the provisional charter accordingly.

**Petition of the Stockbridge Valley Central School District for Consent to Exceed
the Constitutional Debt Limit
BR (CA) 13**

MOVED, that the Board of Regents hereby rescinds its previous consent given on June 16, 2015, to the issuance of bonds and/or bond anticipation notes by the Board of Education of the Stockbridge Valley Central School District in an amount not to exceed \$5,250,000 for the purchase of a school bus and a Capital project for the reconstruction and improvement of school district facilities and the issuance of such bonds and/or bond anticipation notes in excess of the constitutional debt limit of said school district; and it is further

MOVED, that the Board of Regents hereby gives consent, nunc pro tunc to June 16, 2015, to the issuance of bonds and/or bond anticipation notes by the Board of Education of the Stockbridge Valley Central School District in an amount not to exceed \$5,250,000 for a Capital project for the reconstruction and improvement of school district facilities and the issuance of such bonds and/or bond anticipation notes in excess of the constitutional debt limit of said school district.

**Registration of Nonpublic High Schools Visited in 2014-15
BR (CA) 14**

MOVED, that the following schools, which participated in the 2014-15 nonpublic high school registration program, be registered:

School	County
Bais Yaakov of South Fallsburg	SULLIVAN
Gilead School of Discipleship	WYOMING

Harriet Tubman Democratic High School	ALBANY
Mount Moriah Academy	ALBANY
Fusion Academy – Lincoln Center	NEW YORK
Fusion Academy – Park Avenue	NEW YORK
Fusion Academy – Brooklyn	KINGS
Fusion Academy – Westchester	WESTCHESTER
Fusion Academy – Woodbury	NASSAU

**Registration of Public Schools
BR (CA) 15**

MOVED, that the schools 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) 8**

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

**Report of the Committee on the Professions Regarding Licensing Petitions
BR (CA) 9**

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

**Proposed Amendment to Sections 60.8 and 60.11 of the Regulations of the
Commissioner of Education Relating to the Licensure of Physician Assistants
and Registration of Specialist Assistants
BR (CA) 10**

MOVED, that section 60.8 of the Regulations of the Commissioner of Education be amended, and section 60.11 of the Regulations of the Commissioner of Education be added, as submitted, effective August 5, 2015.

Adult Career and Continuing Education Services (ACCES)

**Appointments to the New York State Rehabilitation Council
BR (CA) 11**

MOVED, that Holley Boots and Jennifer M. Machucki be appointed as interim voting members for terms beginning August 1, 2015 and ending December 31, 2015.

MOVED, that Liam McNabb be appointed as interim ex-officio member for term beginning August 1, 2015 and ending December 31, 2015.

Motion by: Regent Roger Tilles
Seconded by: Regent Josephine Victoria Finn
Action: Motion carried unanimously.

STANDING COMMITTEE REPORTS

P-12 EDUCATION

Your P-12 Education Committee held its scheduled meeting on July 20, 2015. All members were present except for Regents Bendit and Norwood, who were excused.

ACTION ITEMS

School Use of an Opioid Antagonist [P-12 (A) 1]

Your Committee recommends that section 136.8 of the Regulations of the Commissioner is added, as submitted, effective August 11, 2015, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare to immediately establish standards for the provision, maintenance and administration of opioid antagonists pursuant to Education Law 922, as added by Part V of Chapter 57 of the Laws of 2015, and thus ensure the timely implementation of the statute on its effective date.

School and District Accountability and New York State's approved ESEA Flexibility Renewal Waiver [P-12 (A) 2]

Your Committee recommends That paragraphs (14), (15) and (22) of subdivision (b) and subdivisions (f), (g), (h), (i), (j), (k) and (l) of section 100.18 of the Regulations of the Commissioner of Education be amended, and that paragraphs (24), (25), (26), (27), (28) and (29) of subdivision (b) of section 100.18 of the Regulations of the Commissioner of Education be added, as submitted, effective July 21, 2015, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare, so that school districts may have the opportunity to meet, in a timely fashion, accountability and intervention requirements for the 2014-15 school year and beyond, consistent with the state's USDE approved ESEA Flexibility Waiver Renewal Request for 2015-19 and Commissioner's Regulation 100.19 related to receivership. Regents Rosa, Ouderkirk, Collins and Johnson abstained from the vote.

MOTION FOR ACTION BY FULL BOARD

Madam Chancellor and Colleagues: Your P-12 Education Committee recommends, and we move, that the Board of Regents act affirmatively upon each recommendation in the written report of the Committee's deliberations at its meeting on July 20, 2015, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

New York State Transgender and Gender Nonconforming Students Guidance Document [P-12 (D) 1] – the Committee was provided with an update on input received and modifications made since the April 2015 discussion and was presented with the proposed New York State Transgender and Gender Nonconforming Students Guidance Document. Over the past several months, the Department has worked closely with advocacy groups to prepare the New York State Transgender and Gender Nonconforming Students Guidance Document with assistance from the field. The Guidance Document is intended to be used by school boards and administrators in the development of school procedures and district policies related to transgender and gender nonconforming students and includes relevant state and federal law and definitions related to transgender and gender nonconforming students. Department staff will disseminate the Guidance document to the field.

Update on the East Ramapo CSD [P-12 (D) 2] – the Committee was provided with an update on the East Ramapo Central School District as it relates to the report issued by Henry M. Greenberg as well as New York State Education Department monitoring. Staff provided a status update and next steps for the recommendations listed in the report. Department staff will continue to monitor the district's programs for compliance with applicable laws and regulations, and its budget in order to identify opportunities for greater efficiencies. Staff will come back to the Regents in the fall with a further update on actions to be taken in this upcoming school year.

Consent Agenda

The Board of Regents will take action on the following consent agenda items at their July 20, 2015 meeting.

- Regulations relating to School and District Accountability System
- Revision to Rosalyn Yalow Charter School
- Registration of Non-public Schools
- Registration of Public Schools

Motion by: Regent Roger Tilles
Seconded by: Regent Josephine Victoria Finn
Action: Motion carried unanimously.

**State Education Department June 2015 Fiscal Report
BR (A) 3**

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

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

Chancellor Merryl H. Tisch adjourned the meeting.

MEETING OF THE FULL BOARD, Tuesday, July 21st at 8:30 a.m.

Board Members in Attendance:

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

Also present were Commissioner of Education, Mary Ellen Elia, Executive Deputy Commissioner, Elizabeth Berlin, Counsel, Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. Regents Charles R. Bendit and Wade S. Norwood were absent and excused.

Chancellor Merryl H. Tisch called the meeting to order at 11:45 a.m.

ACTION ITEM

Executive Session Motion

MOVED, that the Board of Regents convene in executive session on Tuesday, July 21, 2015 at 8:30 a.m. to discuss personnel matters.

Motion by: Regent T. Andrew Brown
Seconded by: Regent Josephine Victoria Finn
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)
The Association for a Buffalo Presidential Center	CE	Erie	Extend provisional charter for five years.
Belarusian Kreceuski Foundation	CE	Queens	Grant provisional charter for five years.
Breezy Point Historical Society of New York	CE	Queens	Grant provisional charter for five years.
Climate Museum	CE	New York	Grant provisional charter for five years.
The Corporation for The Museum of Political Corruption	CE	Albany	Grant provisional charter for five years.
Inlet Historical Society	CE	Hamilton	Extend provisional charter for five years.
Kinderhook Memorial Library	CE	Columbia	Amend charter to specify the number of trustees to be not less than nine nor more than nineteen.
The Lawson Boating Heritage Center on Chautauqua Lake	CE	Chautauqua	Extend provisional charter for five years.
The New York Academy of Sciences	CE	New York	Amend charter to delete section IV of the charter and substitute a new section IV regarding a new trustee range of not less than 25 nor more than 40.
The Pittstown Historical Society	CE	Rensselaer	Grant an absolute charter.
Randolph Historical Society	CE	Cattaraugus	Grant an absolute charter.
Sardinia Historical Society	CE	Erie	Grant an absolute charter.
Tribes Hill Heritage Center (THHC)	CE	Montgomery	Grant a Regents certificate of incorporation.
Wilson Free Library	CE	Niagara	Amend charter to: <input type="checkbox"/> change the corporate name Wilson Community Library; <input type="checkbox"/> specify that the number of trustees shall be not less than five nor more than twenty-five, to serve a

			<p>term of three years;</p> <ul style="list-style-type: none"> <input type="checkbox"/> designate the library's service area to be coterminous with the Town of Wilson; <input type="checkbox"/> designate Commissioner as agent for service; and <input type="checkbox"/> update IRS dissolution language.
Augustine Classical Academy	P12	Saratoga	Amend charter to change the corporate address and make absolute.
Aquinas Institute of Rochester	P12	Monroe	Amend charter to add authority to operate a grade six.
The Buffalo Academy of Scholars	P12	Erie	Grant provisional charter for three years.
Immaculate Conception School of Allegany County	P12	Allegany	Extend provisional charter for three years.
Hudson Hills Academy	P12	Orange	Grant provisional charter for three years.
The Susan Odell Taylor School for Children	P12	Rensselaer	Extend provisional charter for three years.
Thevenet Montessori School	P12	Orange	Amend charter to replace paragraph two of the charter relating to purposes and replace paragraph 4 relating to membership language.
Clarkson University	HE	St. Lawrence	Merge with "Union Graduate College", an education corporation, with Clarkson University as the survivor, and amend to establish a branch campus at Union Graduate College site.
Concordia College	HE	Westchester	Amend charter to add authority to confer the Master of Arts (M.A.) and Master of Fine Arts (M.F.A.) degrees.
Maria College	HE	Albany	Amend charter to add authority to confer the

			Bachelor of Arts (B.A.) degree.
Paul Smith's College of Arts and Sciences	HE	Franklin	Amend charter to change the corporate name to "Joan Weill – Paul Smith's College", conditioned on issuance of Supreme Court order modifying a restrictive covenant.

SUPPLEMENTAL CHARTER ACTIONS

Name of Institution	Program Area	County of Location	Description of Charter Action(s)
Country Classroom	P12	Schoharie	Grant a provisional charter for three years, with operation of school conditional upon receipt of a certificate of occupancy.
Monsignor Scanlan High School	P12	Bronx	Grant absolute charter in the first instance.
Saint Barnabas High School	P12	Bronx	Grant absolute charter in the first instance.