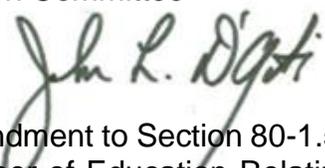




TO: Higher Education Committee

FROM: John L. D'Agati 

SUBJECT: Proposed Amendment to Section 80-1.5 of the Regulations of the Commissioner of Education Relating to the Extension of the edTPA Safety Net for Candidates Who Receive a Failing Score on the Library Specialist edTPA

DATE: May 31, 2018

AUTHORIZATION(S):  

SUMMARY

Issue for Decision

Should the Board of Regents adopt the proposed amendment to Section 80-1.5 of the Regulations of the Commissioner of Education relating to the extension of the edTPA safety net for candidates who receive a failing score on the Library Specialist edTPA?

Reason(s) for Consideration

Review of Policy.

Proposed Handling

The proposed amendment is submitted to the Higher Education Committee for recommendation and to the Full Board for emergency adoption at the June 2018 Board of Regents meeting (Attachments A and B are a copy of the proposed amendment and the Statement of Facts and Circumstances Justifying the Emergency Adoption, respectively).

Procedural History

A Notice of Proposed Rule Making will be published in the State Register on June 27, 2018. Supporting materials for the proposed amendment are available upon request from the Secretary to the Board of Regents.

Background Information

The edTPA became a certification requirement for most teacher candidates on May 1, 2014 in New York State. This national performance assessment evaluates teacher candidates' ability to plan, implement, and assess lessons. Candidates typically complete the edTPA during their student teaching or practicum experience. The Stanford Center for Assessment, Learning, and Equity (SCALE) developed the edTPA and updates the edTPA handbooks annually in response to candidate performance data and feedback from educator preparation programs across the country. The Evaluation Systems group of Pearson is the vendor that administers the edTPA.

From November 2013 through July 2016, some program directors of school library graduate programs communicated with SCALE regarding their concerns with the edTPA, including the concern that candidates must complete three to five consecutive lessons with a group of students for the assessment. They explained that this task is difficult for candidates in a school library practicum where they do not work with the same group of students on a daily basis; they typically work with different groups of students and do not regularly work with the same group of students, especially at the high school level.

The Department convened a meeting in November 2017 with the program directors from six school library graduate programs where they shared their feedback on the edTPA Library Specialist handbook. In May 2018, the Department hosted another meeting with program directors from five school library graduate programs where they could provide specific recommended changes for the handbook to the Department and SCALE. SCALE agreed to review and edit the edTPA Library Specialist handbook, including reframing the consecutive lessons and aligning the handbook to the new [National School Library Standards](#) launched by the American Association of School Librarians in November 2017. SCALE agreed to develop a timeline for the revisions and vet the feedback from New York with stakeholders across the country, enabling them to address common needs in the updated national handbook.

Proposed Amendment

Candidates who do not pass the edTPA may take advantage of the safety net through June 30, 2018. For the safety net, teacher candidates must have passed the Assessment of Teaching Skills – Written (ATS-W) after receiving their failing edTPA score on or before April 30, 2014. The edTPA Multiple Measures Review Process is also available for candidates who do not pass the edTPA, but score within two points of the passing score and satisfy additional criteria.

The Department is proposing to extend the safety net expiration date for candidates who receive a failing score on the Library Specialist edTPA from July 1, 2018 to September 30, 2019 while SCALE revises the edTPA Library Specialist handbook. By extending the expiration date, the safety net will be available to candidates who use the current edTPA Library Specialist handbook and give them time to take the ATS-W if they do not earn a passing score. The safety net enables candidates to be held harmless

during the handbook revision process. This is being recommended not only because of the expected revisions to the handbook, but also given the National School Library Standards that were recently adopted in November 2017.

Related Regents Items

April 2016: <https://www.regents.nysed.gov/common/regents/files/416hea2.pdf>

March 2017: <https://www.regents.nysed.gov/common/regents/files/317hea1revised.pdf>

September 2017: <http://www.regents.nysed.gov/common/regents/files/917hea1.pdf>

Recommendation

VOTED: That Section 80-1.5 of the Regulations of the Commissioner of Education be adopted as an emergency action, effective July 1, 2018, to ensure that the edTPA safety net remains in effect for candidates who receive a score on the Library Specialist edTPA from July 1, 2018 through September 30, 2019, so candidates can be held harmless during the handbook revision process.

Timetable for Implementation

If adopted at the June 2018 Regents meeting, the proposed amendment will be adopted as an emergency action, effective July 1, 2018. Following the 60-day public comment period required under the State Administrative Procedure Act, it is anticipated that the proposed amendment will be presented to the Board of Regents for adoption at its September 2018 meeting. If adopted at the September 2018 meeting, the proposed amendment will become effective on October 3, 2018.

AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

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

Subparagraphs (i) and (ii) of paragraph (1) of subdivision (c) of section 80-1.5 of the Regulations of the Commissioner of Education shall be amended to read as follows:

(1) Teacher performance assessment. [A] Except as otherwise provided in subparagraph (iii) of this paragraph, a candidate who takes and fails to achieve a satisfactory level of performance on the teacher performance assessment (after completing and submitting for scoring the teacher performance assessment), may, in lieu of retaking the teacher performance assessment:

(i) receive a satisfactory score on the written assessment of teaching skills after receipt of his/her score on the teacher performance assessment and prior to June 30, 2018; or

(ii) pass the written assessment of teaching skills on or before April 30, 2014 (before the new certification examination requirements became effective), provided the candidate has taken and failed the teacher performance assessment prior to June 30, 2018.

(iii) A candidate who takes and fails to achieve a satisfactory level of performance on the Library Specialist teacher performance assessment (after completing and submitting for scoring the Library Specialist teacher performance assessment), may, in lieu of retaking the Library Specialist teacher performance assessment:

(a) receive a satisfactory score on the written assessment of teaching skills after receipt of his/her score on the Library Specialist teacher performance assessment and prior to September 30, 2019; or

(b) pass the written assessment of teaching skills on or before April 30, 2014 (before the new certification examination requirements became effective), provided the candidate has taken and failed the Library Specialist teacher performance assessment prior to September 30, 2019.

STATEMENT OF FACTS AND CIRCUMSTANCES JUSTIFYING THE EMERGENCY
ACTION

The Department is proposing to extend the safety net expiration date for candidates who receive a failing score on the Library Specialist edTPA from July 1, 2018 to September 30, 2019 while SCALE revises the edTPA Library Specialist handbook. By extending the expiration date, the safety net will be available to candidates who use the current edTPA Library Specialist handbook and give them time to take the ATS-W if they do not earn a passing score. The safety net enables candidates to be held harmless during the handbook revision process.

Because the Board of Regents meets at scheduled intervals, the earliest the proposed amendment could be presented for regular (non-emergency) adoption, after publication in the State Register and expiration of the 60-day public comment period provided for in the State Administrative Procedure Act (SAPA) Sections 202(1) and (5), is the September 2018 Regents meeting. Furthermore, pursuant to SAPA Section 203(1), the earliest effective date of the proposed amendment, if adopted at the September Regents meeting, is October 3, 2018, the date a Notice of Adoption would be published in the State Register. However, because the edTPA safety net will expire on June 30, 2018, emergency action is necessary now for the preservation of the general welfare in order to ensure that the safety net remains in effect on July 1, 2018 until it can be adopted as a permanent rule and to ensure that the edTPA safety net remains in effect for candidates who receive a failing score on the Library Specialist edTPA from July 1, 2018 through September 30, 2019, so candidates can be held harmless during the handbook revision process.