

Overview of Prospective Regulatory Revisions Compelled by the 2015-2016 New York State Budget

**Board of Regents
May 2015**

Graduate Teacher and Leader Preparation Program Admission Standards, Suspension & Deregistration

Minimum Admission Requirements

- 3.0 Cumulative Undergraduate GPA
- Minimum Score on Graduate Record Examination (GRE)
 - Institutions may determine whether to use the GRE or a “substantially equivalent” entrance assessment.
 - Institutions determine minimum score on GRE, or the substantially equivalent entrance assessment.
- 15% Exemption
 - Programs may exempt up to 15% of their incoming class from the institution’s admission requirements upon showing of “demonstrated potential” that they can positively contribute to the profession.

Graduate Teacher and Leader Preparation Program Admission Standards, Suspension & Deregistration

- Mandatory suspension of program's ability to admit new students if, for three consecutive years, less than 50% of program completers pass each required certification assessment.
- During suspension, program may continue operations for the time it would take all enrolled students to complete the academic program on a full-time basis.
- Commissioner may lift suspension upon determination that program has improved or following successful appeal of suspension by the program.
- If suspension not lifted, program must be deregistered.



Foster Youth College Success Initiative

provide support services to assist youth in foster care to apply for, enroll in, and succeed in college

\$1.5 million appropriation
SUNY 52% CUNY 30% HEOP 18%

awarded by sector in equal amounts per foster youth

Legislation becomes effective July 1, 2015

Applications due by October 1

Foster Youth College Success Initiative

- expand opportunities through existing postsecondary opportunity programs
- provide supplemental financial aid
- conduct a summer college preparation program
- provide advisement, tutoring and other academic assistance



Foster Youth College Success Initiative

Challenges

- Recruitment of Students
- Summer Preparation Program
- Housing (during intersession, summer and breaks)

Teacher Tenure Hearings

- Streamline Hearings
- Suspend Without Pay
- New Expedited Proceedings
- Expansion of Automatic Termination/Revocation
- Clarified applicability to NYCDOE

Streamline Hearings

- Panels eliminated for all cases – Hearings in front of single hearing officer, reduces delays
- Mutual discovery - Educator must disclose witnesses and evidence
- Establish Protections for child witnesses - Allows use of two-way camera where child would suffer serious mental or emotional harm without such use
- Hearing officer must consider school board penalty recommendation, and if rejected base decision on record



Suspend Without Pay for Certain Misconduct

- Charges involve physical or sexual abuse of a student
- Probable Cause Hearing held within 10 days
- Unpaid suspension limited to 120 days
- Expedited hearing on the merits of charges must be held
- Restoration of pay if not guilty

New Expedited Proceedings

Physical or Sexual Abuse of Student	Two Ineffective APPR Ratings – <u>may</u> bring charges	Three Ineffective APPR Ratings – <u>must</u> bring charges
Parties choose hearing officer	Parties choose hearing officer	Commissioner chooses hearing officer
~90 days	90 days	30 days
	Prima facie evidence of incompetence overcome only by clear and convincing evidence that educator not incompetent	Prima facie evidence of incompetence overcome only by clear and convincing evidence that APPR calculation was fraudulent

Decision in 10 days for all expedited proceedings

Automatic Termination of Employment and Revocation of Certification

- No hearing required
 - Previously limited to convictions of sex crimes (for which registration is required), and defrauding the government (limited to school administrators)
- Expanded to include violent felony offense or offenses committed against a child when the child was the intended victim