



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: Christopher J. Halpin, Secretary

SUBJECT: Summary of the September 2021 Meeting

DATE: October 7, 2021

AUTHORIZATION(S):

SUMMARY

Issue for Decision

Should the Board of Regents approve the Summary of the September 2021 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 October 2021 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

Approval of the Summary of the September 2021 meeting.

VOTED, that the Summary of the September 2021 Meeting of the Board of Regents of The University of the State of New York be approved.

Timetable for Implementation

Effective October 19, 2021.



SUMMARY OF THE SEPTEMBER 2021 MEETING

OF THE BOARD OF REGENTS

OF

THE UNIVERSITY OF THE STATE OF NEW YORK

***Held at the State Education Building
Albany, New York and by Video Conference***

September 13 and 14, 2021

***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 and by video conference on Monday, September 13th at 9:00 a.m. pursuant to a call to duty sent to each Regent.

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

Board Members in Attendance:

Lester W. Young, Jr., *Chancellor*
Josephine Victoria Finn, *Vice Chancellor*
Roger Tilles
Christine D. Cea
Wade S. Norwood
Kathleen M. Cashin
James E. Cottrell
Judith Chin
Beverly L. Ouderkirk
Nan Eileen Mead
Luis O. Reyes
Susan W. Mittler
Frances G. Wills
Ruth B. Turner
Aramina Vega Ferrer

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

Chancellor Young provided thoughts for a moment of silence.

ACTION ITEM

Executive Session Motion

MOVED, that the Board of Regents convene in executive session on Monday, September 13th at 2:35 p.m. to discuss litigation and personnel matters.

Motion by: Vice Chancellor Josephine Victoria Finn
Seconded by: Regent Christine D. Cea
Action: Motion carried unanimously.

PRESENTATION

Back to School/American Rescue Plan (ARP)

Department staff presented updates on the work the Department is engaged in, programmatically and fiscally, to support the field in 2021-2022 and subsequent school years (Attachment I.)

Chancellor Young adjourned the meeting.

P-12 EDUCATION COMMITTEE MEETING

The P-12 Education Committee held its scheduled meeting on September 13, 2021. All members were present. (See P-12 Education Committee Report on page 13).

HIGHER EDUCATION COMMITTEE MEETING

The Higher Education Committee held its scheduled meeting on September 13, 2021. All members were present with the exception of Regent Collins. (See Higher Education Committee Report on page 12).

CULTURAL EDUCATION COMMITTEE MEETING

The Cultural Education Committee held its scheduled meeting on September 13, 2021. All members were present with the exception of Regents Collins and Hakanson. (See Cultural Education Committee Report on page 11).

PROFESSIONAL PRACTICE COMMITTEE MEETING

The Professional Practice Committee held its scheduled meeting on September 14, 2021. All members were present except Regents Collins and Hakanson. Chancellor Young, Regent Cashin, Regent Reyes, Regent Mittler, and Regent Ferrer also attended the meeting, but did not vote on any case or action. (See Professional Practice Committee Report on page 16).

MEETING OF THE FULL BOARD, Tuesday, September 14th at 11:10 a.m.

Board Members in Attendance:

Lester W. Young, Jr., *Chancellor*
Josephine Victoria Finn, *Vice Chancellor*
Roger Tilles
Christine D. Cea
Wade S. Norwood
Kathleen M. Cashin
James E. Cottrell
Judith Chin
Nan Eileen Mead
Luis O. Reyes
Susan W. Mittler
Frances G. Wills
Ruth B. Turner
Aramina Vega Ferrer

Also present were Commissioner, Betty A. Rosa; Executive Deputy Commissioner, Sharon Cates-Williams, Counsel and Deputy Commissioner for Legal Affairs, Daniel Morton-Bentley; and Acting Secretary, Board of Regents, Christopher J. Halpin. Regents Beverly L. Ouder Kirk, Catherine Collins and Elizabeth S. Hakanson were absent and excused.

ACTION ITEM

**Proposed Amendment to Sections 52.21, 60.6, 61.19, 80-1.2, 80-3.7, 100.1, 100.2, 100.4, 100.5, 100.6, 100.7, 100.19 and 151-1.3 and the addition of Section 80-5.27 to the Regulations of the Commissioner of Education Relating to Addressing the COVID-19 Crisis
BR (A) 4**

MOVED, that sections 52.21, 60.6, 61.19, 80-1.2, 80-3.7, 100.1, 100.2, 100.4, 100.5, 100.6, 100.7, 100.19 and 151-1.3 be amended and a new section 80-5.27 be added, as submitted, as an emergency measure, effective September 14, 2021, upon a finding by the Board of Regents that such action is necessary for the preservation of public health and the general welfare in order to immediately provide flexibility to certain regulatory requirements in response to the COVID-19 crisis and to ensure the emergency action taken at the July 2021 Regents meeting remains continuously in effect.

Motion by: Regent Ruth B. Turner
Seconded by: Regent James E. Cottrell
Action: Motion passed unanimously.

DISCUSSION ITEM

**Proposed Amendment of Part 276 and Section 277.1(b) of the Regulations of the Commissioner of Education Relating to Education Law §310 Appeals to the Commissioner of Education and the Initiation and Conduct of Proceedings for the Removal of School Officers
BR (D) 1**

Daniel Morton-Bentley presented revisions to the proposed amendment to Commissioner's regulations relating to service of memorandum of law in Education Law §310 appeals to the Commissioner.

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).

**Summary of the July 2021 Meeting of the Board of Regents
BR (A) 2**

MOVED, that the Summary of the July 2021 Meeting of the Board of Regents of The University of the State of New York be approved.

Motion by: Regent Christine D. Cea
Seconded by: Regent Judith Chin
Action: Motion passed unanimously.

PROGRAM AREA CONSENT ITEMS

Adult Career and Continuing Education Services (ACCES)

**Proposed Amendment to Part 126 of the Regulations of the Commissioner Relating to Standards of Financial Viability, Accountability, and Evaluating Academic Progress in Licensed Private Career Schools and Certified English As a Second Language Schools
BR (CA) 1**

MOVED, that Part 126 of the Regulations of the Commissioner of Education be amended, as submitted, effective September 29, 2021.

Higher Education

**Proposed Amendment to Sections 3.47 and 3.50 of the Rules of the Board of Regents Relating to the Authorization of Degrees: Adding the Doctor of Business Administration (D.B.A.) Degree and Master of Theological Studies (M.T.S.) Degree in New York State
BR (CA) 2**

MOVED, that sections 3.47 and 3.50 of the Rules of the Board of Regents be amended, as submitted, effective September 29, 2021.

**Proposed Amendment to Sections 80-2.1 and 80-3.1 of the Regulations of the Commissioner of Education Relating to Permanent School Counselor Certificate Requirements
BR (CA) 3**

MOVED, that sections 80-2.1 and 80-3.1 of the Regulations of the Commissioner of Education be amended, as submitted, effective September 29, 2021.

**Proposed Amendment to Sections 52.21, 57-4.5, and 80-1.13 of the Regulations of the Commissioner of Education Relating to Permitting the Dignity for All Students Act (DASA) Training to Be Provided Entirely Online Due to the COVID-19 Crisis
BR (CA) 4**

MOVED, that sections 52.21, 57-4.5, and 80-1.13 of the Regulations of the Commissioner of Education be amended, as submitted, effective September 29, 2021.

**Master Plan Amendment Applications
BR (CA) 5**

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

P-12 Education

**Proposed Amendment to Section 100.2(ee) of the Regulations of the Commissioner of Education Relating to Providing Flexibility for the Two-Step Identification Process for Academic Intervention Services (AIS) for Students Who Will Be Enrolled in Grades 3-8 for the 2021-2022 School Year in Response to the COVID-19 Crisis
BR (CA) 6**

MOVED, that section 100.2(ee) of the Regulations of the Commissioner of Education be amended, as submitted, effective September 29, 2021.

**Proposed Amendment to Section 175.5 of the Regulations of the Commissioner of Education Relating to Extending the Instructional Hour COVID-19 Waiver to the 2021-2022 School Year
BR (CA) 7**

MOVED, that section 175.5 of the Regulations of the Commissioner of Education be amended, as submitted, effective September 29, 2021.

**Proposed Amendment to Sections 52.30, 63.9, 70.4, 74.6, 75.2, 75.5, 76.2, 79-9.3, 79-10.3, 79-11.3, 79-12.3, 80-5.3, 80-5.4, 83.5, 87.2, 87.5, 145-2.15, 155.17, 200.5, 200.6, and 279.15 of the Regulations of the Commissioner of Education Relating to Addressing the COVID-19 Crisis
BR (CA) 8**

MOVED, that sections 52.30, 63.9, 70.4, 74.6, 75.2, 75.5, 76.2, 79-9.3, 79-10.3, 79-11.3, 79-12.3, 80-5.3, 80-5.4, 83.5, 87.2, 87.5, 145-2.15, 155.17, 200.5, 200.6, 279.15 of the Regulations of the Commissioner of Education be amended, as submitted, effective October 11, 2021, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the public health and general welfare in order to immediately provide flexibility for certain regulatory requirements in response to the COVID-19 crisis and to ensure the emergency action at the July 2021 meeting remains continuously in effect.

**Proposed Amendment to Section 100.5 of the Regulations of the Commissioner of Education Relating to the Civic Readiness Pathway to Graduation and the New York State Seal of Civic Readiness
BR (CA) 10**

MOVED, that section 100.5 of the Regulations of the Commissioner of Education be amended, as submitted, effective September 29, 2021.

**Proposed Amendment to Sections 100.2(c), 100.5(h), and 136.3 of the Regulations of the Commissioner of Education Relating to Providing Flexibility for Hands-only CPR Instruction, the New York State Seal of Biliteracy, and Health Examinations and Certificates in Response to the COVID-19 Crisis
BR (CA) 11**

MOVED, that sections 100.2(c), 100.5(h), and 136.3 of the Regulations of the Commissioner of Education be amended, as submitted, effective September 29, 2021.

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) 12**

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

**Report of the Committee on the Professions Regarding Licensing Petitions
BR (CA) 13**

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

**Proposed Technical Amendment to Section 60.2 of the Regulations of the
Commissioner of Education Relating to the Term Limits for Members of the
Advisory Committee on Long-Term Clinical Clerkships
BR (CA) 14**

MOVED, that section 60.2 of the Regulations of the Commissioner of Education be amended, as submitted, effective October 11, 2021, 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 make a technical correction to ensure that the amendments to the Commissioner's regulations adopted at the June 2020 meeting are properly administered pursuant to the policies established by the Board of Regents.

**Conferral of Degrees: New York Graduate School of Psychoanalysis
BR (CA) 15**

MOVED, that the Board of Regents confer upon the following individuals, who have completed the requirements for the M. A. program in Psychoanalysis at New York Graduate School of Psychoanalysis:

Ian Abravaya
Joshua Aguayo
Timothy Jon Foljahn
Jihan Saba
Robin Schlein
Elizabeth Abelow
Marianne Jurgaitis
Alexander Kohen
Stephanie Marks
Amy Posner
Jeemin Lee
Amanda Wilkotsz

**Proposed Amendment to Sections 52.14 and 73.1 of the Regulations of the
Commissioner of Education Relating to the Requirements for Chiropractic
Education Programs and Education Requirements for Licensure as a
Chiropractor
BR (CA) 16**

MOVED, that section 52.14 and subdivision (a) of section 73.1 of the Regulations of the Commissioner of Education be amended, as submitted, effective September 29, 2021.

MOVED, that the Regents approve the consent agenda items.

Motion by: Regent Roger Tilles
Seconded by: Regent James E. Cottrell
Action: Motion passed unanimously.

STANDING COMMITTEE REPORTS

CULTURAL EDUCATION

Your Committee on Cultural Education had its scheduled meeting on September 13, 2021. Regent Roger Tilles and Regent Frances Wills, Co-Chairs of the Cultural Education Committee, submitted the following written report. In attendance were committee members: Regent Tilles, Co-Chair, Regent Wills, Co-Chair, Regent Cea, Regent Cottrell, Regent Mead, Regent Reyes and Regent Turner. Regents Collins and Hakanson were absent.

Regents, in addition to Cultural Education Committee members, in attendance were: Chancellor Young, Vice Chancellor Finn, Regent Norwood, Regent Cashin, Regent Ouderkirk, Regent Reyes, Regent Mittler, Regent Turner, and Regent Ferrer. Also in attendance were: Commissioner Rosa, Executive Deputy Commissioner Cates-Williams, and Deputy Commissioner for Legal Affairs Morton-Bentley.

ITEMS FOR DISCUSSION

Co-Chairs Regent Tilles and Regent Wills welcomed everyone.

Deputy Commissioner's Report (Discussion)

Deputy Commissioner Mark Schaming provided an update on the Office of Cultural Education's programs and services including:

- A 7-panel exhibition designed by New York State Museum to commemorate the 50th anniversary of the Attica Prison Uprising from September 9-13, 1971 is at several sites across the state. The panel exhibit is available for free to any historical society, library, or civic organization to print and mount locally.
- State Archives has a dedicated web page to facilitate access to its holdings related to the 1971 Attica uprising. The Archives began receiving records directly related to the uprising from state agencies in 1990, a process that continues to this day.
- Over 200 New York State students participated in the New York State Summer School of the Arts virtual program this summer. Each of the seven programs consisted of daily virtual classes culminating in a final celebration open to friends and family.

Why We Collect – New York State Museum Acquisitions (Discussion) [CE (D) 1]

Mark Schaming, Deputy Commissioner; Jonathan Lothrop, Curator of Archaeology; Michael Lucas, Curator of Historical Archaeology; Gwendolyn Saul, Curator of Ethnology; and Jennifer Lemak, Chief Curator of History discussed the importance of the State Museum’s collections and showcased artifacts that represent the human history of the state.

HIGHER EDUCATION

Your Higher Education Committee held its scheduled meeting on September 13, 2021. All members of the Committee were present with the exception of Regent Collins.

Action Items

MOTION FOR ACTION BY FULL BOARD

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 September 13, 2021, copies of which have been distributed to each member of the Board of Regents.

Matters Not Requiring Board Action:

Proposed Amendment to Sections 3.29 and 13.10 of the Rules of the Board of Regents and Sections 52.21, 70.9, 90.7, 126.1, 246.3, and 247.16 and Part 80 of the Regulations of the Commissioner of Education Relating to Removing References to Regional Accreditation - Your Committee heard Department staff propose regulatory amendments to the Rules of the Board of Regents and the Regulations of the Commissioner of Education in relation to removing references to regional accreditation due to the U.S. Department of Education no longer recognizes the distinction between regional and national accreditors.

Proposed Amendments of Sections 52.21 and 80-2.9 and Subpart 80-4 of the Regulations of the Commissioner of Education Relating to the Creation of Bilingual Education Extensions, and Programs Leading to the Bilingual Education Extension, for Initial and Professional School Counselor Certificates - Your Committee heard the Department propose regulatory amendments to Commissioner's regulations to create the Bilingual Education extension, Supplementary Bilingual Education extension, and registration requirements for programs leading to the Bilingual Education extension for the new Initial and Professional School Counselor certificates that will begin to be issued on February 2, 2023.

Consent Agenda Items:

Proposed Amendment to Sections 52.21, 57-4.5, and 80-1.13 of the Regulations of the Commissioner of Education - The Board of Regents voted to adopt amendment to Sections 52.21, 57-4.5, and 80-1.13 of the Regulations of the Commissioner of Education Relating to Permitting the Dignity for All Students Act (DASA) Training to Be Provided Entirely Online Due to the COVID-19 Crisis.

Proposed Amendment to Sections 80-2.1 and 80-3.1 of the Regulations of the Commissioner of Education – The Board of Regents voted to adopt the amendment to Sections 80-2.1 and 80-3.1 of the Regulations of the Commissioner of Education relating to the permanent School Counselor Certificate Requirements.

Authorization of Degrees – The Board of Regents voted to amend Sections 3.47 and 3.50 of the Rules of the Board of Regents Relating to the Authorization of Degrees, adding the Doctor of Business Administration (D.B.A.) Degree and Master of Theological Studies (M.T.S.) Degree in New York State.

Master Plan Amendment –The Board of Regents voted to approve the Master Plan Amendment for SUNY Plattsburgh Branch Campus at Adirondack Community College, Trocaire College, Le Moyne College and Touro College – Middletown Campus

P-12 EDUCATION

Your P-12 Education Committee held its scheduled meeting on September 13, 2021. All members were present.

ACTION ITEMS

Proposed Amendment to Section 114.5 of the Regulations of the Commissioner of Education Relating to the Prohibition Against Suing Parents or Guardians for Unpaid Meal Fees [P-12 (A) 1]

Your Committee recommends that section 114.5 of the Regulations of the Commissioner of Education be amended, as submitted, effective September 29, 2021, 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 conform the Commissioner's regulations to Chapter 315 of the Laws of 2021.

The motion passed.

Charter School Dissolutions [P-12 (A) 2]

Your Committee recommends that the provisional charter of the Achievement Academy Charter School, located in the Albany City School District, County of Albany, State of New York, which was granted by the Board of Regents on December 4, 2004, and extended by the Board of Regents on June 21, 2011, be, and the same hereby is, dissolved; that notice to such effect be given to the board of trustees of the Corporation; and that the Board of Regents directs that any student records and/or any remaining assets of the Corporation be transferred, and that any funds remaining in the possession of the Corporation that can be attributed to public funding be distributed, to each school district having resident children served by the charter school in the last school year in accordance with the provisions of Education Law §2851(2)(t), and that, in accordance with Education Law §220, the Corporation shall, within three (3) months of said dissolution, petition the supreme court in the judicial district where the principal office of the Corporation is or was located for an order directing such disposition.

Your Committee recommends that the provisional charter of the Newburgh Preparatory Charter High School, located in the Newburgh Enlarged City School District, County of Orange, State of New York, which was granted by the Board of Regents on December 11, 2012, be, and the same hereby is, dissolved, that notice to such effect be given to the board of trustees of the Corporation, and that the Board of Regents directs that any student records and/or any remaining assets of the Corporation be transferred, and that any funds remaining in the possession of the Corporation that can be attributed to public funding be distributed, to each school district having resident children served by the charter school in the last school year in accordance with the provisions of Education Law §2851(2)(t), and that, in accordance with Education Law §220, the Corporation shall, within three (3) months of said dissolution, petition the supreme court in the judicial district where the principal office of the Corporation is or was located for an order directing such disposition.

Your Committee recommends that the provisional charter of the Rochester Career Mentoring Charter School, located in the Rochester City School District, County of Monroe, State of New York, which was granted by the Board of Regents on September 13, 2011, be, and the same hereby is, dissolved, that notice to such effect be given to the board of trustees of the Corporation, and that the Board of Regents directs that any student records and/or any remaining assets of the Corporation be transferred, and that any funds remaining in the possession of the Corporation that can be attributed to public

funding be distributed, to each school district having resident children served by the charter school in the last school year in accordance with the provisions of Education Law §2851(2)(t), and that, in accordance with Education Law §220, the Corporation shall, within three (3) months of said dissolution, petition the supreme court in the judicial district where the principal office of the Corporation is or was located for an order directing such disposition.

The motion passed.

Proposed Amendment of Section 100.21 of the Regulations of the Commissioner of Education Relating to Providing Flexibility for Accountability Requirements in Response to the COVID-19 Crisis [P-12 (A) 3]

Your Committee recommends that section 100.21 of the Regulations of the Commissioner of Education be amended, as submitted, as an emergency measure, effective September 14, 2021, upon a finding by the Board of Regents that such action is necessary for the preservation of public health and general welfare in order to provide flexibility for certain regulatory requirements relating to accountability in response to the impact of the COVID-19 crisis.

The motion passed.

MOTION FOR ACTION BY FULL BOARD

Mr. 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 September 14, 2021, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Arts Update

Your Committee discussed an update on programs and initiatives related to P-12 arts instruction, including the implementation of the NYS P-12 Learning Standards for the Arts and the Individual Arts Assessment Pathway (IAAP).

Consent Agenda

The Board of Regents took action on the following consent agenda item at its September 2021 meeting.

- Proposed Amendment to Section 100.5 of the Commissioner's Regulations Relating to the Civic Readiness Pathway to Graduation and the New York State Seal of Civic Readiness

- Proposed Amendment to Section 100.2(ee) of the Commissioner’s Regulations Relating to Providing Flexibility for the Two-Step Identification Process for Academic Intervention Services (AIS) for Students Who Will Be Enrolled in Grades 3-8 for the 2021-22 School Year in Response to the COVID-19 Crisis
- Proposed Amendment to Section 175.5 of the Commissioner’s Regulations Relating to Extending the Instructional Hour COVID Waiver to the 2021-22 School Year
- COVID X: Proposed Amendment to Sections 100.2(c), 100.5(h), and 136.3 of the Regulations of the Commissioner of Education Relating to Providing Flexibility for Hands-only CPR Instruction, the New York State Seal of Biliteracy, and Health Examinations and Certificates in Response to the COVID-19 Crisis
- COVID XI: Proposed Amendment to Sections 52.30, 63.9, 70.4, 74.6, 75.2, 75.5, 76.2, 79-9.3, 79-10.3, 79-11.3, 79-12.3, 80-5.3, 80-5.4, 83.5, 87.2, 87.5, 145-2.15, 155.17, 200.5, 200.6, and 279.15 of the Regulations of the Commissioner of Education Relating to Addressing the COVID-19 Crisis

PROFESSIONAL PRACTICE

Your Professional Practice Committee held its scheduled meeting on September 14, 2021. All members were present except Regent Catherine Collins and Regent Elizabeth S. Hakanson. Chancellor Lester W. Young, Jr., Regent Kathleen M. Cashin, Regent Luis O. Reyes, Regent Susan W. Mittler, and Regent Aramina Vega Ferrer also attended the meeting, but did not vote on any case or action.

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 2 cases. In addition, your Committee recommends, upon the recommendation of the Committee on the Professions, that 41 consent order applications and 25 surrender applications be granted, with Regent Wade S. Norwood abstaining from 1 surrender order case (Calendar No. 32284).

These recommendations are made following the review of 70 cases involving 17 registered professional nurses, ten licensed practical nurses, four certified public accountants, four licensed practical nurses who are also registered professional nurses, two licensed clinical social workers, two licensed master social workers, two massage therapists, two pharmacies, two pharmacists, two registered professional nurses who are also nurse practitioners (Family Health), one acupuncturist, one architect, one dental

hygienist, one dental hygienist who is also a holder of a dental hygiene restricted local infiltration anesthesia/nitrous oxide analgesia certificate, one dentist, one landscape architect, one licensed mental health counselor, one physician, one professional engineer, one psychologist, one registered professional nurse who is also a nurse practitioner (Psychiatry), one speech-language pathologist, and one veterinarian.

Restoration

Your Committee recommends the following:

That the application of Kenny Chun-Gui Ho for the restoration of his license to practice as a Pharmacist in New York State be granted. [PPC EXS (A) 4]

MOTION FOR ACTION BY FULL BOARD

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 September 14, 2021, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Your Committee discussed several topics of interest, including:

- Deputy's Commissioners Report/Update
 - Board (Re)Appointments
 - Licensing Petitions/Conferral of Degrees
 - Conferral of Degrees: New York Graduate School of Psychoanalysis
 - Proposed Amendment to Sections 52.14 and 73.1 of the Regulations of the Commissioner of Education Relating to the Requirements for Chiropractic Education Programs and Education Requirements for Licensure as a Chiropractor (Permanent Adoption)
 - Proposed Technical Amendment to Section 60.2 of the Regulations of the Commissioner of Education Relating to the Term Limits for Members of the Advisory Committee on Long-Term Clinical Clerkships (2nd Emergency Action)

Proposed Amendments to Sections 63.2,63.3, 63.5 and 63.7 of the Regulations of the Commissioner of Education Relating to the Licensure Examination, Licensure by Endorsement and Continuing Education Requirements in the Profession of Pharmacy (Discussion)

The proposed amendments to the Commissioner's Regulations conform the licensing examination requirements for applicants for licensure as pharmacists to national standards and to provide the Department with flexibility to implement prospective changes

in examination standards. Based on the findings of a recent gap analysis of current examination requirements, the Department and the State Board of Pharmacy propose regulatory changes that would eliminate the Department-administered Part III examination as a specific requirement for licensure in New York. In furtherance of such goals and interests of public health and protection, the proposed amendments would also add a mandatory three credit compounding continuing education requirement for each triennial registration period to ensure that all pharmacists are adequately trained in compounding drug products and that they maintain this competency throughout their careers.

Proposed Amendment to Section 29.3 of the Rules of the Board of Regents and Sections 68.14 and 68.15 of the Regulations of the Commissioner of Education Relating to the Continuing Education Requirements for Professional Engineers, Land Surveyors and Professional Geologists (Discussion)

The proposed amendments to the Rules of the Board of Regents and the Commissioner’s Regulations add professional geologists to general unprofessional conduct provisions for design professionals and conform the regulations to Chapter 260 of the Laws 2020 which, effective January 1, 2022, amends the Education Law to modernize the continuing education requirements for professional engineers and land surveyors, establish the continuing education requirements for professional geologists, and consolidate the continuing education requirements for all three professions.

MOVED, that the Committee Reports be approved.

Motion by: Regent Ruth B. Turner
Seconded by: Regent Christine D. Cea
Action: Motion passed unanimously.

**State Education Department August 2021 Fiscal Report
BR (A) 3**

MOVED, that Board of Regents accept the August 2021 State Education Department Fiscal Report as presented.

Motion by: Regent Frances G. Wills
Seconded by: Regent James E. Cottrell
Action: Motion passed unanimously.

PRESENTATIONS

Announcement of the Marge A. Tierney Memorial Scholarship Award Winner

The 2021 Marge A. Tierney Scholarship was awarded by Commissioner Rosa to Jamimaleson Alexander of Amherst, New York.

Announcement of the 2022 Teacher of the Year

Chancellor Young and Commissioner Rosa opened the Teacher of the Year Awards (Attachment II.)

Chancellor Young introduced the 2021 Teacher of the Year, Jennifer Wolfe to speak as to her experience as Teacher of the Year.

Regent Ruth B. Turner introduced finalists Amber Chandler and Lynn Sajdak. Ms. Chandler is an 8th grade ELA teacher at Frontier Middle School, Frontier Central School District. She has 21 years of experience instructing middle school, high school, and college students, as well as being a National Board Certified Teacher. She also provides professional development at the local, state, and national levels.

Ms. Sajdak is a Special Education teacher focusing on Life Skills and Workforce Development at Hamburg High School, Hamburg Central School District. She comes from a family of educators and was inspired to pursue a career in teaching. She focuses her efforts on learning about workforce development and helping students transition from school settings to work settings.

Vice Chancellor Josephine Victoria Finn introduced finalists Jeanne Lance and Heather McCutcheon. Ms. Lance is a 4th grade teacher at Watervliet Elementary School, Watervliet City School District and began teaching in 1990. Jeanne has served on the NYS Commissioner of Education's Advisory Council and was named a 2020 New York State Teacher of the Year finalist. She continues to participate in professional development opportunities related to trauma-informed instruction and equity-based practices.

Ms. McCutcheon is a Visual Arts educator at Herkimer Jr./Sr. High School, Herkimer Central School District. In her 13 years at Herkimer Central School District, she has taught Kindergarten to Advance Placement and dual-credit courses in high school. Having earned her BFA and Master's in Teaching at SUNY Oswego, Heather has committed herself to professional development and leadership responsibilities.

Regent Wade S. Norwood presented the Teacher of the Year for 2022 Carly Santangelo, of the Cuba-Rushford Central School. Ms. Santangelo teaches agriculture to middle and high school students.

She engages students, colleagues, and the community by connecting academic content to life-long skills through school-wide, hands-on projects. She believes strongly in an interdisciplinary, project-based approach to learning and uses the lens of agriculture to apply content from other classes. She actively pursues opportunities to expand the walls of her classroom through grants, field trips, community connections and guest speakers. She believes in service learning and works alongside her students to give back to the community in and outside of school.

Ms. Santangelo was presented with two awards: the Thomas Sobol Award, created by former Commissioner Sobol, and the Tony Lofrumento Award, created by Regent Tilles and supported by Commissioner Rosa, in honor of former Secretary to the Board of Regents, Tony Lofrumento.

During her year of honor, Carly will serve as an ambassador for teachers throughout the state and will be the New York State nominee for National Teacher of the Year.

Regent Norwood introduced Jolene DiBrango, Executive Vice President, New York State United Teachers (NYSUT). Ms. DiBrango addressed the Board and the 2022 Teacher of the Year and finalists.

Chancellor Young invited Ms. Santangelo to provide remarks to the Board.

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)
Caldwell-Lake George Library	CE	Warren (Lake George)	Amend charter to specify the trustee range to be not less than five nor more than fifteen and change the trustee term length from five years to three years.
Carousel Society of the Niagara Frontier	CE	Niagara (North Tonawanda)	Consent to filing of certificate of assumed name "Herschel Carrousel Factory Museum".
Cumsewogue Historical Society	CE	Suffolk (Port Jefferson Station)	Extend provisional charter for five years.
The East End African American Museum and Center for Excellence	CE	Suffolk (Southampton)	Amend charter to change the corporate name to "Southampton African American Museum".
Friends of the Sea Cliff Village Museum	CE	Nassau (Sea Cliff)	Grant a Regents certificate of incorporation.
Friendship-Nile Historical Society	CE	Allegany (Friendship)	Extend provisional charter for five years.
Genesis II Museum of International Black Culture	CE	New York (New York)	Amend charter to change the corporate name to "The Genesis Museum of International Black Culture" and extend for five years.
Hadley-Luzerne Public Library	CE	Warren (Lake Luzerne)	Dissolve charter and approval to distribute remaining assets to the Rockwell Falls Public Library.
Islip Town Fire & EMS Museum Education Center	CE	Suffolk (Central Islip)	Grant a Regents certificate of incorporation.
The Long Island Radio & Television Historical Society	CE	Suffolk (Sayville)	Extend provisional charter for five years.
The Mt. Beacon Incline Railway Restoration Society	CE	Dutchess (Beacon)	Dissolve charter and approval to distribute remaining assets to the Beacon Historical Society.

Pulpit Rock Historical Society	CE	Orange (Warwick)	Grants a Regents certificate of incorporation.
Roeliff Jansen Community Library Association	CE	Columbia (Copake)	Amend charter to change the name of the corporation to "Roeliff Jansen Community Library" and to change the corporate address.
Society of Epirotes Anagenesis	CE	New York (New York)	Extend provisional charter for five years.
Time and the Valleys Museum	CE	Sullivan (Grahamsville)	Amend charter to updates purposes clause, change the corporate address and grant an absolute charter.
Catholic School Region of the Northwest and South Bronx	P12	New York (New York)	Amend charter to delete several school locations.
The Hamaspik School	P12	Kings (Brooklyn)	Grant provisional charter for three years.
Holy Child Jesus Catholic Academy	P12	Queens (Richmond Hill)	Amend charter to update purpose clause and extend for three years.
Immaculate Conception Catholic Academy in Astoria	P12	Queens (Astoria)	Extend provisional charter for three years.
John F. Kennedy Catholic Preparatory School	P12	Westchester (Somers)	Amend charter to restate corporate purposes.
The Keswell School	P12	New York (New York)	Extend provisional charter for three years.
The Leffell School	P12	Westchester (White Plains)	Amend charter to restate corporate purposes.
Our Lady of Hope Catholic Academy	P12	Queens (Middle Village)	Extend provisional charter for three years.
Our Lady of Perpetual Help Catholic Academy	P12	Queens (South Ozone Park)	Amend charter to update the purpose clause and extend for three years.
Radisson Nursery School	P12	Onondaga (Baldwinsville)	Extend provisional charter for three years.
Resurrection Ascension Catholic Academy	P12	Queens (Rego Park)	Extend provisional charter for three years.

St. Catherine of Genoa- St. Therese of Lisieux Catholic Academy	P12	Kings (Brooklyn)	Amend charter to update purpose clause and extend for three years.
St. Clare Catholic Academy	P12	Queens (Rosedale)	Extend provisional charter for three years.
St. Nicholas of Tolentine Catholic Academy	P12	Queens (Jamaica)	Extend provisional charter for three years.
Le Moyne College	OP	Onondaga (De Witt)	Amend charter to add authority to confer the Doctor of Nursing Practice (D.N.P.) degree.
New York Studio School	HE	New York (New York)	Grant an absolute charter.
St. Bonaventure University	HE	Allegany (Cattaraugus)	Amend charter to add authority to confer the Master of Public Health (M.P.H.) degree.

Appendix II

REGENTS ACTIONS IN 68 PROFESSIONAL DISCIPLINE CASES AND 1 RESTORATION PETITION

SEPTEMBER 13 - 14, 2021

The Board of Regents announced disciplinary actions resulting in the revocation of 1 license, surrender of 23 licenses and 2 certificates, and 42 other disciplinary actions. The penalty indicated for each case relates solely to the misconduct set forth in that particular case. In addition, the Board acted upon 1 restoration petition.

I. REVOCATION AND SURRENDERS

Architecture

Carlton Edward De Wolff a/k/a Carlton DeWolff; Architect; Fairport, NY 14450-2832; Lic. No. 008193; Cal. No. 32284; Application to surrender license granted. Summary: Licensee did not contest the charge of willfully failing to comply with the mandatory continuing education requirements to be registered to practice as an architect.

Dentistry

Louis Anthony Surace; Dentist; Coxsackie, NY 12051; Lic. No. 041626; Cal. No. 32648; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Attempted Criminal Sexual Act in the 1st Degree.

Roslyn J. Pilmar; Dental Hygienist; Bedford Hills, NY 10507-2400; Lic. No. 014139; Cal. No. 32679; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Murder in the 2nd Degree, a class A felony.

Massage Therapy

Hyun Kyung Han; Massage Therapist; Danbury, CT 06811; Lic. No. 015699; Cal. No. 32546; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Conspiracy to Commit Money Laundering, a felony.

Robert C. Bonavolta; Massage Therapist; Vero Beach, FL 32966; Lic. No. 010444; Cal. No. 32658; Application to surrender license granted. Summary: Licensee did not contest the charge of inappropriately touching and making sexual remarks to a sixteen-year-old patient during a massage.

Mental Health Practitioners

Darcy E. Bailor; Licensed Mental Health Counselor; Angelica, NY 14709-8721; Lic. No. 003258; Cal. No. 32512; Application to surrender license granted. Summary: Licensee did not contest the charge of signing a supervisor's certification to a mental health counseling application for a limited permit with a false response.

Nursing

Victoria Ann Vaccaro; Registered Professional Nurse, Nurse Practitioner (Family Health); Clive, IA 50325-6600; Lic. No. 489085, Cert. No. 331778; Cal. Nos. 32384, 32385; Application to surrender license and certificate granted. Summary: Licensee admitted to the charge of having been convicted of Operating a Motor Vehicle While Intoxicated, a misdemeanor, in the State of Michigan.

Krista Ann Rule; Registered Professional Nurse; Morrisonville, NY 12962; Lic. No. 577030; Cal. No. 32435; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Petit Larceny.

Jerusalem Makonnen; Registered Professional Nurse, Nurse Practitioner (Family Health); Oakland, CA 94602-1630; Lic. No. 677565, Cert. No. 338717; Cal. Nos. 32538, 32539; Application to surrender license and certificate granted. Summary: Licensee did not contest the charge of mistakenly treating a patient's open knee wound with trichloroacetic acid, in the State of California.

Diane Lynn Endo; Registered Professional Nurse; Lakewood, FL 44107; Lic. No. 750240; Cal. No. 32561; Application to surrender license granted. Summary: Licensee admitted to the charge of having been twice convicted of Driving While Intoxicated, an unclassified misdemeanor, in the State of Florida.

William Hall Cordell; Registered Professional Nurse; Orlando, FL 32804; Lic. No. 521297; Cal. No. 32564; Application to surrender license granted. Summary: Licensee admitted to the charge of failing to timely administer and/or waste controlled substances withdrawn, administering controlled substances without a physician's order, and/or failing to accurately document the actual dosage of controlled substances administered to patients, in the State of California.

George A. Weber; Licensed Practical Nurse, Registered Professional Nurse; Ridge, NY 11961; Lic. Nos. 280413, 599865; Cal. Nos. 32608, 32609; Application to surrender licenses granted. Summary: Licensee admitted to the charge of failing to complete coursework in nursing ethics and medication administration, and failing to submit quarterly update reports to the Department, as required pursuant to Order Nos. 30679 and 30680.

Maureen Paul; Licensed Practical Nurse; Stanfordville, NY 12501; Lic. No. 254097; Cal. No. 32615; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Criminal Possession of a Forged Instrument in the 3rd Degree, a misdemeanor.

Sijimole Peedikayil Reji; Licensed Practical Nurse, Registered Professional Nurse; Smithtown, NY 11787; Lic. Nos. 268336, 628479; Cal. Nos. 32617, 32618; Application to surrender licenses granted. Summary: Licensee admitted to the charge of having been convicted of Willful Violation of Public Health Laws, an unclassified misdemeanor.

Manuel Antonio Diaz; Registered Professional Nurse; Hialeah, FL 33014; Lic. No. 642259; Cal. No. 32629; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Conspiracy to Defraud the United States and Pay and Receive Healthcare Kickbacks, a felony.

Felicia Dalva Bruton; Licensed Practical Nurse; Katy, TX 77449; Lic. No. 283465; Cal. No. 32689; Application to surrender license granted. Summary: Licensee admitted to the charge of professional misconduct in the State of North Carolina for failing to maintain a record for each patient which accurately reflects the evaluation and treatment of the patient, failing to perform a prescribed treatment on a patient, and falsifying the patient's medical record to reflect that said treatment had been performed.

Psychology

Susan L. Frame; Psychologist; New York, NY 10128-0510; Lic. No. 005601; Cal. No. 32535; Application to surrender license granted. Summary: Licensee did not contest the charge of practicing while suffering from a concussion that resulted in no balance, falling, severe headaches, inability to focus, and malaise.

Public Accountancy

Michael Francis Cronin; Certified Public Accountant; Winter Springs, FL 32708; Lic. No. 045325; Cal. No. 32491; Application to surrender license granted. Summary: Licensee admitted to the charge of continuing to perform accountancy or financial management services for eight issuers after the Public Company Accounting Oversight Board barred licensee from associating with a registered public accounting firm and prohibiting licensee from willfully becoming or remaining associated with an issuer in an accountancy or financial capacity without consent of the PCAOB or the Commission.

David Charles Britt; Certified Public Accountant; New Canaan, CT 06840; Lic. No. 089343; Cal. No. 32545; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Conspiracy to Commit Wire Fraud.

Social Work

Danielle Marie Breman; Licensed Master Social Worker; Brewerton, NY 13029-8638; Lic. No. 093390; Cal. No. 31726; Application to surrender license granted. Summary: Licensee did not contest the charge of engaging in a romantic relationship with a patient.

Emily A. Klein; Licensed Master Social Worker; Melville, NY 11747-2648; Lic. No. 086050; Cal. No. 32630; Application to surrender license granted. Summary: Licensee admitted to the charge of failing to maintain professional and ethical boundaries with a patient.

Veterinary Medicine

David Wong Troy; Veterinarian; Rego Park, NY 11374, Baileyville, ME 04694, Kula, HI 96790; Lic. No. 005895; Cal. No. 30516; Found guilty of professional misconduct; Penalty: Revocation.

II. OTHER REGENTS DISCIPLINARY ACTIONS

Acupuncture

Alla Noginsky; Acupuncturist; Brooklyn, NY 11235; Lic. No. 002068; Cal. No. 32340; Application for consent order granted; Penalty agreed upon: 18 months actual suspension, 6 months stayed suspension, 2 years probation.

Dentistry

Katherine June De Luca; Dental Hygienist, Dental Hygiene Restricted Local Infiltration Anesthesia/Nitrous Oxide Analgesia; Amsterdam, NY 12010; Lic. No. 026603, Cert. No. 003150; Cal. Nos. 32377, 32391; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon return to practice, 2 years probation, \$500 fine.

Engineering, Land Surveying and Geology

Jamie Lewis Bailey; Professional Engineer; Calera, AL 35040-6266; Lic. No. 097723; Cal. No. 32374; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, upon return to practice in New York State, 2 years probation, \$2,000 fine.

Landscape Architecture

Robert T. Akroyd; Landscape Architect; Lenox, MA 01240-2006; Lic. No. 002157; Cal. No. 32381; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$2,500 fine.

Medicine

Shah Mohammad Maniruz Zaman a/k/a Shah Zaman; Physician; Poughkeepsie, NY 12601-1334; Lic. No. 141193; Cal. No. 32743; Found guilty of professional misconduct; Penalty: Indefinite actual suspension until respondent makes full payment of all arrears of child support and maintenance to the Support Collection Unit of the Supreme Court.

Nursing

Kelly Ann Furlong a/k/a Kelly Ann Steward a/k/a Kelly Voorhis-Cook; Licensed Practical Nurse; Sherburne, NY 13460; Lic. No. 263308; Cal. No. 30451; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon return to practice, 2 years probation.

John David Webber; Registered Professional Nurse; Medina, NY 14103; Lic. No. 696523; Cal. No. 32144; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Shyrlie Ann Bockus; Registered Professional Nurse; Binghamton, NY 13901; Lic. No. 378443; Cal. No. 32225; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Melissa Reynolds; Registered Professional Nurse; Union, NJ 07083-0451; Lic. No. 592645; Cal. No. 32287; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, 2 years probation, \$500 fine.

Jacqueline Nicole Giampietro; Licensed Practical Nurse; Eldred, NY 12732; Lic. No. 306671; Cal. No. 32298; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$250 fine.

Jennifer Lynn Whiting a/k/a Jennifer Lynn Burnham; Licensed Practical Nurse, Registered Professional Nurse; Fort Ann, NY 12827; Lic. Nos. 249461, 566063; Cal. Nos. 32330, 32329; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Polly Angela Elkins; Registered Professional Nurse; Hicksville, NY 11801-4335; Lic. No. 593338; Cal. No. 32334; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Alla Noginsky; Registered Professional Nurse, Nurse Practitioner (Psychiatry); Brooklyn, NY 11235; Lic. No. 622285, Cert. No. 402674; Cal. Nos. 32339, 31910; Application for consent order granted; Penalty agreed upon: 18 months actual suspension, 6 months stayed suspension, 2 years probation.

Giorgi Giorgadze; Registered Professional Nurse; Brooklyn, NY 11235-5433; Lic. No. 693036; Cal. No. 32360; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Deborah L. Latimer; Licensed Practical Nurse; Rochester, NY 14618; Lic. No. 318611; Cal. No. 32375; 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.

Emmanuel Okodogbe; Licensed Practical Nurse; Hollis, NY 11423; Lic. No. 272582; Cal. No. 32379; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, 2 years probation, \$250 fine.

Rachel L. Murrin; Licensed Practical Nurse; Monticello, NY 12701-4251; Lic. No. 310153; Cal. No. 32380; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation.

Jennifer Lee Gabriel; Licensed Practical Nurse; Averill Park, NY 12018-4817; Lic. No. 305850; Cal. No. 32390; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Svitlana Babchenko; Registered Professional Nurse; Brooklyn, NY 11214-1742; Lic. No. 648374; Cal. No. 32392; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

John LaCambra Parayno; Registered Professional Nurse; Houston, TX 77043; Lic. No. 583959; Cal. No. 32398; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until participation in course of therapy and treatment and until fit to practice, upon return to practice in New York State, 2 years probation, \$500 fine.

Michael James Abeleda Benedito a/k/a Michael James Benedito; Registered Professional Nurse; Lake Grove, NY 11755; Lic. No. 463894; Cal. No. 32402; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$1,500 fine.

Jessica M. Pearson; Licensed Practical Nurse; Rochester, NY 14605-2654; Lic. No. 308669; Cal. No. 32410; 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 payable.

Brenda Lee Prins; Registered Professional Nurse; Pine City, NY 14871; Lic. No. 456239; Cal. No. 32416; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 1 month and until fit to practice, upon return to practice, 2 years probation, \$500 fine.

Sheila A. Adam a/k/a Sheila Anne Adam; Licensed Practical Nurse, Registered Professional Nurse; Rochester, NY 14612; Lic. Nos. 227942, 672967; Cal. Nos. 32422, 32423; Application for consent order granted; Penalty agreed upon: Censure and reprimand, 2 years probation, \$500 fine.

Siobhan Kathleen Kearns; Registered Professional Nurse; East Rockaway, NY 11518; Lic. No. 696823; Cal. No. 32439; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, 2 years probation, \$500 fine.

Sheldon Tyrone George; Registered Professional Nurse; Westbury, NY 11590; Lic. No. 711585; Cal. No. 32440; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Sarah Margaret Ward; Registered Professional Nurse; Goshen, NY 10924; Lic. No. 752974; Cal. No. 32448; Application for consent order granted; Penalty agreed upon: 3 months actual suspension, 21 months stayed suspension, 2 years probation, \$500 fine.

Warin R. Gilbert; Registered Professional Nurse; Huntington, NY 11743; Lic. No. 755277; Cal. No. 32449; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Amie L. Gray; Licensed Practical Nurse; East Aurora, NY 14052; Lic. No. 284877; Cal. No. 32505; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.
Pharmacy

Fallon Wellness Pharmacy, L.L.C.; Pharmacy; Latham, NY 12110; Reg. No. 026112; Cal. No. 29318; Application for consent order granted; Penalty agreed upon: Partial actual suspension in the area of sterile compounding until registrant's supervising pharmacist or pharmacist designee completes retraining coursework in sterile compounding, upon return to practice of sterile compounding, 2 years probation, \$2,500 fine.

Caroline Elizabeth Koch; Pharmacist; Wayland, NY 14572; Lic. No. 047497; Cal. No. 32202; Application for consent order granted; Penalty agreed upon: Censure and reprimand, 1 year probation, \$2,000 fine.

Kayla Louise Loosmore; Pharmacist; Macedon, NY 14502; Lic. No. 060251; Cal. No. 32396; Application for consent order granted; Penalty agreed upon: Censure and reprimand, \$5,000 fine.

Up Chemistry Services, Inc.; Pharmacy; New York, NY 10027-7807; Reg. No. 036940; Cal. No. 32424; Application for consent order granted; Penalty agreed upon: Censure and reprimand, \$10,000 fine.

Public Accountancy

Thomas Joseph Patrick Ryan; Certified Public Accountant; Woodside, NY 11377; Lic. No. 063192; Cal. No. 32414; Application for consent order granted; Penalty agreed upon: 3 months actual suspension, 21 months stayed suspension, 2 years probation, \$2,500 fine.

Mindy Eisenberg Stark; Certified Public Accountant; Scarsdale, NY 10583; Lic. No. 041123; Cal. No. 32454; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Social Work

Robert Braeton Slater; Licensed Clinical Social Worker; East Syracuse, NY 13057; Lic. No. 057745; Cal. No. 32389; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 10 months and until mentally fit to practice, upon return to practice, 2 years probation, \$500 fine.

Susan Aeid; Licensed Clinical Social Worker; Dansville, NY 14437-9606; Lic. No. 061841; Cal. No. 32400; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Speech-Language Pathology and Audiology

Cheri Lynn Rohn; Speech-Language Pathologist; Liverpool, NY 13090; Lic. No. 006732; Cal. No. 32388; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon return to practice, 2 years probation, \$500 fine.

III. RESTORATION

The Board of Regents voted on September 14, 2021 to stay the execution of the order of surrender of the pharmacist license of Kenny Chun-Gui Ho, Little Neck, NY, to place him on probation for three years under specified terms and conditions, and upon successful completion of probation, to fully restore his license. Mr. Ho's license was surrendered March 12, 2013.



New York State
EDUCATION DEPARTMENT

Knowledge > Skill > Opportunity

ATTACHMENT I

Back To School 2021 - 2022

Board of Regents Meeting
September 2021



Guiding Principles



**A foundation of
Diversity, Equity, and
Inclusion**



**Service-oriented
approach through
technical assistance
and release of
guidance documents**



Welcome Back – Goals for 2021-22



**Be
Responsive
to student
needs**



**Health and
safety of
students
and staff**



**Maximize in-
person
teaching
and learning**

Diversity, Equity, and Inclusion (DEI)



*"Diversity is not our problem. It is our promise."
-- Elijah Cummings*

WELCOMED AND SUPPORTED

- Diversity means a wide range of human qualities and attributes
- Diversity is an educational and social asset for ALL
- Respecting diversity helps us meet the physical, social and emotional needs of ALL



*"Always remember that you are absolutely unique.
Just like everyone else."
-- Margaret Mead*

OPPORTUNITIES TO SUCCEED

- Equity means fair treatment and opportunity for ALL
- Equity is fair access to programs, classes and needed supports
- Equity prepares ALL students to be actively engaged citizens



*"There is only one way to see things, until someone shows us
how to look at them with different eyes."
-- Pablo Picasso*

CULTURES, LANGUAGES AND EXPERIENCES

- Inclusion means recognizing, understanding and accepting ALL
- Inclusion teaches and models respect for ALL
- Inclusion makes ALL feel safe, supported and valued

Stakeholder Input on Back to School 2021-2022



In May 2021, the Commissioner hosted focus groups with stakeholders regarding back-to-school strategies.



The sessions provided field-based feedback regarding experiences during the COVID-19 Pandemic and how these experiences could guide the return to school for the 2021-2022 school year.

Summary of Overall Feedback

Question 1: What Worked?

- Ability to acclimate to e-platforms
- Increased communication and collaboration
- Flexible learning platforms

Question 2: What was Challenging?

- Student engagement/attendance
- Inequities in technology access
- Concurrent instruction – lack of personnel to teach students at home and online simultaneously

Question 3: What is Needed from the Department?

- Increased cross-sector communication & collaboration – consistency from CDC and state agencies
- Clarity/Guidance on local district obligations
- Clarity on whether a district will be required to offer remote instruction

Health and Safety Guide: 2021-2022 School Year

[Health and Safety Guide for the 2021-2022 School Year](#) released on August 12 based on CDC and APA guidance.

Topics Covered:

- Vaccine promotion;
- Consistent and correct use of masks;
- Physical distancing;
- Screening testing to quickly identify positive cases;
- Improved ventilation;
- Proper handwashing and respiratory etiquette;
- Staying home when sick and getting tested;
- Contact tracing with isolation and quarantine; and
- Routine cleaning and disinfection.



Instructional Modality

Guidance provided to the field on School Opening:

- Open for in-person teaching and learning, and students should be in school
- Prepared to provide remote instruction
- LEAs may offer remote options when in the best educational interest of the student
- Consider the value of on-line capacity developed in response to the pandemic

[Teaching in Remote/Hybrid Learning Environments grant](#)

School Opening



NYS Education Department @NYSEDNews · Sep 2
Visit our website to access #BackToSchool information and resources on topics such as health and safety, social emotional learning, and digital learning. bit.ly/2YjVWzw



2 1



NYS Education Department @NYSEDNews · Aug 30
We're excited for students to start the school year, interact with their peers, and learn. At school, students learn social and emotional skills, eat healthy meals, get exercise, and receive other vital services. #BackToSchool



1 3 7



NYS Education Department @NYSEDNews · Sep 1
The pandemic has affected each of us in different ways. The NYS School Mental Health Resource and Training Center provides mental health resources for students and their families. bit.ly/3kXA8DE @MHAacrossNYS #BackToSchool #WellnessWednesday



10 13



NYS Education Department @NYSEDNews · Aug 31
What part of #BackToSchool season are you looking forward to most? We are looking forward to students having the opportunity to renew their focus on learning and reconnect with their peers and their passions.



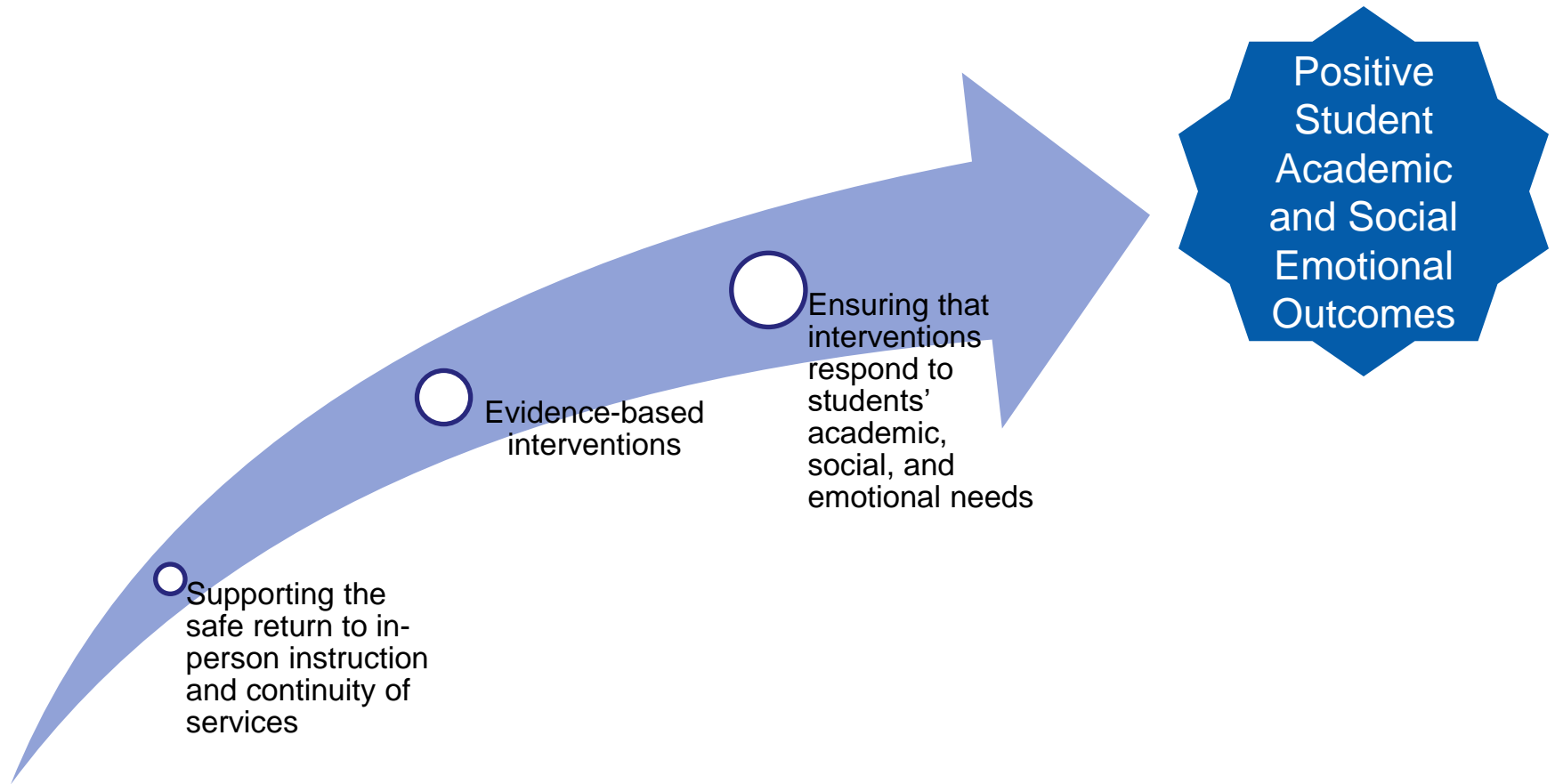
1 3

Coordination of Federal Funding

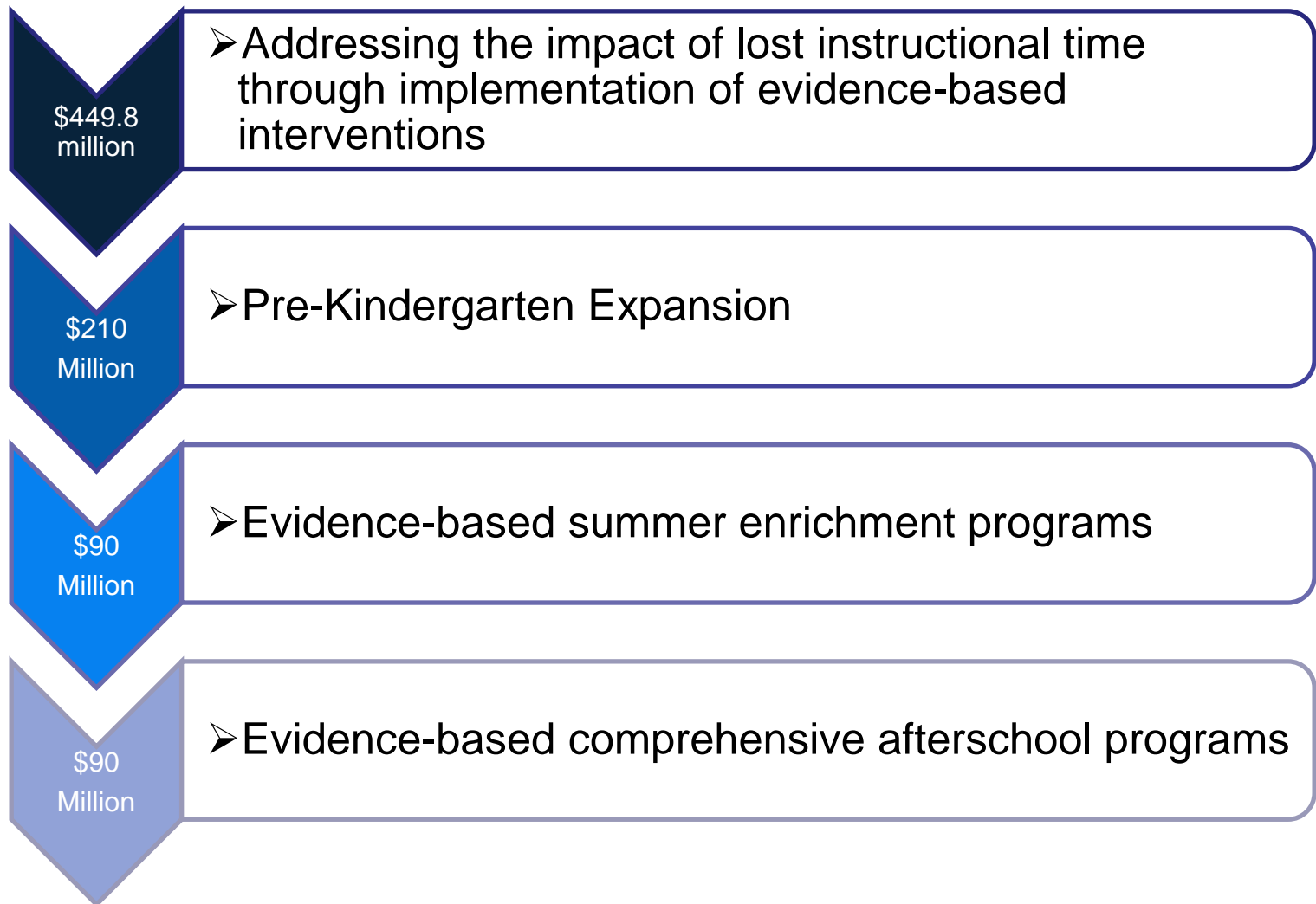
Over \$14 billion awarded to NYS in federal education COVID response funding:

Funding Source	Elementary and Secondary School Emergency Relief (ESSER)	Governor's Emergency Education Relief (GEER)/Emergency Assistance to Non-Public Schools (EANS)
CARES	\$1 billion	\$164.2 million
CRRSA	\$4 billion	\$322.9 million
ARP	\$9 billion	\$252.5 million

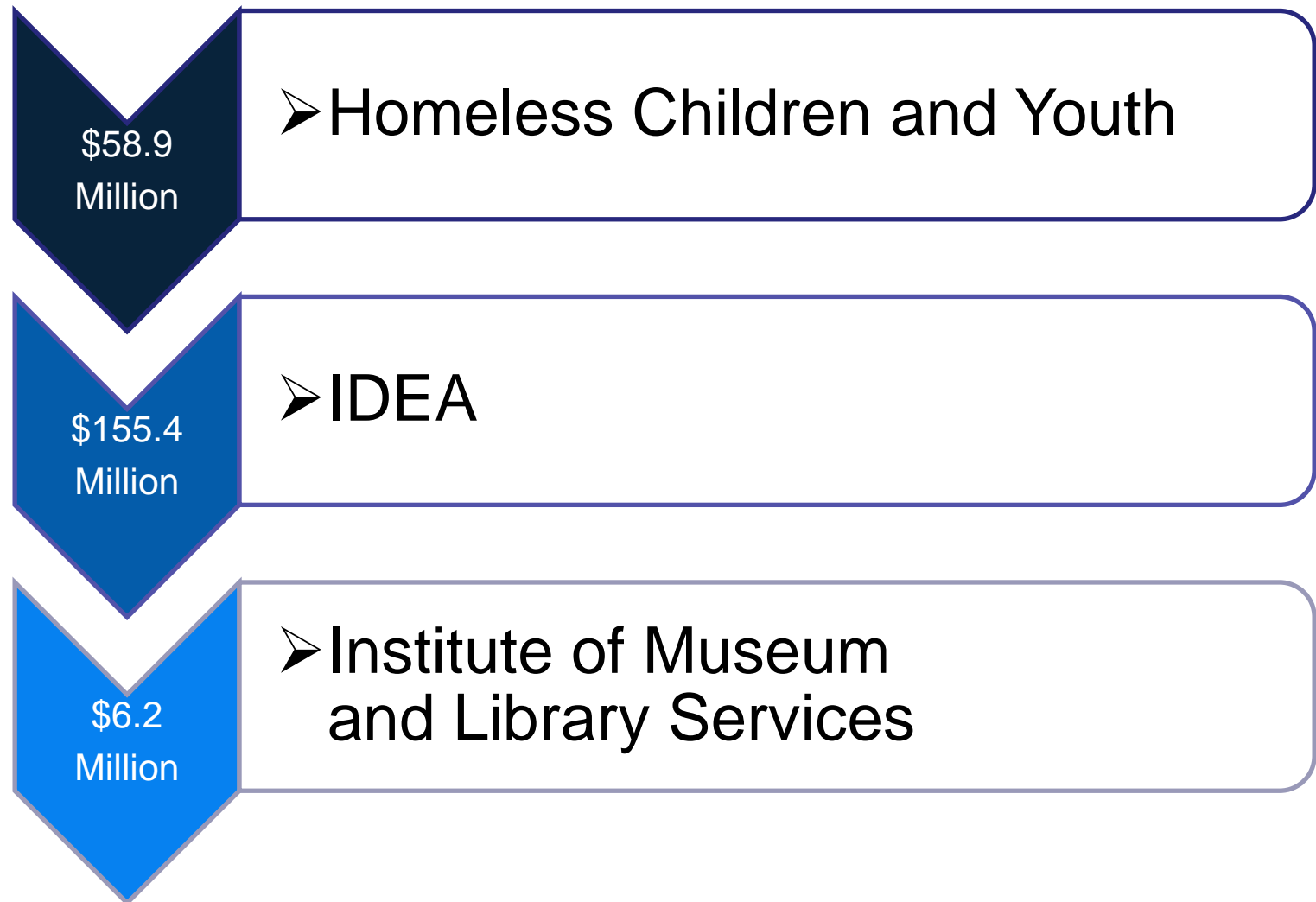
ARP Funding



ARP Interventions



Other ARP Interventions



ARP State and Local Plans

**Equitably
expanding
opportunity for
students**

Local Plans

Safe return to in-person instruction
and continuity of services

LEA Plan for the Use of ARP ESSER funds

Must be developed with public input

Plans must be publicly posted

State Plan

Addressing lost instructional time and closing academic performance gaps

Providing social emotional support within a Culturally Responsive-Sustaining Framework

Implementing evidence-based interventions within multi-tiered support systems

Moving Forward – Service to the Field

**Responsive
to Students
Needs**

Support Schools
to Develop and
Implement Policies
that Advance DEI

Implementing the
Multi-tiered
Systems of Support
(MTSS) Framework

**Student and
Staff Health
and Safety**

Social Emotional
Learning
Guidance Briefs

Suicide Prevention
in New York
Schools'
Companion Guide

**Maximize
in-person
teaching and
learning**

Support LEA
Decision-Making
Around ARP
ESSER Funding

Assisting Schools
Address Lost
Instructional Time
Through Technical
Assistance



New York State
EDUCATION DEPARTMENT

Knowledge > Skill > Opportunity

Questions?

ATTACHMENT II

University of the
Education



The
State of New York
Department

In Recognition of

AMBER CHANDLER

As a Finalist for

New York State Teacher of the Year 2022

Lester W. Young, Jr.

Chancellor

New York State Board of Regents

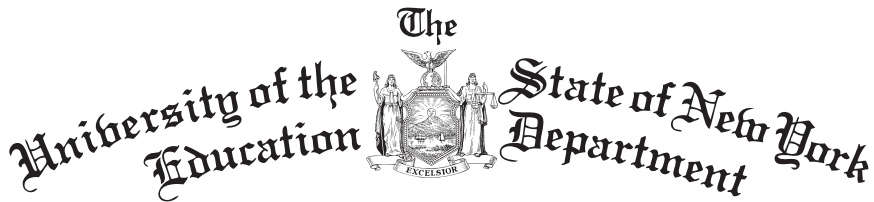
Catherine Collins

Member

New York State Board of Regents

Betty A. Rosa

Commissioner of Education



In Recognition of

LYNN SAJDAK

As a Finalist for

**New York State Teacher of the Year
2022**

Lester W. Young, Jr.
*Chancellor
New York State Board of Regents*

Catherine Collins
*Member
New York State Board of Regents*

Betty A. Rosa
Commissioner of Education



In Recognition of

JEANNE LANCE

As a Finalist for

**New York State Teacher of the Year
2022**

Lester W. Young, Jr.
Chancellor
New York State Board of Regents

Josephine Finn
Vice Chancellor
New York State Board of Regents

Betty A. Rosa
Commissioner of Education



In Recognition of

HEATHER McCUTCHEON

As a Finalist for

**New York State Teacher of the Year
2022**

Lester W. Young, Jr.

Chancellor

New York State Board of Regents

Elizabeth Hakanson

Member

New York State Board of Regents

Betty A. Rosa

Commissioner of Education



Be it Known that

CARLY SANTANGELO

is hereby proclaimed

New York State Teacher of the Year
2022

Lester W. Young, Jr.
Chancellor
New York State Board of Regents

Catherine Collins
Member
New York State Board of Regents

Betty A. Rosa
Commissioner of Education