



TO: The Honorable Members of the Board of Regents

FROM: Christopher J. Halpin, Secretary

SUBJECT: Summary of the October 2023 Meeting

DATE: November 2, 2023

AUTHORIZATION(S):

SUMMARY

Issue for Decision

Should the Board of Regents approve the Summary of the October 2023 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 November 2023 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 Regent's Items

Not Applicable.

Recommendation

It is recommended that the Board of Regents take the following action:

VOTED: That the Summary of the October 2023 Meeting of the Board of Regents of The University of the State of New York be approved.

Timetable for Implementation

Effective November 14, 2023.



**SUMMARY OF THE OCTOBER 2023 MEETING
OF THE BOARD OF REGENTS
OF
THE UNIVERSITY OF THE STATE OF NEW YORK
Held at the State Education Building
Albany, New York**

October 16 and 17, 2023

**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 on Monday, October 16th at 9:00 a.m. pursuant to a call to duty sent to each Regent.

MEETING OF THE FULL BOARD, Monday, October 16th 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
James E. Cottrell
Judith Chin
Luis O. Reyes
Susan W. Mittler
Frances G. Wills
Aramina Vega Ferrer
Shino Tanikawa
Roger P. Catania
Adrian I. Hale

Also present were Commissioner, Betty A. Rosa, Executive Deputy Commissioner, Sharon Cates-Williams, Senior Deputy Commissioner for Education Policy, James Baldwin, Counsel and Deputy Commissioner for Legal Affairs, Daniel Morton-Bentley, and Secretary, Board of Regents, Christopher J. Halpin. Regents Kathleen M. Cashin, and Catherine Collins were absent and excused.

ACTION ITEM

Executive Session Motion

MOVED, that the Board of Regents convene in executive session on Monday, October 16th at 1:30 pm to discuss personnel and litigation matters.

Motion by: Vice Chancellor Josephine Victoria Finn
Seconded by: Regent Aramina Vega Ferrer
Action: Motion passed unanimously. Regent Hale was absent for the vote.

PRESENTATION

Graduation Measures Presentation on Multi-year Process in Preparation for Recommendations

Angelique Johnson-Dingle, Deputy Commissioner, P12 Instructional Support, and Blue Ribbon Commission on Graduation Measures members Lorna Lewis, Malverne Union Free School District and Sagrario Rudecindo-O'Neill, Beacon City School District presented a comprehensive overview of the Graduation Measures initiative including the efforts of the Blue Ribbon Commission on Graduation Measures and the process leading up to the recommendations (Attachment I).

Chancellor adjourned the meeting.

MEETING OF THE FULL BOARD, Tuesday, October 17 at 10:20 a.m.

Board Members in Attendance:

Lester W. Young, Jr., *Chancellor*
Josephine Victoria Finn, *Vice Chancellor*
Roger Tilles
Wade S. Norwood
James E. Cottrell
Judith Chin
Luis O. Reyes
Susan W. Mittler
Frances G. Wills
Aramina Vega Ferrer
Shino Tanikawa
Roger P. Catania
Adrian I. Hale

Also present were Executive Deputy Commissioner, Sharon Cates-Williams, Senior Deputy Commissioner for Education Policy, James Baldwin, Counsel and Deputy Commissioner for Legal Affairs, Daniel Morton-Bentley, and Secretary, Board of Regents, Christopher J. Halpin. Regents Christine D. Cea, Kathleen M. Cashin, and Catherine Collins were absent and excused.

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 Application
BR (A) 1 – SUPPLEMENTAL**

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

**Summary of the September 2023 Meeting of the Board of Regents
BR (A) 2**

MOVED, that the Summary of the September 2023 Meeting of the Board of Regents of The University of the State of New York be approved.

Motion by: Regent James E. Cottrell
Seconded by: Regent Judith Chin
Action: Motion passed unanimously. Regent Tilles was absent for the vote.

State Education Department August 2023 Fiscal Report

BR (A) 3

MOVED, that the Board of Regents approve the State Education Department September 2023 Fiscal Report as presented.

Motion by: Regent Frances G. Wills
Seconded by: Regent Susan W. Mittler
Action: Motion passed unanimously. Regent Tilles was absent for the vote.

ACTION ITEMS

PROGRAM AREA CONSENT ITEMS

Higher Education

Appointment to the New York State Teachers' Retirement System Board BR (CA) 1

MOVED, that the Board of Regents appoint Paul Farfaglia to the NYS Teachers' Retirement System Board pursuant to Section 504(2)(b) of the Education Law for the remainder of a three-year term commencing October 17, 2023 and expiring June 30, 2025.

Proposed Amendment of Section 80-5.23 of the Regulations of the Commissioner of Education Relating to the Requirements for the Endorsement of a Certificate for Service as a School Counselor BR (CA) 2

MOVED, that section 80-5.23 of the Regulations of the Commissioner of Education be amended, as submitted, effective November 1, 2023.

Higher Education/Professional Practice

Proposed Addition of Section 29.21 to Rules of the Board of Regents and Section 59.16 to the Regulations of the Commissioner of Education and Amendment of Section 80-5.6 of the Regulations of the Commissioner of Education Relating to Temporary Practice by Certain U.S.Servicemembers and Servicemembers' Spouses Licensed or Certified in Another State BR (CA) 3

MOVED, that section 29.21 of the Rules of the Board of Regents and section 59.16 of the Regulations of the Commissioner of Education be added, and section 80-5.6 of the Regulations of the Commissioner of Education be amended, as submitted, effective November 1, 2023.

P-12 Education

**Proposed Amendment to Sections 114.3 and 114.4 of the Regulations of the Commissioner of Education Relating to School Food Service Programs and Bidding Exemptions for Purchasing New York State Food and Milk
BR (CA) 4**

MOVED, that sections 114.3 and 114.4 of the Regulations of the Commissioner of Education be amended, as submitted, effective November 13, 2023, 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 Part OO of Chapter 58 of the laws of 2023, and to ensure that the emergency action taken at the July 2023 meeting remains continuously in effect.

**Proposed Amendment of Section 136.5 of the Regulations of the Commissioner of Education Relating to Requiring Nonpublic Schools to Follow Concussion Management Protocols
BR (CA) 5**

MOVED, that section 136.5 of the Regulations of the Commissioner of Education be amended, as submitted, effective November 1, 2023.

**Proposed Amendment of Section 151-1.3 of the Regulations of the Commissioner of Education Relating to the Universal Prekindergarten Program (UPK) Staffing Qualifications
BR (CA) 6**

MOVED, that section 151-1.3 of the Regulations of the Commissioner of Education be amended, as submitted, effective November 1, 2023.

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) 7**

MOVED, that the Board of Regents approve the proposed (Re)Appointments of Members to the State Boards for the Professions and (Re)Appointments of Extended Members to the State Boards for the Professions.

**Report of the Committee on the Professions Regarding Licensing Petitions and Degree Conferrals
BR (CA) 8**

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

**Appointment to the Committee on the Professions
BR (CA) 9**

MOVED, that the Board of Regents approve the roster of the Committee on the Professions, effective October 17, 2023.

**Proposed Addition of Section 29.20 to the Rules of the Board of Regents and Repeal of Sections 52.44 and 52.45, Repeal and Addition of New Sections 79-17.1, 79-17.2, 79-18.1, 79-18.2, Amendment of Sections 79-17.3, 79-17.5, 79-18.3, and 79-18.5, and Addition of Sections 79-17.6 and 79-18.6 to the Regulations of the Commissioner of Education Relating to the Licensure of Applied Behavior Analysts and Certification of Applied Behavior Analyst Assistants
BR (CA) 10**

MOVED, that section 29.20 of the Rules of the Board of Regents be added, sections 52.44 and 52.45 of the Regulations of the Commissioner of Education be repealed, sections 79-17.1, 79-17.2, 79-18.1, and 79-18.2 of the Regulations of the Commissioner of Education be repealed and new sections 79-17.1, 79-17.2, 79-18.1, and 79-18.2 of the Regulations of the Commissioner of Education be added, and sections 79-17.3, 79-17.5, 79-18.3, and 79-17.5 of the Regulations of the Commissioner of Education be amended and sections 79-17.6 and 79-18.6 of the Regulations of the Commissioner of Education be added, as submitted, effective November 11, 2023, 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 timely implement the requirements of Chapter 641 of the Laws of 2022, which became effective November 22, 2022, and Chapter 818 of the Laws of 2021, which became effective June 30, 2023, and to ensure the emergency action taken at the September 2023 meeting remains continuously in effect.

MOVED, that the Regents approve the consent agenda items.

Motion by: Regent James E. Cottrell
Seconded by: Vice Chancellor Josephine Victoria Finn
Action: Motion passed unanimously.

STANDING COMMITTEE REPORTS

HIGHER EDUCATION

Higher Education Committee Members: Regent Cashin, Co-Chair, Regent Collins, Co-Chair, Regent Cea, Regent Norwood, Regent Cottrell, Regent Chin, Regent Reyes, Regent Mittler, Regent Wills, Regent Ferrer, Regent Tanikawa, and Regent Catania.

The Higher Education Committee held its scheduled meeting on October 16, 2023. All members were present except Co-Chairs Regent Kathleen M. Cashin and Regent Catherine Collins who were excused. Chancellor Lester W. Young, Jr. chaired the meeting in their absence.

MATTERS NOT REQUIRING BOARD ACTION

Overview and update of the Office of College and University Evaluation - Department staff presented an overview of the Office of College and University Evaluation (OCUE),

which is responsible for the review and approval of general academic programs, as well as those that lead to teacher, education leader, and pupil personnel certification. OCUE also has oversight of State Authorization activities for institutions of higher education, including the State Authorization Reciprocity Agreement, Permission to Operate, and the establishment of new degree-granting institutions.

Deputy Commissioner William Murphy reviewed the items on the Consent Agenda.

HIGHER EDUCATION/ PROFESSIONAL PRACTICE

Higher Education Committee Members: Regent Cashin, Co-Chair, Regent Collins, Co-Chair, Regent Cea, Regent Norwood, Regent Cottrell, Regent Chin, Regent Reyes, Regent Mittler, Regent Wills, Regent Ferrer, Regent Tanikawa, and Regent Catania.

Professional Practice Committee Members: Regent Norwood, Co-Chair, Regent Cottrell, Co-Chair, Vice Chancellor Finn, Regent Cea, Regent Collins, Regent Wills, Regent Catania, and Regent Hale.

The Joint Higher Education/Professional Practice Committee held its scheduled meeting on October 16, 2023. All members were present except Regent Kathleen M. Cashin, and Regent Catherine Collins who were excused. Chancellor Lester W. Young, Jr. chaired the meeting.

MATTERS NOT REQUIRING BOARD ACTION

Proposed Amendment of Section 3.29 of the Rules of the Board of Regents Relating to the Use of the Term University [HE/PPC (D) 1] - Department staff presented proposed regulatory amendments to allow for the use of the term university for private colleges and teaching hospitals/academic medical centers that meet the criteria outlined in Commissioner's regulations.

Deputy Commissioner William Murphy reviewed the items on the Consent Agenda.

PROFESSIONAL PRACTICE

Professional Practice Committee Members: Regent Norwood, Co-Chair, Regent Cottrell, Co-Chair, Vice Chancellor Finn, Regent Cea, Regent Collins, Regent Wills, Regent Catania, and Regent Hale.

The Professional Practice Committee held its scheduled meeting on October 17, 2023. All members were present, except for Regent Christine D. Cea, and Regent Catherine Collins, who were excused. Chancellor Lester W. Young, and Regent Susan W. Mittler also attended the meeting, but did not vote on any action.

ACTION ITEMS

Professional Discipline Cases [PCC EXS (A) 1 - 3]

The Committee recommends that the reports of the Regents Review Committees, including rulings, findings of fact, determinations as to guilt, and recommendations, by unanimous or majority vote, contained in those reports which have been distributed to you, be accepted in 5 cases. In addition, your Committee recommends, upon the recommendation of the Committee on the Professions, that 29 consent order applications and 17 surrender applications be granted.

These recommendations are made following the review of 51 cases involving fourteen licensed practical nurses, thirteen registered professional nurses, five certified public accountants, five massage therapists, two licensed practical nurses who are also registered professional nurses, two registered professional nurses who are also nurse practitioners in Family Health, one architect, one licensed master social worker, one licensed master social worker who is also a licensed clinical social worker, one licensed mental health counselor, and one ophthalmic dispenser.

Restorations [PPC EXS (A) 4 - 6]

The Committee recommends that the application of Suzette Guzman-Moore for the restoration of her license to practice as a Licensed Practical Nurse in New York State be denied. [PPC EXS (A) 4]

The Committee recommends that the application of Pavel I. Kulik for the restoration of his license to practice as a Physician in New York State be denied. [PPC EXS (A) 5]

The Committee recommends that the application of Matthew D. Mendelow for the restoration of his license to practice as a Registered Professional Nurse in New York State be granted. [PPC EXS (A) 6]

Proposed Amendment of Subdivision (a) of Section 64.7 of the Regulations of the Commissioner of Education Relating to the Execution by Registered Professional Nurses of Non-Patient Specific Orders to Administer Immunizing Agents Against Respiratory Syncytial Virus [PPC (A) 1] - Department staff presented for emergency action proposed amendments to the Commissioner's regulations to add Respiratory Syncytial Virus (RSV) vaccine to the list of immunizations that nurses can administer to patients pursuant to non-patient specific orders issued by a licensed physician or a certified nurse practitioner.

The Committee recommends that subdivision (a) of section 64.7 of the Regulations of the Commissioner of Education be amended, as submitted, effective October 17, 2023, as an emergency action, upon a finding that such action is necessary for the preservation of the public health and general welfare to immediately improve New Yorkers' access to Respiratory Syncytial Virus immunizations.

The motion passed unanimously.

Proposed Amendment to Section 66.5 to the Regulations of the Commissioner of Education Relating to Optometrist's Certification to Use Therapeutic Drugs [PPC (A) 2] - Department staff presented for emergency action proposed amendments to conform the Commissioner's regulations to Chapter 506 of the Laws of 2021 (Chapter 506), which

effective October 25, 2023, authorizes licensed optometrists, who meet certain requirements, to obtain certification to prescribe certain oral medications.

The Committee recommends that section 66.5 of the Regulations of the Commissioner of Education be added, as submitted, effective October 25, 2023, as an emergency action, upon a finding that such action is necessary for the preservation of the public health and general welfare in order to timely implement certain provisions of Chapter 506 of the Laws of 2021, which become effective October 25, 2023.

The motion passed unanimously.

Proposed Amendment to Section 52.12 to the Regulations of the Commissioner of Education Relating to the Requirements for Clinical Education and Simulation Experience in Nursing Education Programs [PPC (A) 3] - Department staff presented for emergency action proposed amendments to conform the Commissioner's regulations to Chapter 134 of the Laws of 2023 (Chapter 134), which effective November 11, 2023, requires nursing education programs leading to a certificate or degree to include clinical education or its equivalent and allows one-third of such clinical education to be completed through simulation experience.

The Committee recommends that section 52.12 of the Regulations of the Commissioner of Education be added, as submitted, effective November 11, 2023, as an emergency action, upon a finding that such action is necessary for the preservation of the public health and general welfare in order to timely implement the provisions of Chapter 134 of the Laws of 2023, which becomes effective November 11, 2023.

The motion passed unanimously.

MOTION FOR ACTION BY FULL BOARD

The Professional Practice Committee recommends, and we move, that the Board of Regents act affirmatively upon each recommendation in the written report of the Committee's deliberations at its meeting on October 17, 2023, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Deputy Commissioner Sarah Benson reviewed the items on the Consent Agenda.

MOVED, that the Committee Reports be approved.

Motion by: Vice Chancellor Josephine Victoria Finn
Seconded by: Regent Aramina Vega Ferrer
Action: Motion passed unanimously.

APPOINTMENT

Appointment to the Position of Executive Secretary, State Committee on Professional Assistance BR (A) 4

MOVED, that the Board of Regents approve the appointment of Dolores Cottrell to the position of Executive Secretary to the State Committee on Professional Assistance.

Motion by: Regent James E. Cottrell
Seconded by: Regent Susan W. Mittler
Action: Motion passed unanimously.

ANNOUNCEMENTS

Recognition of National Principals Month

Regent Ferrer recognized October as Principal Recognition Month and announced the winners of the School Administrators Association of New York State (SAANYS)/ National Association of Secondary School Principals (NASSP) Principal of the Year awards. This program was established to recognize educators who demonstrate outstanding leadership skills and have made exceptional contributions to the educational process.

This year's award winners are Richard Keeler, principal at Central Valley Academy in the Central Valley Central School District, has been selected as the 2023 New York State Secondary School Principal of the Year.

Dr. Richard Mangeri, assistant principal at George W. Hewlett High School in the Hewlett-Woodmere Public Schools, has been selected as the 2023 New York State Secondary School Assistant Principal of the Year.

Donna McGuire, assistant principal at PS/IS 18 – The Park Terrace School in the New York City Public Schools, District 6, has been selected as the 2023 New York State Assistant Principal of the Year.

Matthew Younghans, principal at Little Tor Elementary School in the Clarkstown Central School District, has been selected as the 2023 New York State Elementary Principal of the Year.

Dr. Katie Ralston, 6-12 lead principal at Cuba-Rushford Central School District, has been selected as the 2023 New York State Middle School Principal of the Year.

RESIGNATION OF REGENT ELIZABETH S. HAKANSON

Chancellor Young recognized the service of Regent Elizabeth S. Hakanson, who resigned from her position on the Board of Regents. She represented the 5th Judicial District since 2016. In addition to her service on the Board, she served for 32 years in public education.

Chancellor Young adjourned the meeting.

Appendix I
NEW YORK STATE BOARD OF REGENTS CHARTER ACTIONS

Name of Institution	Program Area	County of Location (City/Town)	Description of Charter Action(s)
Badenhausen Public Library	CE	St Lawrence (Brasher Falls)	Grant provisional charter for five years.
Edith B. Ford Memorial Library of Ovid, New York	CE	Seneca (Ovid)	Amend charter to specify the trustee term length to be three years and designate the service area to be coterminous with the towns of Ovid, Romulus and Varick.
Hudson River Ice Yacht Preservation Trust	CE	Dutchess (Rhinecliff)	Grant provisional charter for five years.
Ripley Public Library	CE	Chautauqua (Ripley)	Extend provisional charter for five years.
Town of Gainesville Public Library	CE	Wyoming (Silver Springs)	Amend charter to: <ul style="list-style-type: none"> • change the trustee term length to three years; • clarify the library's service area to be the Town of Gainesville; • update IRS dissolution/tax exempt language.
The Bridges Academy	P12	Suffolk (West Islip)	Grant an absolute charter.
Kulanu Academy	P12	Nassau (Cedarhurst)	Extend provisional charter for three years.
Servants of the King Academy	P12	Saratoga (Ballston Lake)	Grant provisional charter for three years.
Sinai Schools New York	P12	New York (New York)	Amend charter to update purposes and extend provisional charter for three years.
Turtle Bay Music School, Incorporated	P12	New York (New York)	Dissolve the charter and approval to distribute remaining assets to The Diller-Quaile School of Music, The Society if the Bloomingdale School of Music, Inc., The Society of the Third Street Music School Settlement, and The Community Music Center.
College of Mount Saint Vincent	HE	Bronx (New York)	Amend charter to change the corporate name to "University of Mount Saint Vincent" effective January 1, 2024.

Name of Institution	Program Area	County of Location (City/Town)	Description of Charter Action(s)
Ackerman Institute for the Family	OP/P12	New York (New York)	Amend charter to update purpose clause to include certain restricted disclaimer language and extend provisional charter for three years.
Pulsion – The International Institute of Psychoanalysis and Psychoanalytic Psychosomatics	OP	New York (New York)	Grant provisional charter for five years.

SUPPLEMENTAL CHARTER APPLICATION

Name of Institution	Program Area	County of Location (City/Town)	Description of Charter Action(s)
Balloon Museum USA, LLC	CE	New York (New York)	Application for Regents consent to file an application for authority to operate as an authorized foreign education corporation under Education Law §216-a(3)(b) and the Limited Liability Company Law.

Appendix II

REGENTS ACTIONS IN 51 PROFESSIONAL DISCIPLINE CASES AND 3 RESTORATION PETITIONS

October 16 - 17, 2023

The Board of Regents announced disciplinary actions resulting in the revocation of 2 licenses, surrender of 17 licenses, and 32 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 3 restoration petitions.

I. REVOCATIONS AND SURRENDERS

Massage Therapy

Elijah Daggs; Massage Therapist; Buskirk, NY 12028; Lic. No. 030898; Cal. No. 33806; Application to surrender license granted. Summary: Licensee admitted to the charge of boundary violation during a massage.

Mental Health Practitioners

David Eugene Carnie; Licensed Mental Health Counselor; Syracuse, NY 13208-1707; Lic. No. 002891; Cal. No. 32965; Application to surrender license granted. Summary: Licensee admitted to charges of failing to refer a patient to a medical practitioner for an assessment of a major disorder while continuing to treat patient.

Nursing

Pamela Joyce Clinton; Licensed Practical Nurse; Mesquite, TX 75149; Lic. No. 206658; Cal. No. 32637; Application to surrender license granted. Summary: Licensee admitted to the charge of falsely documenting a patient's assessment, including vital signs, in the State of Texas.

Roxanna Insaidoo; Licensed Practical Nurse, Registered Professional Nurse; Bay Shore, NY 11706-2530; Lic. Nos. 112779, 445095; Cal. Nos. 32653, 32654; Found guilty of professional misconduct; Penalty: Revocation.

Sue Ellen McCaskill; Registered Professional Nurse; Pauls Valley, OK 73075-5809; Lic. No. 556625; Calendar No. 33600; Application to surrender license granted. Summary: Licensee did not contest the charge of, in the State of Oklahoma, delegating to a licensed practical nurse, without a physician's order, the administration of medical ointment Biofreeze to a nursing home resident.

Alexandra Clare Markell; Registered Professional Nurse; Columbia, SC 29205; Lic. No. 575858; Cal. No. 33720; Application to surrender license granted. Summary: Licensee did not contest the charge of diverting controlled substances in the State of South Carolina for her own personal use.

Mathieu Morizot; Registered Professional Nurse; Los Angeles, CA 90015; Lic. No. 568262; Cal. No. 33725; Application to surrender license granted. Summary: Licensee did not contest the charge of failing to record treatment of a patient in the State of California.

Khaing Zarchi NWE a/k/a Khaing Zarchi NWE Aponte; Registered Professional Nurse; Pomona, CA 91767-0000; Lic. No. 741898; Cal. No. 33732; Application to surrender license granted. Summary: Licensee did not contest the charge of removing propofol IV prescribed to another patient without a physician order and failing to document her actions in said patient's medical records in the State of California.

James Carl Gill; Licensed Practical Nurse; Kissimmee, FL 34758-2923; Lic. No. 244140; Cal. No. 33796; Application to surrender license granted. Summary: Licensee did not contest the charge of, in the State of Florida, being physically abusive to a patient.

Donna L. Cotman; Registered Professional Nurse; Soldotna, AK 99669-6806; Lic. No. 226189; Cal. No. 33798; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of, in the State of Alaska, being convicted of Tampering with a Public Record, a misdemeanor, which if committed in the State of New York would constitute Tampering with Public Records in the 2nd Degree, a misdemeanor.

Mary Frances Vadney; Licensed Practical Nurse, Registered Professional Nurse; Ravena, NY 12143; Lic. Nos. 068212, 457471; Cal. Nos. 33804, 33803; Application to surrender licenses granted. Summary: Licensee admitted to charges of having been convicted of Operating a Motor Vehicle Under the Influence of Alcohol, Prior Offense Within 10 Years, a class E felony; Operating a Motor Vehicle Under the Influence of Alcohol, Prior Offense Within 10 Years, a class E felony; Driving While Intoxicated, 1st offense, an unclassified misdemeanor; and filing a registration renewal without disclosing pending criminal charges.

Ophthalmic Dispensing

Allison L. Andrews; Ophthalmic Dispenser; Clarence, NY 14031; Lic. No. 004878; Cal. No. 33821; Application to surrender license granted. Summary: Licensee did not contest the charge of failing to comply with mandatory continuing education requirements.

Public Accountancy

Christopher K. Miu; Certified Public Accountant; New York, NY 10019; Lic. No. 084717; Cal. No. 33425; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Information, Fraud and False Statements, a felony.

Cathy A. Shippey; Certified Public Accountant; Schenectady, NY 12303; Lic. No. 080186; Cal. No. 33494; Application to surrender license granted. Summary: Licensee did not contest the charge of failing to complete mandatory continuing education.

Rohan Everton Christie; Certified Public Accountant; East Brunswick, NJ 08816; Lic. No. 105749; Cal. No. 33688; Application to surrender license granted. Summary: Licensee

did not contest the charge of willfully failing to timely complete mandatory continuing education credits.

Paul Alotta; Certified Public Accountant; Daniel Island, SC 29492; Lic. No. 065746; Cal. No. 33786; Application to surrender license granted. Summary: Licensee did not contest the charge of failing to comply with mandatory continuing education requirements.

Richard Carl Brienzi; Certified Public Accountant; Rochester, NY 14618; Lic. No. 049940; Cal. No. 33793; Application to surrender license granted. Summary: Licensee did not contest the charge of failing to comply with mandatory continuing education requirements.

II. OTHER REGENTS DISCIPLINARY ACTIONS

Architecture

Peter Klein; Architect; Rye Brook, NY 10573; Lic. No. 019054; Cal. No. 33696; Application for consent order granted; Penalty agreed upon: 9 months actual suspension, 15 months stayed suspension, 2 years probation, \$5,000 fine.

Massage Therapy

La Nissa Maria Dyman; Massage Therapist; Vestal, NY 13850; Lic. No. 015614; Cal. No. 33558; Application for consent order granted; Penalty agreed upon: 6 months actual suspension, 18 months stayed suspension, upon return to practice, 2 years probation, \$500 fine.

Jacqueline Maria DeCapite; Massage Therapist; Plattsburgh, NY 12901; Lic. No. 019866; Cal. No. 33605; Application for consent order granted; Penalty agreed upon: 3 months actual suspension, 21 months stayed suspension, upon return to practice, 2 years probation.

Leslie Tylersmith; Massage Therapist; Brooklyn, NY 11209; Lic. No. 003166; Cal. No. 33716; Application for consent order granted; Penalty agreed upon: 2 months actual suspension, 22 months stayed suspension, 2 years probation.

Sarah Jean Mulhall a/k/a Sarah J. Mulhall; Massage Therapist; Albany, NY 12210; Lic. No. 016275; Cal. No. 33731; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon return to practice, 2 years probation, \$250 fine.

Nursing

Felecia Marie Mejia-Davis; Licensed Practical Nurse; Elmira, NY 14903, Buffalo, NY 14207, Lowman, NY 14861; Lic. No. 312801; Cal. No. 30747; Found guilty of professional misconduct; Penalty: Indefinite actual suspension until substance abuse free and fit to practice, upon return to practice, 2 years probation.

Mia M. Preston; Licensed Practical Nurse; St. Albans, NY 11412, Bronx, NY 10472-6236; Lic. No. 271725; Cal. No. 32409; Found guilty of professional misconduct; Penalty: 6 months stayed suspension, 2 years probation.

Johnny Edward McNair II a/k/a Johnny E. McNair; Licensed Practical Nurse; Rochester, NY 14620; Lic. No. 299193; Cal. No. 32659; Found guilty of professional misconduct; Penalty: Indefinite actual suspension until substance abuse free and fit to practice, upon return to practice, 2 years probation.

Elizabeth Ann Griffin; Registered Professional Nurse; Clyde, NY 14433; Lic. No. 597678; Cal. No. 32765; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon return to practice, 2 years probation, \$1,000 fine.

Samantha L. Valdez; Licensed Practical Nurse; Norfolk, NY 13667-3242; Lic. No. 271871; Cal. No. 33285; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Laura Ifigenia Jaimes-Henriquez; Registered Professional Nurse; Newburgh, NY 12550; Lic. No. 796713; Cal. No. 33381; Application for consent order granted; Penalty agreed upon: Censure and reprimand.

Theresa Maria Prautzsch; Registered Professional Nurse; Buffalo, NY 14223; Lic. No. 621433; Cal. No. 33517; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, 25 hours public service.

Kassandra Michelle Mack; Licensed Practical Nurse; Buffalo, NY 14215; Lic. No. 303962; Cal. No. 33560; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$250 fine.

Amy K. Durant; Registered Professional Nurse; Lakeview, NY 14085; Lic. No. 668742; Cal. No. 33563; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation.

Monica L. Embs; Licensed Practical Nurse; Mc Calla, AL 35111-3261; Lic. No. 297971; Cal. No. 33590; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 6 months and until fit to practice, upon return to practice, 2 years probation, \$250 fine.

Mariama Jalloh; Licensed Practical Nurse; Rochester, NY 14624; Lic. No. 342676; Cal. No. 33639; 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.

Latise M. Sheard; Licensed Practical Nurse; Niagara Falls, NY 14303; Lic. No. 303472; Cal. No. 33650; Application for consent order granted; Penalty agreed upon: 2 months actual suspension, 22 months stayed suspension, 2 years probation, \$500 fine.

Kellianne Marie Billins; Licensed Practical Nurse; Utica, NY 13501-4708; Lic. No. 258913; Cal. No. 33673; 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.

Kelly J. Wilmarth; Registered Professional Nurse, Nurse Practitioner (Family Health); Chenango Forks, NY 13746-1608; Lic. No. 482375, Cert. No. 338979; Cal. Nos. 33686, 33687; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, 2 years probation, \$500 fine.

Amarylis Munoz Marcheses a/k/a Amarylis Munoz; Registered Professional Nurse; Cape Coral, FL 33993; Lic. No. 743397; Cal. No. 33694; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, upon return to practice, 1 year probation, \$500 fine.

Erica Lenetta Massey; Registered Professional Nurse; Mobile, AL 36695; Lic. No. 641272; Cal. No. 33714; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, upon return to practice, 2 years probation, \$500 fine.

Brittany Nicole Roman; Registered Professional Nurse; Northport, NY 11768-0000; Lic. No. 714979; Cal. No. 33724; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Joycereginah Wanjiru Ndungu; Registered Professional Nurse, Nurse Practitioner (Family Health); Wellesley Island, NY 13640; Lic. No. 675611, Cert. No. 338430; Cal. Nos. 33745, 33746; 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.

Tierra Mone Lofton; Licensed Practical Nurse; Rochester, NY 14616; Lic. No. 333387; Cal. No. 33766; Application for consent order granted; Penalty agreed upon: 3 months actual suspension, 21 months stayed suspension, upon return to practice, 2 years probation, \$250 fine.

Lisa Ann Marshall; Licensed Practical Nurse; Rochester, NY 14612; Lic. No. 227849; Cal. No. 33769; Application for consent order granted; Penalty agreed upon: 2 months actual suspension, 22 months stayed suspension, upon return to practice, 2 years probation, \$500 fine.

Douglas Anthony Basler; Licensed Practical Nurse; Kingston, NY 12401; Lic. No. 313802; Cal. No. 33807; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$1,000 fine.

James William Mooney; Registered Professional Nurse; Queensbury, NY 12804; Lic. No. 670838; Cal. No. 33808; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 18 months and until fit to practice, upon return to practice, 2 years probation.

Social Work

Michael Anthony Scalzo; Licensed Master Social Worker, Licensed Clinical Social Worker; Utica, NY 13502; Lic. Nos. 082629, 083263; Cal. Nos. 33468, 33469; Application for consent order granted; Penalty agreed upon: 2 years actual suspension, upon return to practice, 2 years probation, \$500 fine.

Sarah Jean Mulhall a/k/a Sarah J. Mulhall; Licensed Master Social Worker; Albany, NY 12210; Lic. No. 096037; Cal. No. 33730; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon return to practice, 2 years probation, \$250 fine.

III. RESTORATIONS

The Board of Regents voted on October 17, 2023 to deny the application for restoration of the physician license of Pavel I. Kulik, Brooklyn, NY. Dr. Kulik's license was revoked on March 16, 2015.

The Board of Regents voted on October 17, 2023 to stay the execution of the order of surrender of the registered professional nurse license of Matthew D. Mendelow, New York, NY, to place him on probation for one year under specified terms and conditions, and upon successful completion of probation, to fully restore his license. Mr. Mendelow's license was surrendered on February 23, 2016.

The Board of Regents voted on October 17, 2023 to deny the application for restoration of the licensed practical nursing license of Suzette Guzman-Moore, Long Island City, NY. Ms. Guzman-Moore's license was surrendered on September 16, 2014.

ATTACHMENT I

NEW YORK STATE GRADUATION MEASURES INITIATIVE

Understanding the Process

October 2023



New York State

EDUCATION DEPARTMENT

Knowledge > Skill > Opportunity

RETHINKING NEW YORK'S GRADUATION MEASURES

FEBRUARY 2019

What do we want our children to know and to be able to do before they graduate?



The Voice of Public School Leadership

February 25, 2019 NEW YORK STATE SCHOOL BOARDS ASSOCIATION • www.nyssba.org Vol. 20 No. 3

Commentary

It's time that we rethink the high school diploma



By Betty Rosa
Regents Chancellor

English language learners, and low-income students from their peers who are white and attend school in low-need districts. It was encouraging to see signs that we

New Yorkers. But I and other Regents view it as essential. In recent years, the Board of Regents and the State Education Department tackled equally controversial issues when we revised the state's learning standards and adopted our plan to comply with the federal Every Student Succeeds Act. Those experiences point the way forward. In each case, the final product resulted from a lengthy process that was collaborative, deliberative and transparent. Each involved gathering input from many partners, including parents, teachers and school administrators, as well as representatives of higher education, the business community and the general public. We all remember the strong push back

I will ask them to focus on three areas: research, practice and policy. They will address key questions, such as:

- What do we want our children to know and to be able to do before they graduate?
- How do we want them to demonstrate such knowledge and skills?
- To what degree does requiring passage of Regents exams for a diploma improve student achievement, graduation rates and college readiness?
- What other measures of achievement (e.g., capstone projects, alternative assessments or engagement in civic and community activities) could serve as indicators of high school completion?

- How do we want them to demonstrate such knowledge and skills?

- To what degree does requiring passage of Regents exams for a diploma improve student achievement, graduation rates and college readiness?

- What other measures of achievement (e.g., capstone projects, alternative assessments or engagement in civic and community activities) could serve as indicators of high school completion?

INITIATIVE TIMELINE

Phase I-At-a-glance

REVIEW

A Literature Review of Research and Practices begins.



2019
Nov

REGIONAL MEETINGS

19 Regional meetings conducted prior to suspension due to COVID restrictions



2020
Jan-Mar

VIRTUAL REGIONAL MEETINGS

8 Virtual Regional meetings conducted.

ThoughtExchange Survey launched for response collection.



2021/22
Winter-Spring

THOUGHT EXCHANGE

ThoughtExchange Survey Responses presented to the Board of Regents.



2022
Apr

FINAL STEPS PHASE I

Literature Review presented to the Board of Regents in November.

Blue Ribbon Commission established



2022
Fall



REGIONAL MEETINGS THOUGHT EXCHANGES

In-Person (prior to March 2020)

19 Regional Meetings

Virtual (Winter 2021 -Spring 2022)

8 Virtual Meetings

Survey / ThoughtExchange

Over 850 responses to the 2020 Survey

About 1,800 participants for the initial Thought Exchanges

BLUE RIBBON COMMISSION: SELECTION PROCESS OVERVIEW

- Regents and stakeholders nominated candidates

- Invited all nominees to apply; members of education community and the public welcome to apply

- Received over 400 completed applications; 64 members selected

- Used a standard rubric to score applicants



**NYS Graduation Measures
Blue Ribbon Commission**
Co-Chairs Vice Chancellor Finn & Regent Chin

Parent
Advisory
Committee

Steering Committee

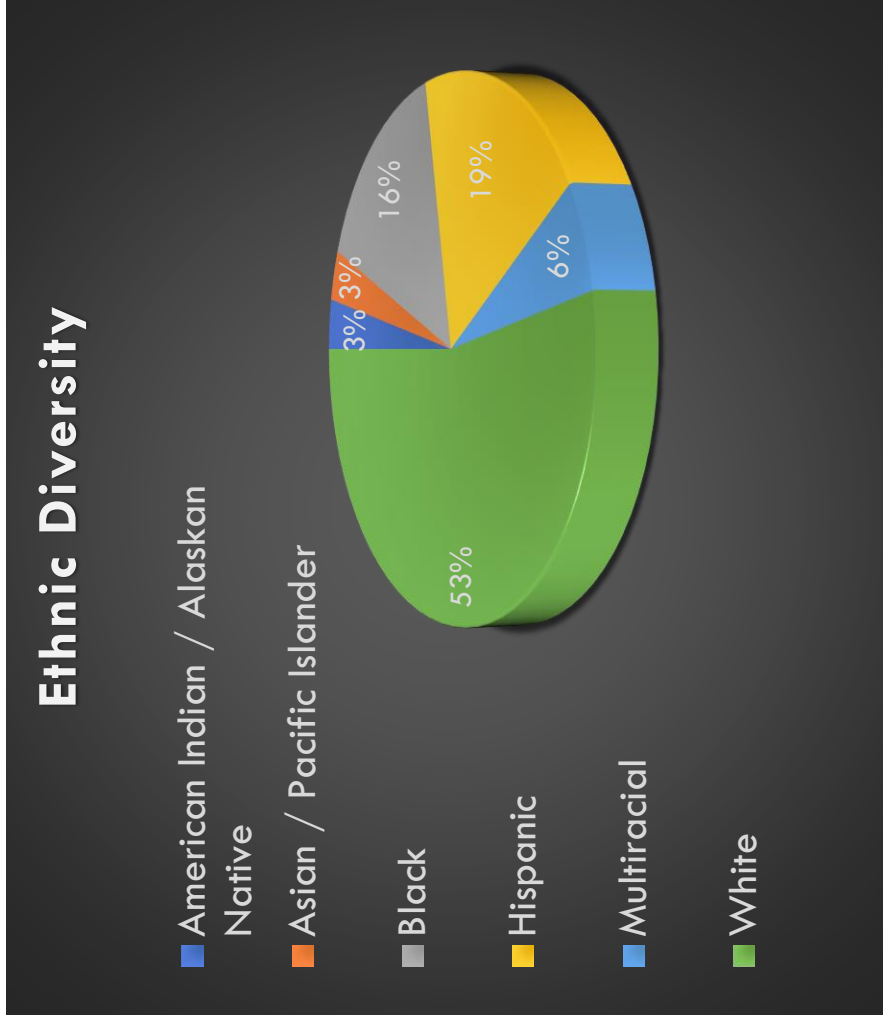
Student
Advisory
Committee

Subcommittee
Program Requirements and
Learning Experiences
Chair Vice Chancellor Finn
Regent Ferrer, member

Subcommittee
Measurements and Assessment
Chair Regent Chin
Regent Wills, member

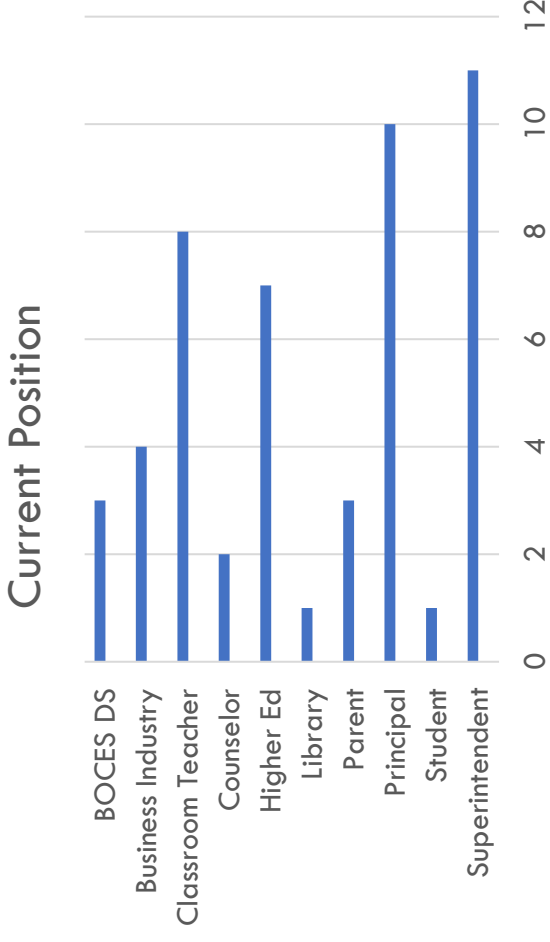
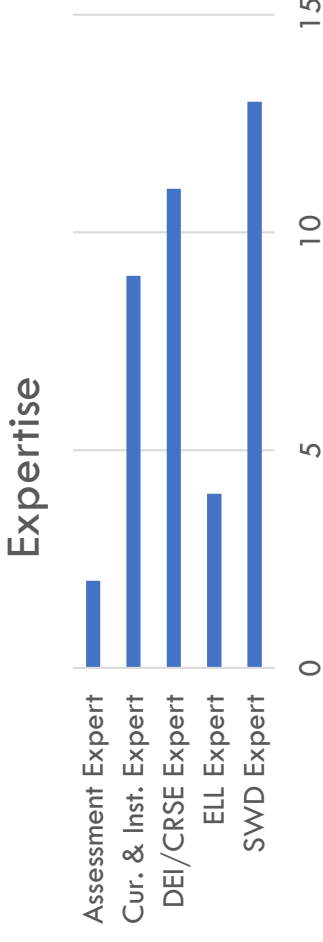
BRC MEMBERS BY ETHNIC DIVERSITY

Ethnic Diversity		
	Total	Percent
American Indian/Alaskan Native	2	3%
Asian / Pacific Islander	2	3%
Black	10	16%
Hispanic	12	19%
Multiracial	4	6%
White	34	53%



BRC MEMBERS BY EXPERTISE & CURRENT POSITION

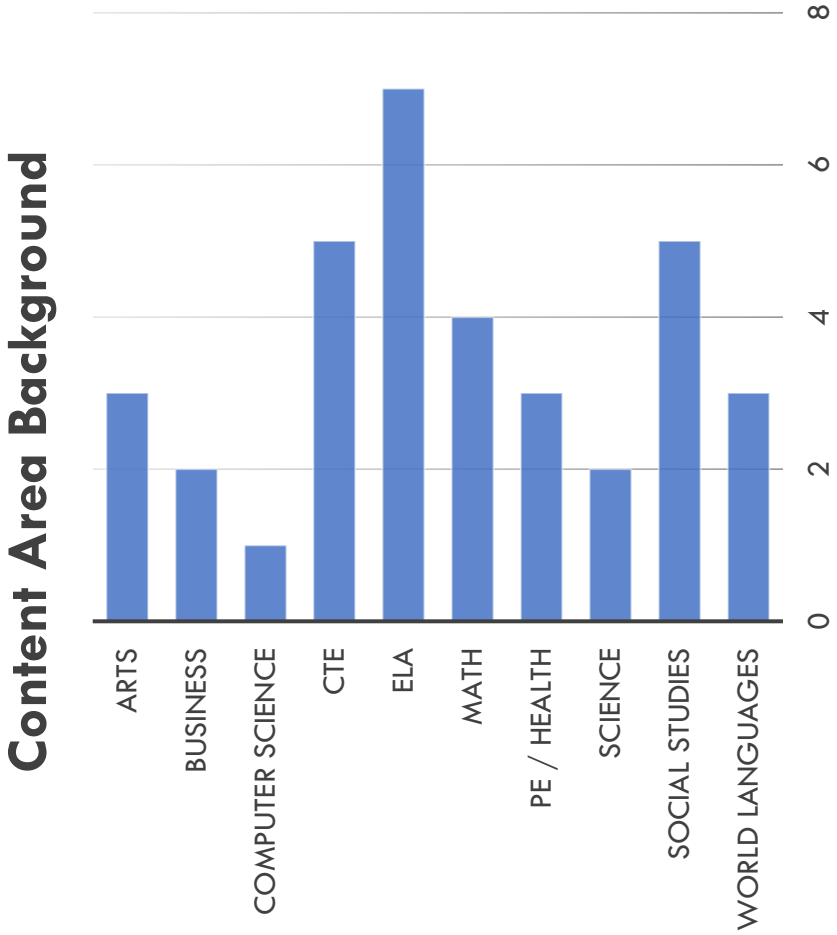
Expertise	Total	Percent
Assessment Expert	2	3%
Curriculum & Instruction Expert	9	15%
DEI/CRSE Expert	11	18%
ELL Expert	4	5%
SWD Expert	13	18%
Current Position	Total	Percent
BOCES DS	3	5%
Business Industry	4	7%
Classroom Teacher	8	12%
Counselor	2	3%
Higher Ed	7	12%
Library	1	2%
Parent	3	5%
Principal	10	15%
Student	1*	2%
Superintendent	11	17%



4 members from Charter Schools
3 members from Nonpublic Schools

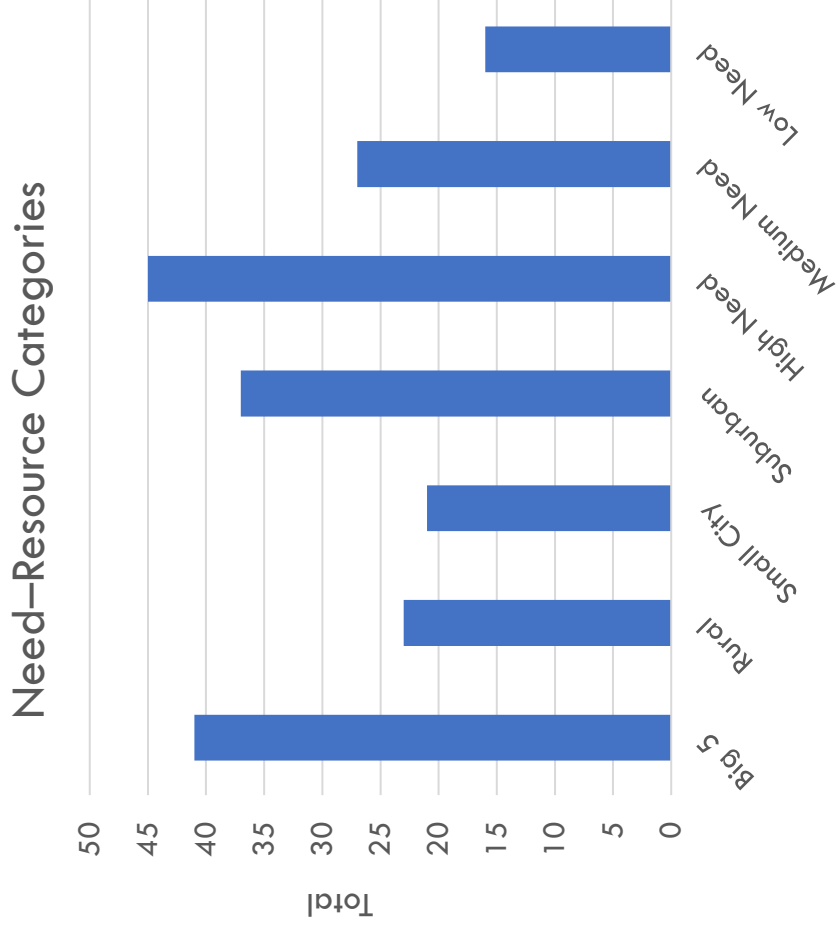
BRC MEMBERS BY CONTENT AREA BACKGROUND

Content Area Background	
Arts	3
Business	2
Computer Science	1
CTE	5
ELA	7
Math	4
Physical Education / Health	3
Science	2
Social Studies	5
World Languages	3



BRC MEMBERS BY NEED—RESOURCE CATEGORIES

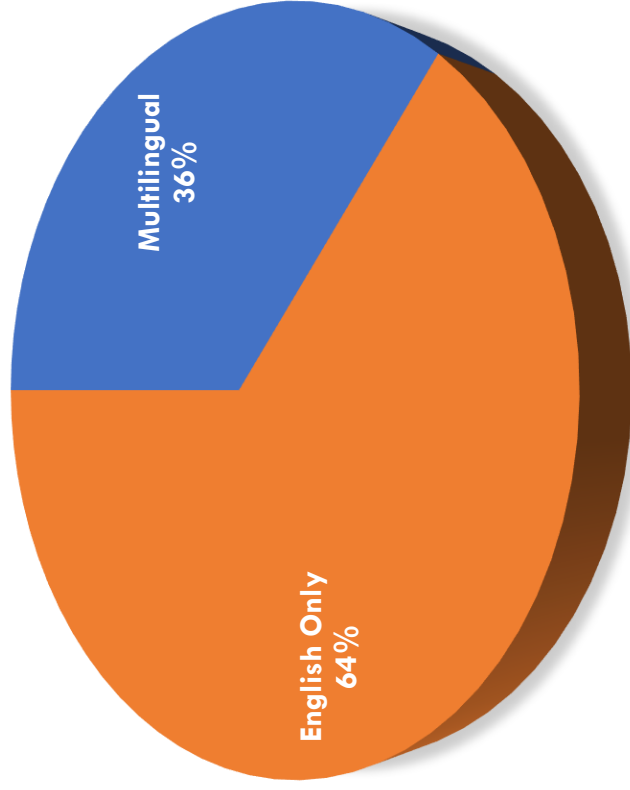
Need—Resource Categories		
	Total	Percentage *
Big 5	45	70%
Rural	23	36%
Small City	21	33%
Suburban	38	59%
High Need	49	77%
Medium Need	27	42%
Low Need	17	27%



*Individuals may have selected more than one category.

BRC MEMBERS BY LINGUISTIC DIVERSITY

Linguistic Diversity



Akan

Chinese

French

German

Russian

Spanish

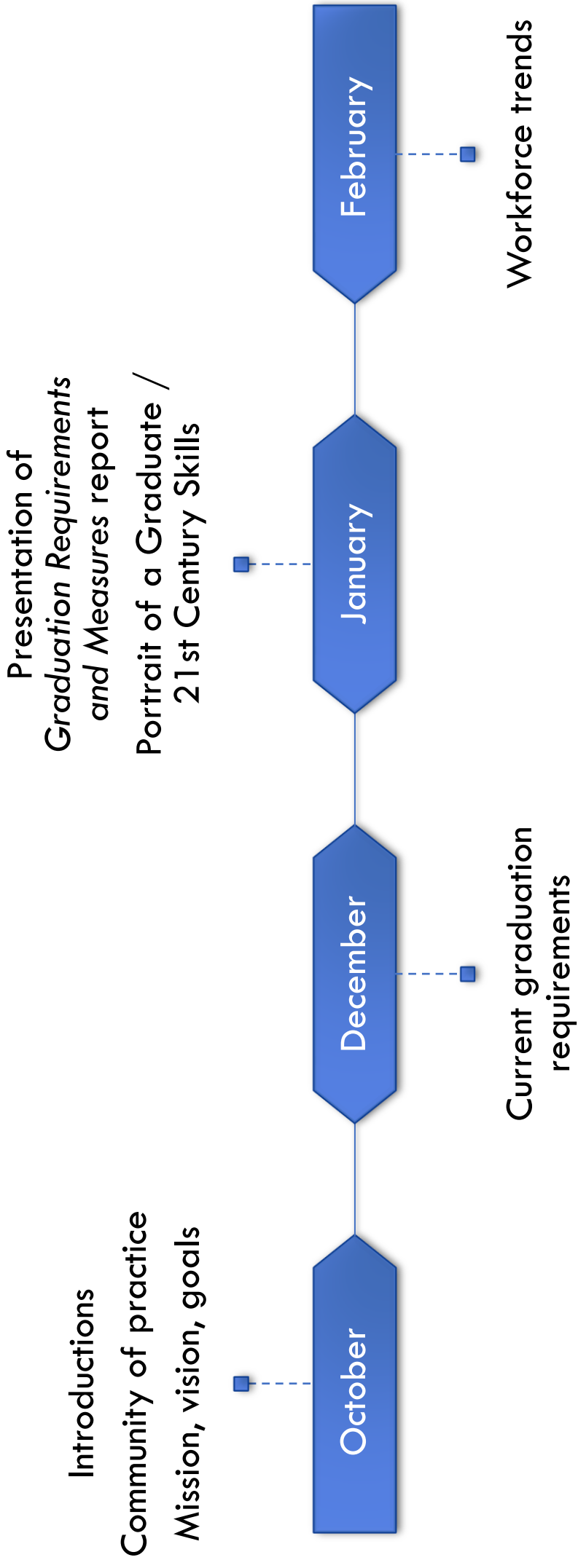
Turkish



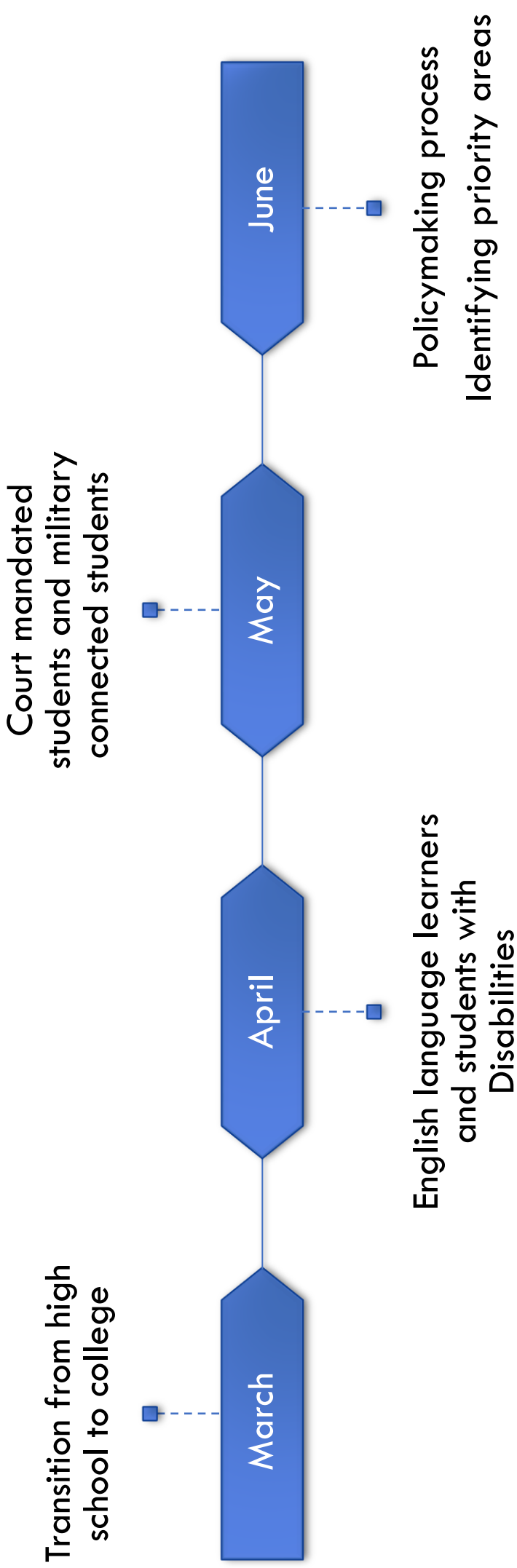
CHARGE OF THE BLUE RIBBON COMMISSION

Develop recommendations to the Board of Regents on what measures of learning and achievement could better serve New York's diverse student population as indicators of what they know and of their readiness for college, career, and civic life.

SUMMARY OF BRC MEETINGS OCTOBER 2022 – FEBRUARY 2023



SUMMARY OF BRC MEETINGS MARCH 2023 – JUNE 2023



GRAD MEASURES REPORT



Literature
Review



State and
International
Policy &
Practices
Scan



Summary of
Stakeholder
Feedback



REGION 2
Connecticut
New York
Rhode Island

Graduation Requirements and Measures:

A review conducted for the New York State
Board of Regents and the New York State
Education Department



Region 2 Comprehensive Center
November 2022

STAKEHOLDER FEEDBACK



12 advisory committee sessions

- 6 student advisory sessions
- 6 parent advisory sessions

5 monthly Thought Exchanges

- Summaries posted monthly to the Graduation Measures website

15.5K total participants

- 12K original comments contributed
- 234K total engagements

MONTHLY THOUGHT EXCHANGES

December 2022-April 2023

Five (5) Discussion Questions:

- Credit Requirements
- Assessment Requirements
- Graduation Rates
- Post-Secondary Career Paths
- Post-Secondary College Paths

What are the skills and abilities most needed by NY State graduates to be successful in their chosen post- secondary path?

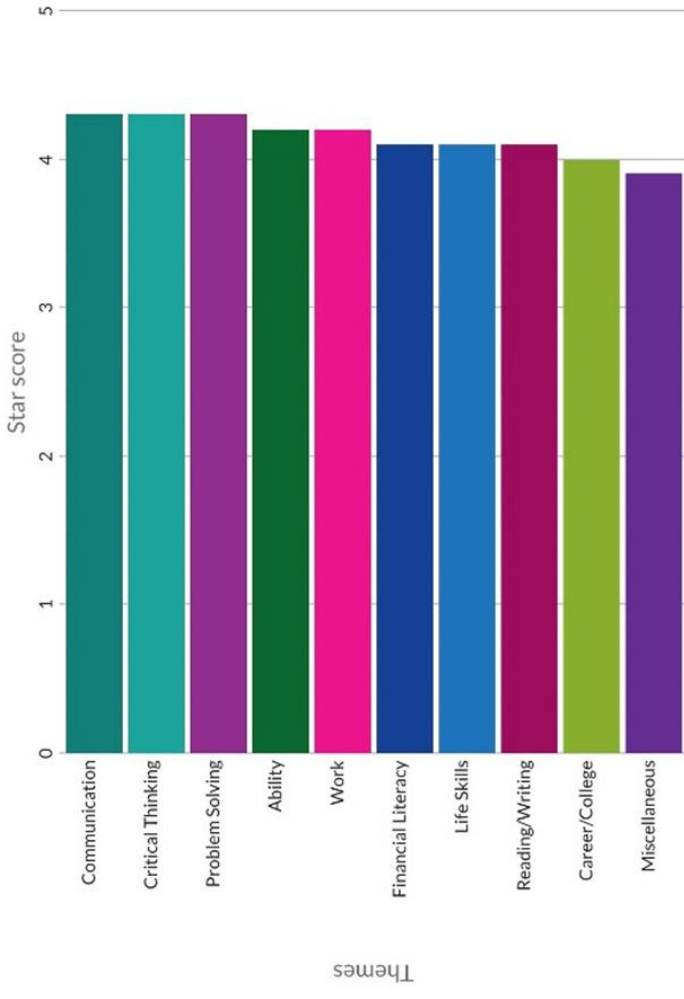
8,400 Participants

7,000 Thoughts

136,000 Ratings

Participants' Focus:

- Communication
- Critical Thinking/Problem Solving
- Financial Literacy



DECEMBER 2022

What opportunities, experiences, and courses should be available to students in High School that align with their needs, dreams, and career exploration? Which of those should be mandatory?

3,500 Participants
2,500 Thoughts
51,000 Ratings

Participants' Focus:

- Financial literacy
- Career Exploration
- Life Skills

A word cloud of terms related to career exploration and education. The words are arranged in a roughly rectangular shape, with 'management' and 'financial' being the largest words. Other prominent words include 'literacy', 'trades', 'experiences', 'high know', 'graduation', 'exploration', 'learning', 'career', 'interest', 'college life', 'money', 'classes', 'internships', 'science', 'courses', 'global programs', 'language', 'work', 'understand', 'basic', 'regents', 'personal', 'credit', 'required', 'real', 'mandatory', 'opportunities', 'computer', 'world', 'math', 'cultural', 'exams', and 'personal'.

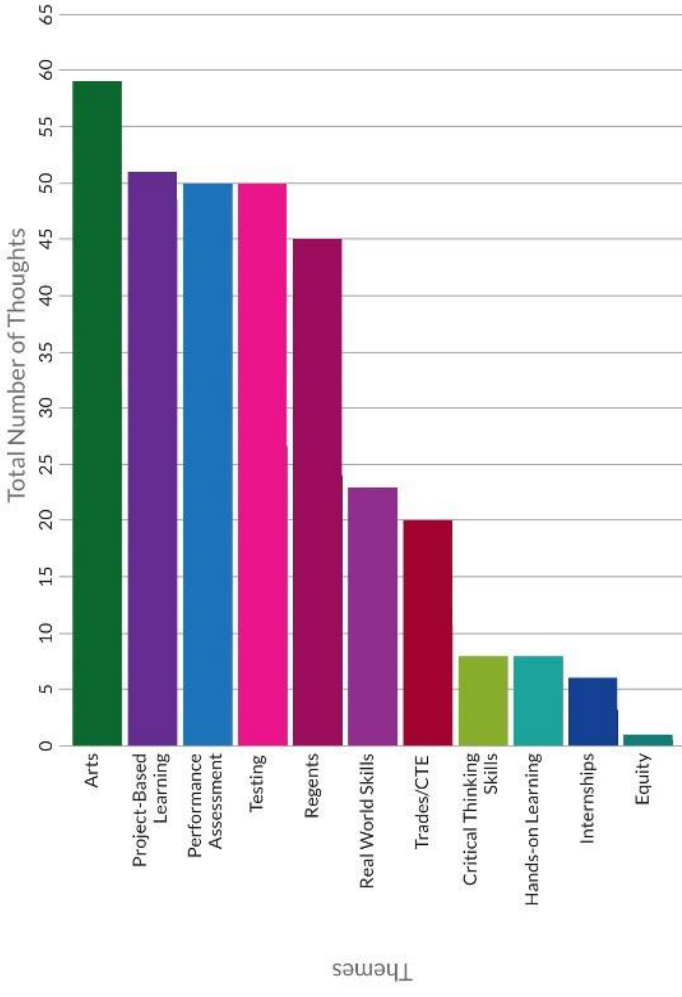
JANUARY 2023

Foundational skills, like initiative, time management, and collaboration, are shown to prepare students for school, college, career, civic engagement and life, and are priorities of the business world. How can these skills be fostered and encouraged in K-12 education?

1,300 Participants
750+ Thoughts
18,000 Ratings

Participants' Focus:

- Project Based Learning
- Moving away from traditional test-taking
- Emphasis on the arts



FEBRUARY 2023

If you could design or redesign your high school experience, what would it look like and why would you value it?

750+ Participants

600+ Thoughts

12,000 Ratings

Participants' Focus

- Less emphasis on traditional standardized tests
- More opportunities for “real world learning”

A word cloud of responses to the survey question. The words are arranged in a roughly rectangular shape and vary in size and color. The most prominent words are 'opportunities', 'real', 'interest', 'based', 'start', 'understanding', 'regents', 'world', 'learning', 'time', 'graduation', 'focus', 'ethnic', 'work', 'exams', 'help', 'experience', 'financial', 'better', 'courses', 'high', 'college', 'life', 'study', 'skills', 'career', 'regents', 'feel', 'take', 'classes', 'important', 'understanding', 'change', 'proficiency', 'language', 'prepare', 'redesign', 'requirements', 'kids'.

MARCH 2023



ADVISORY COMMITTEES

12 Advisory Committees

- 84 Students
- 155 Parents

1. Credit Requirements
2. Assessment Requirements
3. Graduation Rates
4. Post-Secondary Career Paths
5. Post-Secondary College Paths

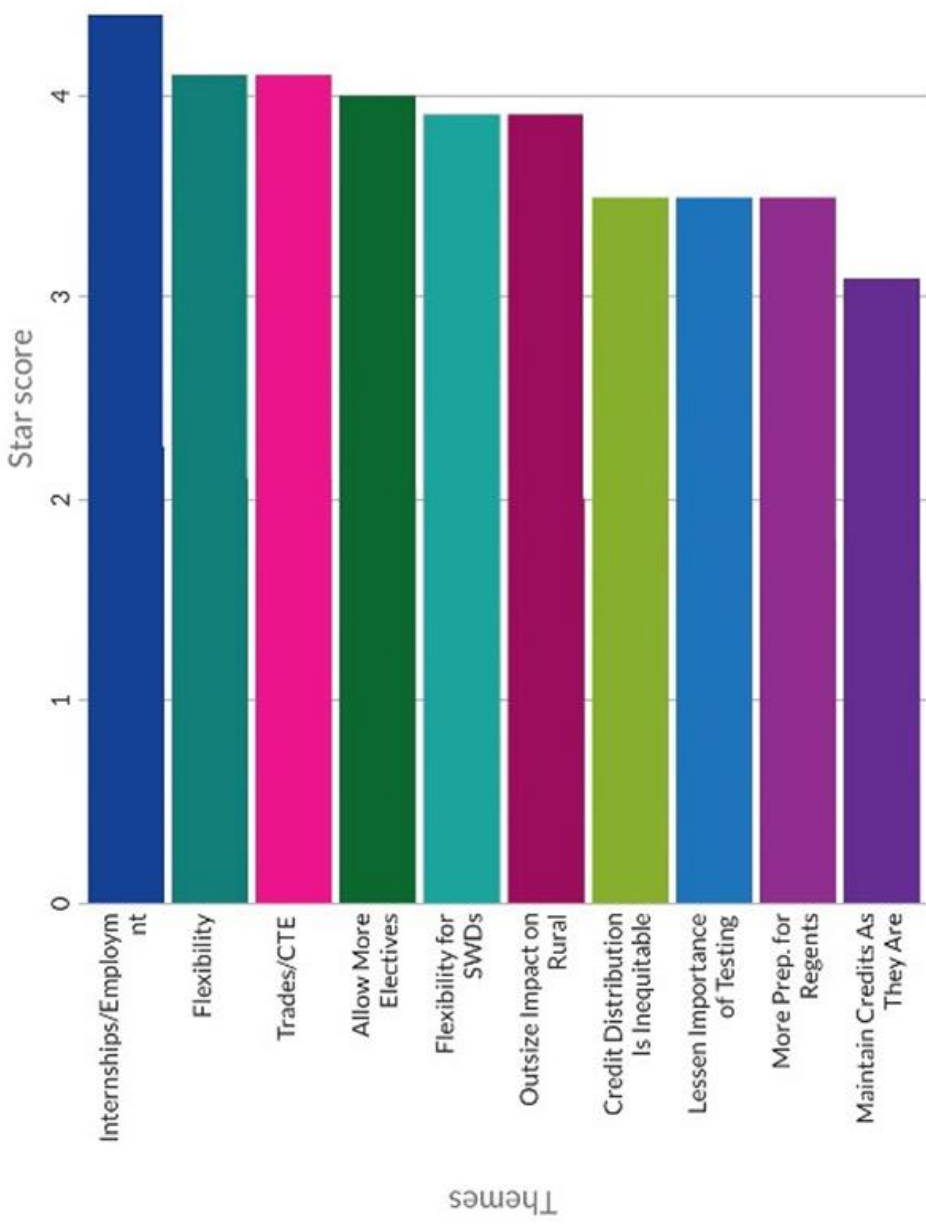
CREDIT REQUIREMENTS

A. NYSED's Jurisdiction

B. Credit Distribution

C. Earning Credit

Parents' and Students' Comments: Flexibility



ASSESSMENT REQUIREMENTS

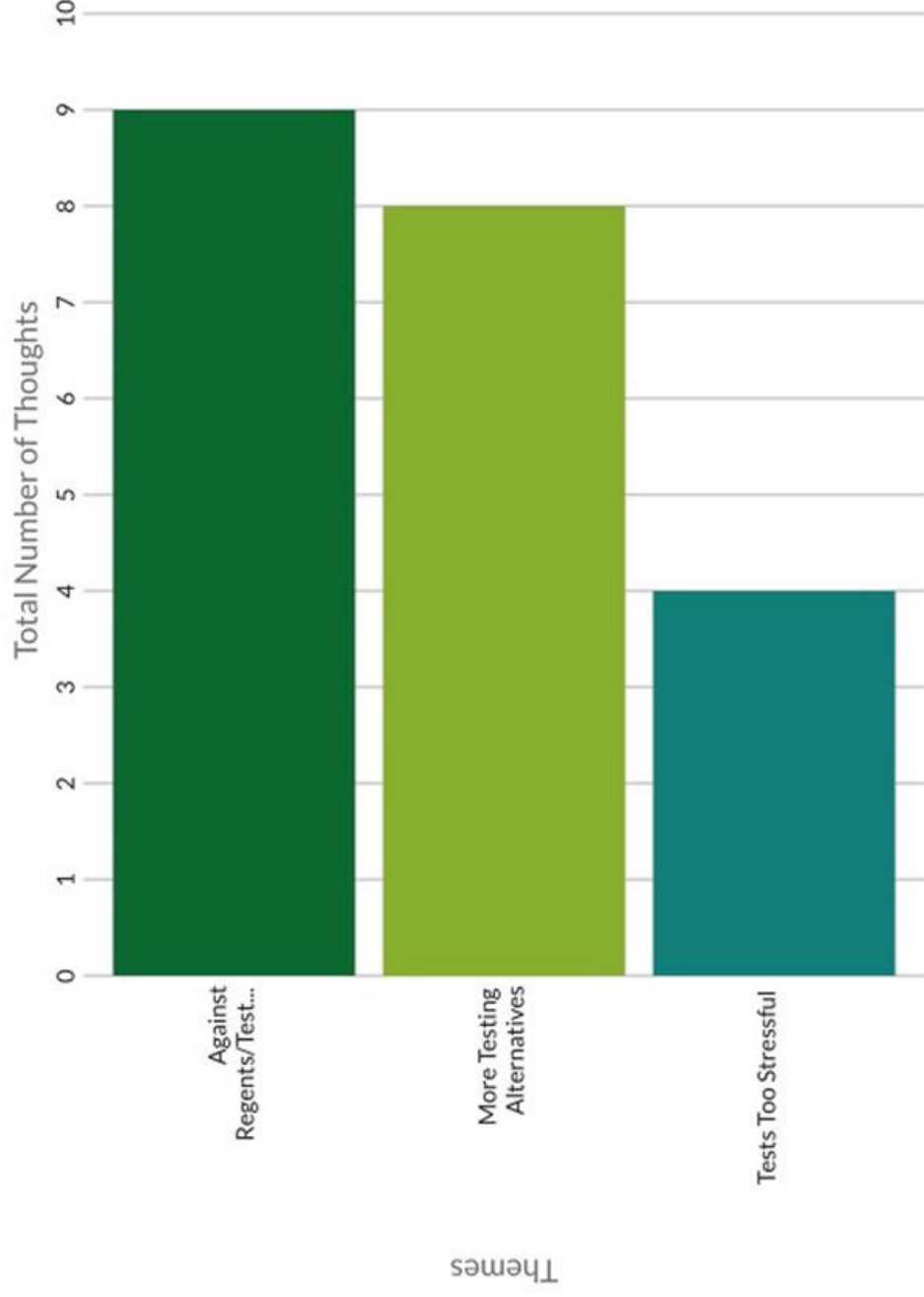
- A. ESSA Requirements
- B. NYS' Multiple Measures Approach
- C. CTE, Career Development and Occupational Studies (CDOS)
- D. World Languages, Arts, STEM

Students' comments:

- Choice among a variety of assessments

Parents' comments:

- More options for students



ASSESSMENT FLEXIBILITIES AND GRADUATION RATES

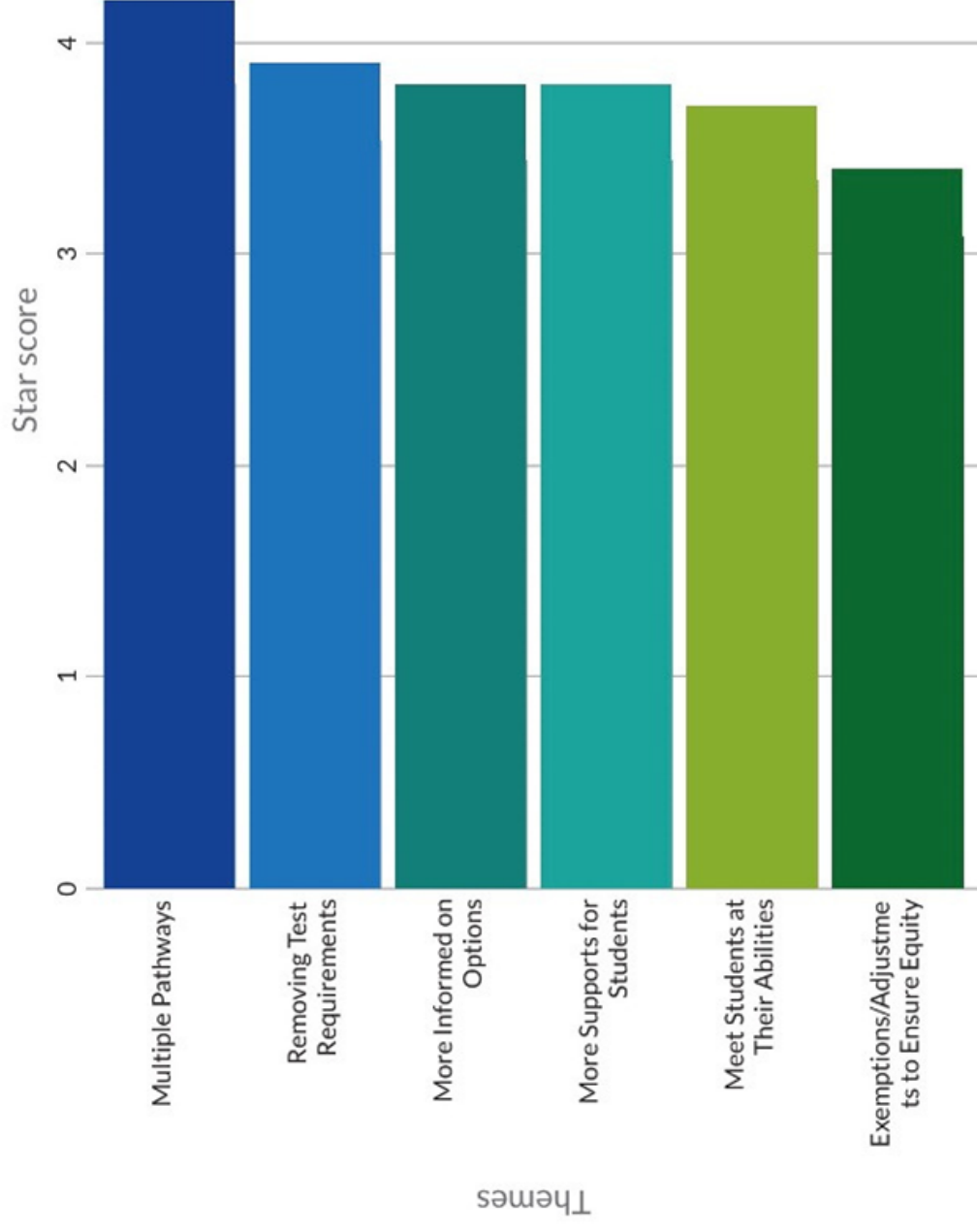
- A. Traditional Appeal for All Students
- B. Options for Students with Disabilities
- C. Exemptions and Other Alternatives
- D. Graduation Rate Trends

Students' comments:

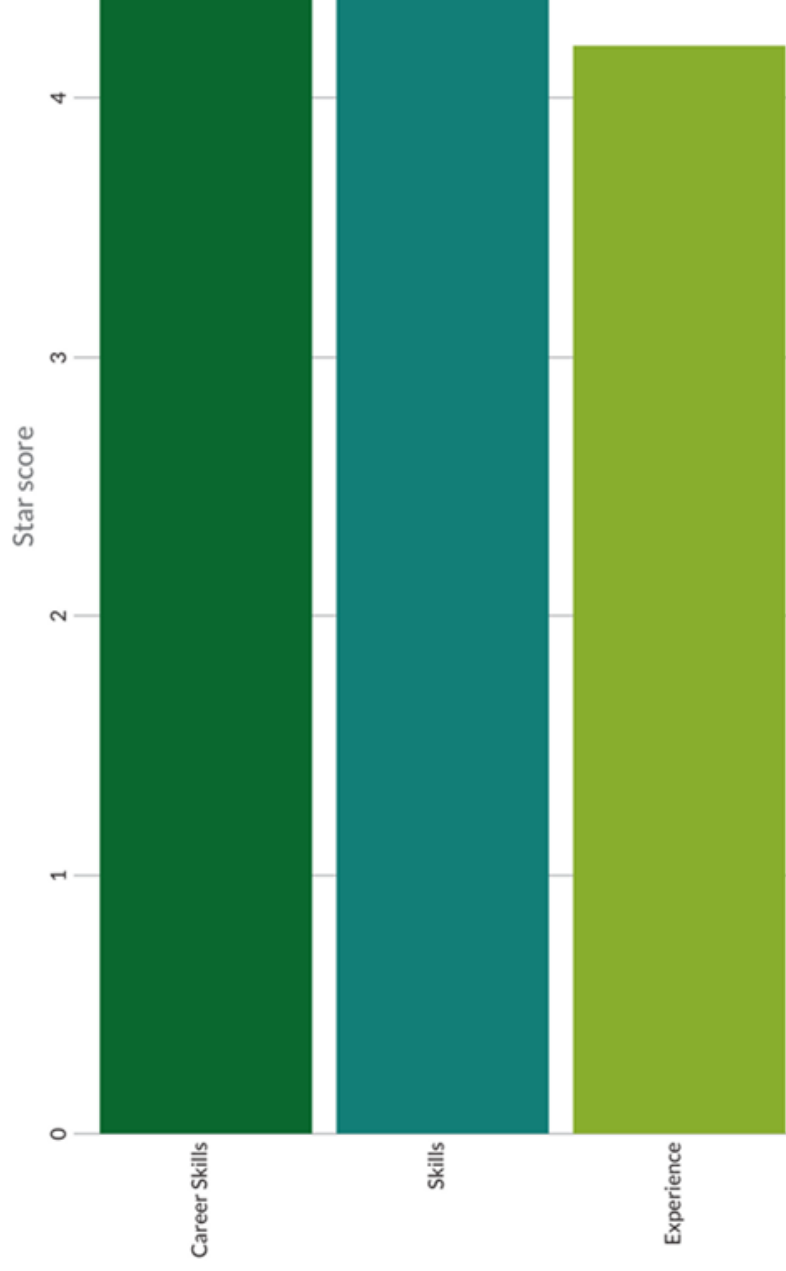
- Diverse thoughts, multiple ideas

Parents' comments

- Removing test requirements; encouraging multiple pathways; encouraging career-readiness, not just college-readiness



CAREER PATHWAYS



- A. Trends for Students Enrolling in IHEs
- B. Labor Market Trends
- C. Common Skills Lacking in Applicants
- D. Essential Skills for K-12 Students

Students' comments:

- More options for students

Parents' comments:

- Need to teach soft skills

COLLEGE PATHWAYS

- A. Dual Enrollment
- B. College Admissions
- C. Skills for College Success

Students' comments:

- Giving students more independence; more life skills

Parents' comments:

- More life skills



JULY 2023 CONVENING



July 25th- 27th



Presentation of comprehensive analysis
of qualitative data

ThoughtExchange questions
Student and parent advisories



BRC members met in small groups to begin drafting final recommendations



All4Ed worked with the steering committee to organize final recommendations

FOUR PRIORITIES



Consideration of
multiple pathways



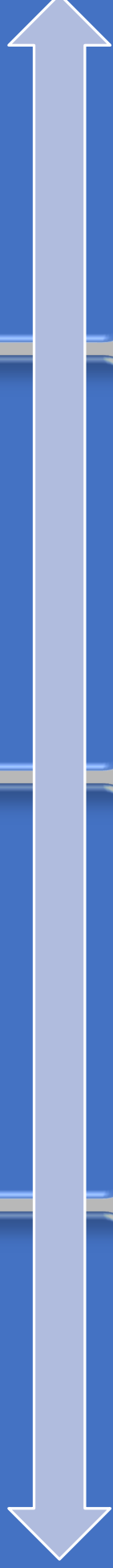
Review of
assessment
flexibility



Understanding of
meaningful life-
ready credentials



Culturally
responsive
curriculum &
instruction



VIDEO

“Ensuring Educational Excellence and Equity: NYS Blue Ribbon Commission on Graduation Measures”

WHAT IS A PORTRAIT OF A GRADUATE?

The Portrait of a Graduate will represent our state's vision for the essential knowledge and skills that students need to thrive in and shape their future.

The Portrait of a Graduate will serve as the "north star" to guide and align systemic decisions, including graduation measures.



IDENTITY

ACCOUNTABILITY

RESPECTS OTHERS

DIGITAL, COMP. SKILL

INDEPENDENT LEARNERS

CURIOSITY

SELF-AWARENESS

BRC TIMELINE

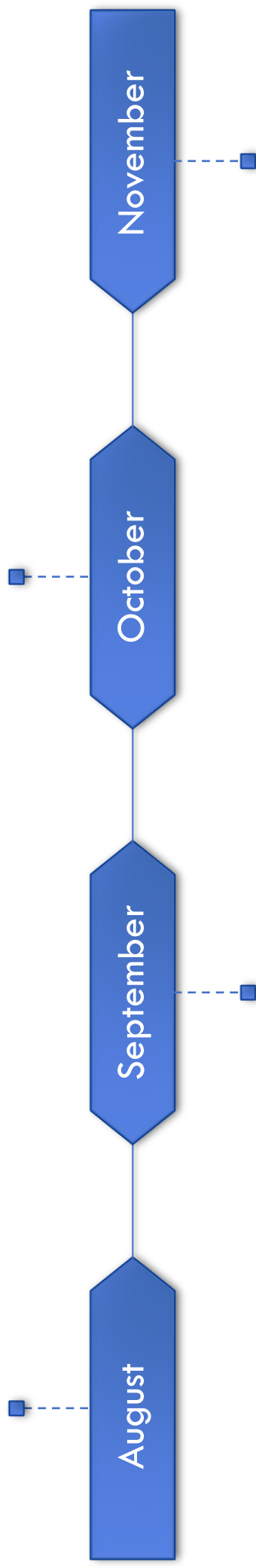
AUGUST — NOVEMBER 2023

Steering Committee
synthesized
recommendations from
July

Finalize Report

Final Vote
Results Shared with BRC

Recommendations will be
presented to the Board
of Regents





OVERVIEW OF REPORT STRUCTURE

- Statements from Chancellor Young and Commissioner Rosa
- Executive Summary
- Background
- Blue Ribbon Commission Monthly Meetings
- Parent and Student Advisory Meetings
- Stakeholder Feedback
- Portrait of a Graduate
- Final Recommendations
- Ending Summary
- Appendices
 - A: Recommendations Survey Results
 - B: Thought Exchange Summaries
 - C: Illustrations from July BRC Convening
 - D: BRC Member's Names
 - E: NYSED Staff in Support of BRC Work

QUESTIONS?



New York State
EDUCATION DEPARTMENT
Knowledge > Skill > Opportunity