



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: Anthony Lofrumento
SUBJECT: Summary of the January 2013 Meeting

DATE: February 1, 2013

AUTHORIZATION(S):

John B. P. G.
Executive Summary

Issue for Decision

Review of the Summary of the January 2013 Meeting of the Board of Regents.

Proposed Handling

Approval of the Summary of January 2013 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.

Recommendation

Approval of the Summary of the January 2013 meeting.

Timetable for Implementation

Effective February 12, 2013.

VOTED, that the Summary of the January 2013 Meeting of the Board of Regents of The University of the State of New York be approved.



**SUMMARY OF THE JANUARY 2013 MEETING
OF THE BOARD OF REGENTS
OF
THE UNIVERSITY OF THE STATE OF NEW YORK**

Held at the State Education Building

***Albany, New York
January 14 and 15, 2013***

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

THE BOARD OF REGENTS

The Board of Regents of The University of the State of New York held a public session on Monday, January 14 at 9:00 a.m. pursuant to a call to duty sent to each Regent.

MEETING OF THE FULL BOARD, Monday, January 14 at 9:00 a.m.

Board Members in Attendance:

Chancellor Merryl H. Tisch
Vice Chancellor Anthony S. Bottar
Robert M. Bennett, Chancellor Emeritus
James C. Dawson
Geraldine D. Chapey
Harry Phillips, 3rd
James R. Tallon, Jr.
Roger Tilles
Charles R. Bendit
Betty A. Rosa
Lester W. Young, Jr.
Christine D. Cea
Wade S. Norwood
James O. Jackson
Kathleen M. Cashin
James E. Cottrell

Also present were the Commissioner of Education, John B. King Jr., Counsel and Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. Regent T. Andrew Brown was absent and excused.

Chancellor Merryl H. Tisch called the meeting to order at 9:00 a.m.

ACTION ITEMS

Executive Session Motion

MOVED, that the Board of Regents convene in executive session on Monday January 14, 2013 at 5:00 p.m. and Tuesday January 15, 2013 at 11:30 a.m. to discuss litigation and personnel matters.

Motion by: Vice Chancellor Anthony S. Bottar
Seconded by: Chancellor Emeritus Robert M. Bennett
Action: Motion carried unanimously

UPDATES

Schools Against Violence in Education (SAVE) Update

Deputy Commissioner Ken Slentz provided the Board with an update on Schools Against Violence in Education (SAVE) (Attachment I).

APPR Update

Commissioner John B. King Jr. provided the Board with an update on APPR.

Chancellor Merryl H. Tisch adjourned the meeting at 10:00 a.m.

MEETING OF THE FULL BOARD, Tuesday, January 15 at 12:00 p.m.

Board Members in Attendance:

Chancellor Merryl H. Tisch
Vice Chancellor Anthony S. Bottar
Chancellor Emeritus Robert M. Bennett
James C. Dawson
Geraldine D. Chapey
Harry Phillips, 3rd
James R. Tallon, Jr.
Roger Tilles
Charles R. Bendit
Betty A. Rosa
Lester W. Young, Jr.
Christine D. Cea
Wade S. Norwood
James O. Jackson
Kathleen M. Cashin
James E. Cottrell

Also present were the Commissioner of Education, John B. King Jr., Counsel and Deputy Commissioner for Legal Affairs, Richard J. Trautwein, and the Secretary, Board of Regents, Anthony Lofrumento. Regent T. Andrew Brown was absent and excused.

Chancellor Merryl H. Tisch called the meeting to order at 12:00 p.m.

ACTION ITEMS

**Charter Applications
BR (A) 1**

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

**Summary of the December 2012 Meeting of the Board of Regents
BR (A) 2**

MOVED, that the Summary of the December 2012 Meeting of the Board of Regents of The University of the State of New York be approved.

Motion by: Regent James C. Dawson
Seconded by: Regent Geraldine D. Chapey
Action: Motion carried unanimously

PROGRAM AREA CONSENT ITEMS

Higher Education

**Boricua College: Master Plan Amendment to offer an Associate in Science (A.S.)
degree in Paralegal Studies at its Brooklyn and Bronx Campuses
BR (CA) 1**

MOVED, that the Board of Regents approve a master plan amendment to authorize the College to offer an Associate in Science (A.S.) degree program in Paralegal Studies at both its Brooklyn and Bronx campuses.

**Monroe College – Regents Authorization to Authorize the College to Award the
Master of Public Health Degree
BR (CA) 2**

MOVED, that the Board of Regents authorize Monroe College to award the Master of Public Health (M.P.H.) degree. If the Board approves this Regents authorization, the Department will register the program and the College will proceed to recruit and enroll students.

P-12 Education

**Approval of the Proposed Amendment to Section 100.5 of the Regulations of the
Commissioner of Education Relating to the Safety Net for Students with
Disabilities to Graduate with a Local Diploma
BR (CA) 3**

MOVED, that section 100.5 of the Regulations of the Commissioner of Education be amended, as submitted, effective January 30, 2013.

**Petition of the City School District of the City of Geneva for Consent to Exceed
the Constitutional Debt Limit
BR (CA) 4**

MOVED, that the Board of Regents hereby give consent to the issuance of bonds and/or bond anticipation notes by the Board of Education of the City School District of the City of Geneva in an amount not to exceed \$12,300,000 for capital improvements, consisting of addition to, reconstruction and renovations, in part and construction to school buildings, grounds and facilities throughout the district and the issuance of such bonds and/or bond anticipation notes in excess of the constitutional debt limit of said school district.

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) 5 - REVISED

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

Report of the Committee on the Professions Regarding Licensing Petitions BR (CA) 6

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

Motion by: Regent Harry Phillips, 3rd
Seconded by: Regent Roger Tilles
Action: Motion carried unanimously

STANDING COMMITTEE REPORTS

P-12 EDUCATION

Your P-12 Education Committee held its scheduled meeting on January 14, 2013. All members were present.

ACTION ITEMS

Renewal of Charters Authorized by the Chancellor of the New York City Department of Education (NYCDOE)

Your Committee voted to renew the charters submitted by the New York City Chancellor until June 30, 2013 in accordance with the following vote and took no action on the Chancellor's request for renewals for 3 or 5 year terms.

VOTED: That the Board of Regents finds that the proposed charter schools listed below: (1) meet the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) will operate in an educationally and fiscally sound manner; (3) are likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves and issues:

- the renewal charter of the Brooklyn Ascend Charter School as proposed by the Chancellor of the New York City Department of Education, and that its provisional charter be extended for a term up through and including June 30, 2013.
- the renewal charter of the DREAM Charter School as proposed by the Chancellor of the New York City Department of Education, and that its provisional charter be extended for a term up through and including June 30, 2013.
- the renewal charter of the PAVE Charter School as proposed by the Chancellor of the New York City Department of Education, and that its provisional charter be extended for a term up through and including June 30, 2013.
- the renewal charter of the St. HOPE Leadership Academy Charter School as proposed by the Chancellor of the New York City Department of Education, and that its provisional charter be extended for a term up through and including June 30, 2013.
- the renewal charter of The Equity Project Charter School as proposed by the Chancellor of the New York City Department of Education, and that its provisional charter be extended for a term up through and including June 30, 2013.
- the renewal charter of the VOICE Charter School of New York as proposed by the Chancellor of the New York City Department of Education, and that its provisional charter be extended for a term up through and including June 30, 2013.
- the renewal charter of the Bronx Academy of Promise Charter School as proposed by the Chancellor of the New York City Department of Education, and that its provisional charter be extended for a term up through and including June 30, 2013. *Please note that Chancellor Walcott submitted an amended request to the Board of Regents on January 15, 2013 that did not include this school. Therefore, the Board voted to include only those schools recommended in the January 15, 2013 letter amending the vote taken by the P-12 Committee on January 14, 2013.
- the renewal charter of the Bronx Community Charter School as proposed by the Chancellor of the New York City Department of Education, and that its provisional charter be extended for a term up through and including June 30, 2013.
- the renewal charter of the Mott Haven Academy Charter School as proposed by the Chancellor of the New York City Department of Education, and that its provisional charter be extended for a term up through and including June 30, 2013.
- the renewal charter of the NYC Charter High School for Architecture, Engineering and Construction Industries as proposed by the Chancellor of the New York City Department of Education, and that its provisional charter be extended for a term up through and including June 30, 2013. *Please note that Chancellor Walcott submitted an amended request to the Board of Regents on January 15, 2013 that did not include this school. Therefore, the Board voted to include only those

schools recommended in the January 15, 2013 letter amending the vote taken by the P-12 Committee on January 14, 2013.

- the renewal charter of The Ethical Community Charter School as proposed by the Chancellor of the New York City Department of Education, and that its provisional charter be extended for a term up through and including June 30, 2013. [P-12 (A) 1]

Short-term Renewals for 3 Charter Schools Authorized by the Board of Regents

VOTED: That the Board of Regents finds that the La Cima Charter School: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) will operate in an educationally and fiscally sound manner; (3) is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves and issues the renewal charter of the La Cima Charter School, and that its provisional charter be extended for a term up through and including June 30, 2013.

VOTED: That the Board of Regents finds that the Rochester Academy Charter School: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) will operate in an educationally and fiscally sound manner; (3) is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves and issues the renewal charter of the Rochester Academy Charter School and that its provisional charter be extended for a term up through and including June 30, 2013.

VOTED: That the Board of Regents finds that the Aloma D. Johnson Fruitbelt Community Charter School: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) will operate in an educationally and fiscally sound manner; (3) is likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves and issues the renewal charter of the Aloma D. Johnson Fruitbelt Community Charter School, and that its provisional charter be extended for a term up through and including June 30, 2013. [P-12 (A) 2]

MOTION FOR ACTION BY FULL BOARD

Madam Chancellor and Colleagues: Your P-12 Education Committee recommends, and we move, that the Board of Regents act affirmatively upon each recommendation in the

written report of the Committee's deliberations at its meeting on January 15, 2013, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

CTE Content Advisory Panel Recommendations – the Committee discussed the CTE Content Advisory Panel's recommendations to the eight charges given to them by the Department. Following review of the recommendations and the Regents discussion, proposed regulations to implement a CTE pathway policy that takes into consideration as many of the recommendations as possible will be drafted. Additional guidance will be provided as needed for implementation by school districts and BOCES with incentive opportunities as funding sources become available. It is anticipated that staff will present the proposed regulatory language at the February 2013 meeting. [P-12 (D) 1]

Innovative CTE Program Models – A panel of representatives from the CTE community discussed their respective program experiences and how their programs prepare students for future career pathways and/or college. The Panel consisted of:

- Jessica Williams, Home and Career Skills teacher – Newark Valley Middle School
- Kate Boulamaali, Assistant Principal, High School for Fashion Industries – NYC
- Mr. Matt Champlin, CTE teacher, Cayuga Onondaga BOCES
- Tracy Musso, ELA teacher, Computer Systems & Network Administration program - Cayuga Onondaga BOCES
- Mr. Mark Harris, CTE Teacher, Computer Design/Manufacturing Technology program- Ulster BOCES

Discussion focused on the benefits to students that complete CTE programs and challenges facing schools and districts as they try to maintain their CTE programs.

Dignity Act Regulations – The Committee discussed proposed amendments to regulations relating to the Dignity for all Students Act to significantly expand the scope and intent of the Dignity Act to include provisions on bullying and cyberbullying and to make the Act applicable in certain instances to conduct occurring off school property. It is anticipated that the proposed amendments will be presented for action at the April Regents meeting, after publication of a Notice of Proposed Rule Making in the State Register and expiration of the 45-day public comment period. [P-12 (D) 2]

K-12 Social Studies Update – The Committee discussed feedback received from the K-8 Common Core Social Studies Framework public survey and the Social Studies Content Advisory Panel, and the revisions that will be made to the Framework as a result of that feedback. Also discussed was the draft 9-12 Common Core Social Studies Framework in light of the Board's discussion of requiring two distinct units of study in Global History and Geography in grades 9 and 10. Staff will come back to the Regents in April with a recommendation for revised P-8 and 9-12 Frameworks that reflect the CCLS and widespread public input. [P-12 (D) 3]

Consent Agenda Items - The Committee discussed the following items scheduled for approval on the Full Board consent agenda:

- Petition of the Geneva City School District for Consent to Exceed the Constitutional Debt Limit.
- Special Education regulations relating to the Safety Net for Students with Disabilities to Graduate with a Local Diploma.

ADULT CAREER AND CONTINUING EDUCATION (ACCES)

Your ACCES Committee held its scheduled meeting on January 14, 2013. All members were present. Additional members of the Board attending where: Regent Phillips, Regent Bendit, Regent Jackson and Regent Cottrell.

MATTERS NOT REQUIRING BOARD ACTION

Bureau of Proprietary School Supervision (BPSS) – The Committee was provided with an overview of the current data on the sector, including the numbers of schools, teachers, admissions agents, and complaints against schools. Also provided, was a review of the recent changes to the law, which went into effect on December 15, 2012 and the impact these changes will have on BPSS and the industry as a whole. In addition, the Committee was informed of the extremely broad scope of career options offered within the sector, along with four video vignettes depicting the types of schools and providing an instant view of the programs locations and instructors, as well as a demonstration of the curricula the students will be exposed to while undergoing the program.

CULTURAL EDUCATION

Regent Roger Tilles, Chair of the Cultural Education Committee, submitted the following written report. Your Committee on Cultural Education Committee had its scheduled meeting on January 14, 2013. In attendance were committee members: Regents Tilles, Cea, Jackson Dawson, Cottrell, and Rosa. Absent: Regent Bendit

In addition to CE Committee Members, in attendance were: Regents Norwood, Cashin and Chapey and Commissioner King.

ITEMS FOR DISCUSSION

Chair's Remarks: Regent Tilles welcomed everyone and opened the meeting. Regent Tilles remarked that the Museum Advisory Council will meet in February.

Regents Advisory Council for Museums Appointments

Deputy Commissioner Cannell presented this recommendation to approve and fill two vacancies on the Regents Advisory Council for Museums as submitted.

Motion to appoint Tony Bannon and Catherine Gilbert to the Regents Advisory Council on Museums.

Motion by: Regent Dawson

Second by: Regent Cottrell

Passed by Unanimous Vote.

Native American Graves Protection and Repatriation Act

Dr. Lisa Andersen, Native American Graves Protection and Repatriation Act (NAGPRA) Coordinator and Curator of Bioarchaeology presented an update to the Committee on background of the NAGPRA, the Museum's ethnology and archaeology collections and claims for repatriation of Native American materials in the Museum's collection.

Mural in Chancellor's Hall

Commissioner King announced that the mural "Genius of America", which is installed in Chancellor's Hall, has been reopened for public viewing. The Commissioner distributed a brochure about the mural and asked Museum Director Mark Schaming, to present a brief history regarding the Mural. Several interpretive panels have been installed in Chancellor's Hall to describe the mural and provide its context and history.

The committee adjourned at 4:35 to Chancellor's Hall so that members could view the mural.

PROFESSIONAL PRACTICE

Your Professional Practice Committee held its scheduled meeting on January 15, 2013. All Committee members were present. Regent Kathleen Cashin was also present, but did not vote on any case or action.

ACTION ITEMS

Professional Discipline Cases

Your Committee recommends that the report of the Regents Review Committee, including rulings, findings of fact, determination as to guilt, and recommendation, by unanimous or majority vote, contained in the report which has been distributed to you, be accepted in 1 case. In addition, your Committee recommends, upon the recommendation of the Committee on the Professions, that 16 consent order applications and 6 surrender applications be granted, and further recommends that 1 summary suspension application be granted.

In the case of Stuart I. Goldberg, Certified Public Accountant, Calendar No. 26125, we recommend that, to clarify the portion of the penalty involving the imposition of a fine upon respondent that is effective upon the service of the order in this matter and that is

independent of the probationary period that commences upon respondent's actual return to practice in the State of New York:

(1) the recommendation of the Regents Review Committee be modified solely as to the penalty to be imposed, as follows:

That, upon the specification of the charges of which respondent is found guilty, respondent's \$2,500 fine shall be paid by respondent by certified or bank cashier's check, payable to the order of the New York State Education Department, to be delivered to the Director, Office of Professional Discipline, New York State Education Department, 1411 Broadway - Tenth Floor, New York, NY 10018-3496, within six months after the effective date of the service of the order to be issued in this matter; and that the penalty recommended by the Regents Review Committee otherwise be accepted;

(2) term of probation numbered "7," regarding the payment of the fine imposed upon respondent as a penalty, be deemed added and be deemed to read as follows:

That, in the event that respondent did not meet the requirement that respondent, within six months after the effective date of the service of the order to be issued in this matter, pay the \$2,500 fine imposed upon respondent, respondent shall, during the first six months of the period of probation, pay said \$2,500 fine by certified or bank cashier's check, payable to the order of the New York State Education Department, to be delivered to the Director, Office of Professional Discipline, as aforesaid; and

(3) term of probation numbered "7" recommended by the Regents Review Committee be renumbered and be deemed as term of probation numbered "8".

These recommendations are made following the review of 24 cases involving five certified public accountants, four licensed practical nurses, three registered professional nurses, two licensed clinical social workers, two licensed practical nurses who are also registered professional nurses, one land surveyor, one massage therapist, one non-resident pharmacy establishment, one pharmacist, one psychologist, and one veterinarian.

Restorations

Your Committee recommends, with Regent Norwood dissenting, that the execution of the order of surrender of the physician license of Alfred Jay Fields be stayed; that he be placed on probation for a period of five years under various terms and conditions annexed as Exhibit A to the Report of the Committee on the Professions; and that, upon successful completion of probation, Dr. Fields' license be fully restored.

Your Committee recommends that the application of Wesley James Sweeney for the restoration of his certified public accountant license be granted and that his license be restored.

Approvals

Your Committee recommends approval of the following:

Regulations Relating to Occupational Therapy [PPC (A) 1] – That subdivision (a) of section 76.4 and section 76.9 of the Regulations of the Commissioner of Education be amended and that a new section 76.10 of the Regulations of the Commissioner of Education be added, all as submitted, effective February 13, 2013.

MOTION FOR ACTION BY FULL BOARD

Madam 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 January 15, 2013, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Your Committee discussed several topics of interest, including:

Deputy Commissioner's Report/Update [Oral] – The Deputy Commissioner reported on the following items:

- Full Board Consent Agenda Items
 - Board (Re)Appointments
 - Licensing Petitions
- Technology Update
- Staffing/Productivity Update
- Updates on OP Initiatives
- Flu Shots Update

HIGHER EDUCATION

Your Higher Education Committee held its scheduled meeting on January 15, 2013.

Action Items

Action on Proposed Amendments to the Regulations of the Commissioner of Education Relating to Renewals of Provisional Certificates and Reissuances of Initial Certificates. Your Committee approved amendments to sections 80-1.7 and 80-1.8 of the Regulations of the Commissioner of Education related to renewals of provisional

certificates and reissuances of initial certificates. This amendment will become effective January 30, 2013.

Action on Proposed Amendments to sections 80-3.3, 80-3.7 and 80-5.6 related to individual evaluation and teaching assistant certification. Your Committee approved amendments to sections 80-3.3, 80-3.7 and 80-5.6 of the Regulations of the Commissioner related to individual evaluation and the requirements for Level III teaching assistants. This amendment will become effective January 30, 2013.

MOTION FOR ACTION BY FULL BOARD

Madam Chancellor and Colleagues: 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 January 15, 2013, copies of which have been distributed to each member of the Board of Regents.

Other matters not requiring action:

Update on Teacher Preparation Support Program. With the implementation of the new certification examinations, your Committee received an update on the edTPA and what work that has been done to inform the field of the requirements of the examination, the resources available and the next steps.

Proposed amendments to Section 3.12 and Subpart 4-1. Your Committee discussed proposed amendments to Section 3.12 and Subpart 4-1 related to voluntary institutional accreditation for Title IV purposes. The proposed changes will help ensure technical alignment with federal requirements for institutional accrediting agencies. We anticipate that the regulations will be brought to this Committee for approval at the April 2013 meeting.

Proposed amendments to Section 52.21 and Part 80 and the addition of a new Subpart 57-4. Your Committee discussed proposed amendments related to requirements for coursework or training in harassment, bullying and discrimination prevention and intervention as prescribed by the Dignity for All Students Act. The Committee requested further information and it is anticipated that this item will be back before the Committee at the February meeting.

MOVED, that the Committee Reports – with the exception of the portion of the P-12 Education Committee Report Renewal of Charters Authorized by the Chancellor of the New York City Department of Education (NYCDOE) – be approved.

Motion by:	Chancellor Emeritus Robert M. Bennett
Seconded by:	Regent Christine D. Cea
Action:	Motion carried unanimously

**Consideration of Request from the New York City Department of Education
(NYCDOE) Chancellor on the Renewal of Charters Authorized by the Chancellor
of the New York City Board of Education**

MOVED, that the Board of Regents reconsider the vote of the P-12 Education Committee regarding the Renewal of Charters Authorized by the Chancellor of the New York City Department of Education.

Motion by: Regent Wade S. Norwood
Seconded by: Regent Christine D. Cea
Action: Motion carried unanimously

**Renewal of Charters Authorized by the Chancellor of the New York City
Department of Education (NYCDOE)**

MOVED, that the Board of Regents amend the motion considered by the P-12 Education Committee and substitute and approve the following:

MOVED: That the Board of Regents finds that the proposed charter schools: (1) meet the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) will operate in an educationally and fiscally sound manner; (3) are likely to improve student learning and achievement and materially further the purposes set out in subdivision two of section twenty-eight hundred fifty of Article 56 of the Education Law; and (4) will have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves and issues the renewal charters of the Brooklyn Ascend Charter School, DREAM Charter School, PAVE Academy Charter School, St. HOPE Leadership Academy Charter School, The Equity Project Charter School, VOICE Charter School of New York, Bronx Community Charter School, Mott Haven Academy Charter School, and The Ethical Community Charter School (TECCS), and as proposed by the Chancellor of the New York City Department of Education, and that their provisional charters be extended for a term up through and including June 30, 2013.

Motion by: Regent Wade S. Norwood
Seconded by: Regent Roger Tilles
Action: Motion carried unanimously

**Proposed Regents 2013 Federal Priorities
BR (A) 4**

MOVED, that the Regents approve the 2013 federal priorities.

Motion by: Regent Roger Tilles
Seconded by: Regent Harry Phillips 3rd

Action: Motion carried unanimously

**State Education Department December 2012 Fiscal Report
BR (A) 3**

MOVED, that accept the December 2012 State Education Department Fiscal Report as presented.

Motion by: Regent Harry Phillips, 3rd
Seconded by: Regent Geraldine D. Chapey
Action: Motion carried unanimously

**Acceptance of a \$600,000 one-year grant from the Robin Hood Foundation
BR (A) 4**

MOVED, that the Board of Regents accept the sum of \$600,000 from the Robin Hood Foundation.

Motion by: Regent Geraldine D. Chapey
Seconded by: Regent Christine D. Cea
Action: Motion carried unanimously

Chancellor Merryl H. Tisch adjourned the meeting at 12:25 p.m.

Appendix I
NEW YORK STATE BOARD OF REGENTS CHARTER ACTIONS

Name of Institution	Program Area	County of Location	Description of Charter Action(s)
Brunswick Community Library	CE	Rensselaer	Amend charter to: <ul style="list-style-type: none"> • designate the library's service area to be coterminous with the Town of Brunswick; and • to designate the number of trustees to be not less than 5 nor more than 11.
Lucille M. Wright Air Museum	CE	Chautauqua	Amend charter to change the corporate address and extend the provisional charter for five years.
Museum of American Finance	CE	New York	Amend charter to change the corporate address.
The Olana Partnership	CE	Columbia	Extend provisional charter for five years.
Paleontological Research Institution	CE	Tompkins	Consolidate with "Cayuga Nature Center, Inc.", a New York NFP corporation, with the Paleontological Research Institution as the surviving corporation.
Point Lookout Historical Society	CE	Nassau	Grant a provisional charter for five years.
Pro Martial Arts Hall of Fame and Museum	CE	Niagara	Amend charter to change the corporate name to "The International Martial Arts/MMA Hall of Fame and Museum", change the corporate address and to extend the provisional charter for five years in lieu of granting an absolute charter.
The S.S. Columbia Project	CE	New York	Extend provisional charter for five years.
Valley Masonic Historical Society	CE	Nassau	Amend charter to appoint trustees and revive corporation and extend charter for five years.
Autistic Services Educational Program	P-12	Erie	Amend charter to change the corporate name to "Autism Services Education Program".
Children at Play Early Intervention Center	P-12	Richmond	Grant an absolute charter.

Christ the King Preparatory Academy	P-12	Niagara	Extend provisional charter for three years.
The College of St. Francis Xavier	P-12	New York	Amend charter to delete and replace section "a" pertaining to the members.
Mesivta Ahavas Hatorah	P-12	Rockland	Grant a provisional charter for three years.
New Covenant Learning Center	P-12	Orange	Grant a provisional charter for three years.
Rice High School	P-12	New York	Dissolve charter and grant approval to store student records with Iona Preparatory School.
St. Ann's Academy	P-12	Steuben	Grant a provisional charter for three years.

Appendix II

REGENTS ACTIONS IN 24 PROFESSIONAL DISCIPLINE CASES AND 2 RESTORATION PETITIONS

January 14-15, 2013

The Board of Regents announced disciplinary actions resulting in the summary suspension of 1 license, surrender of 5 licenses and 1 registration, and 17 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 2 restoration petitions.

I. SUMMARY SUSPENSION

Social Work

Robert Scott Schreiner; Licensed Clinical Social Worker; Richmondville, NY 12149-2031, Albany, NY 12208; Lic. No. 048237; Cal. No. 26525; Application for summary suspension granted.

II. SURRENDERS

Nursing

Stephanie Kaufman; Registered Professional Nurse; Washingtonville, NY 10992-1265; Lic. No. 483835; Cal. No. 26302; Application to surrender license granted. Summary: Licensee admitted to allegations of having been convicted of Attempted Criminal Possession of a Forged Instrument in the 3rd Degree, a misdemeanor; practicing while her license was suspended; stealing controlled drugs from two different employers; and violating a term of probation imposed on her by the Board of Regents.

Yveanne Abernathy; Licensed Practical Nurse, Registered Professional Nurse; Calverton, NY 11933; Lic. Nos. 206129, 423173; Cal. Nos. 26412, 26413; Application to surrender licenses granted. Summary: Licensee admitted to the charge of having been convicted of Petit Larceny, a class A misdemeanor.

Courtney E. Burke; Licensed Practical Nurse; Rochester, NY 14607; Lic. No. 294987; Cal. No. 26425; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Driving While Intoxicated.

Pharmacy

Franck's Lab, Inc. d/b/a Franck's Compounding Pharmacy; Nonresident Pharmacy Establishment; 1210 SW 33rd Avenue, Ocala, FL 34474; Reg. No. 028453; Cal. No. 26436; Application to surrender registration granted. Summary: Registrant did not contest the allegations that, in and about and during November 2011 on more than one occasion, he compounded drugs in a non-sterile environment.

Psychology

David L. Hamblin; Provo, UT 84604; Lic. No. 009519; Cal. No. 26467; Application to surrender license granted. Summary: Licensee did not contest the charge of having been found guilty of professional misconduct in the State of Utah.

III. OTHER REGENTS DISCIPLINARY ACTIONS

Engineering and Land Surveying

Nicholas John Young, Jr.; Land Surveyor; Dansville, NY 14437; Lic. No. 049830; Cal. No. 26321; Application for consent order granted; Penalty agreed upon: 1 year suspension, 1 year probation to commence upon return to practice, \$500 fine payable within six months.

Massage Therapy

Ross Michael Howard; New York, NY 10036; Lic. No. 009037; Cal. No. 26371; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$1,000 fine.

Nursing

Moriah Karen Crosby; Licensed Practical Nurse; Massena, NY 13662; Lic. No. 290859; Cal. No. 26295; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$250 fine.

Nicole Marie Hicks; Registered Professional Nurse; Rochester, NY 14618; Lic. No. 545104; Cal. No. 26352; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Ngozi L. Ezinkwo; Licensed Practical Nurse; Rochester, NY 14623; Lic. No. 276189; Cal. No. 26353; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$250 fine.

Stanley Abernathy; Registered Professional Nurse; Calverton, NY 11933; Lic. No. 530047; Cal. No. 26372; Application for consent order granted; Penalty agreed upon: 6 month actual suspension, 18 month stayed suspension, 2 years probation.

Samantha Catherine Moller; Licensed Practical Nurse; Amsterdam, NY 12101-5053; Lic. No. 292962; Cal. No. 26374; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation.

Lorraine Casiano a/k/a Lorraine Meoni; Licensed Practical Nurse, Registered Professional Nurse; Setauket, NY 11733; Lic. Nos. 144252, 439287; Cal. Nos. 26431, 26432; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$500 fine.

Pharmacy

Bohdan Showty; Pharmacist; Staten Island, NY 10305; Lic. No. 031355; Cal. No. 26044; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon termination of suspension, 2 years probation to commence if and when return to practice, \$1,500 fine payable within three months.

Public Accountancy

Stuart I. Goldberg; Certified Public Accountant; Irvington, NY 10533-2330; Lic. No. 052855; Cal. No. 26125; Found guilty of professional misconduct; Penalty: \$2,500 fine, indefinite suspension until fit to practice, subsequent to termination of suspension, probation 2 years to commence upon actual return to practice.

James P. Frederick; Certified Public Accountant; Norwalk, CT 06851; Lic. No. 053301; Cal. No. 26393; Application for consent order granted; Penalty agreed upon: 9 month actual suspension, 15 month stayed suspension, 24 months probation, \$5,000 fine.

Matthew David Dapolito; Certified Public Accountant; New York, NY 10009; Lic. No. 060223; Cal. No. 26414; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Alan G. Harrow; Certified Public Accountant; Somers, NY 10589; Lic. (Cert.) No. 014928; Cal. No. 26416; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Conway Porter III; Certified Public Accountant; Depew, NY 14043-4750; Lic. No. 034148; Cal. No. 26417; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Social Work

Susan M. Woollett; Licensed Clinical Social Worker; Jamestown, NY 14701; Lic. No. 070604; Cal. No. 26299; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$2,250 fine.

Veterinary Medicine

Ernest Vine; Veterinarian; Valley Stream, NY 11580-5718; Lic. No. 003652; Cal. No. 24723; Application for consent order granted; Penalty agreed upon: 2 year stayed suspension, 2 years probation, \$2,500 fine.

IV. RESTORATIONS

The Board of Regents voted on January 15, 2013 to stay the order of surrender of the physician license of Alfred J. Fields, New York, NY, to place him on probation for five years under specified terms and conditions, and, upon successful completion of the period of probation, to fully restore his license. Dr. Fields' license was originally surrendered May 1, 2006.

The Board of Regents voted on January 15, 2013 to grant the application for restoration of the certified public accountant license of Wesley J. Sweeney, Schuyler, NY. Mr. Sweeney's license was originally surrendered March 15, 2005.