



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: Tony Lofrumento *Anthony Lofrumento Jr*
SUBJECT: Summary of the February 2018 Meeting
DATE: March 1, 2018
AUTHORIZATION(S): *Mary Ellen Eina*

Executive Summary

Issue for Decision

Review of the Summary of the February 2018 Meetings of the Board of Regents.

Proposed Handling

Approval of the Summary of February 2018 meetings.

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 February 2018 meetings.

Timetable for Implementation

Effective March 13, 2018.

VOTED, that the Summary of the February 2018 Meetings of the Board of Regents of The University of the State of New York be approved.



SUMMARY OF THE FEBRUARY 2018 MEETING

OF THE BOARD OF REGENTS

OF

THE UNIVERSITY OF THE STATE OF NEW YORK

***Held at the State Education Building
Albany, New York***

February 12 and 13, 2018

***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, February 12, 2018 at 9:00 a.m. pursuant to a call to duty sent to each Regent.

MEETING OF THE FULL BOARD, Monday, February 12th at 9:00 a.m.

Board Members in Attendance:

Betty A. Rosa, Chancellor
T. Andrew Brown, Vice Chancellor
Roger Tilles
Lester W. Young, Jr.
Christine D. Cea
James E. Cottrell
Judith Chin
Beverly L. Ouderkirk
Catherine Collins
Judith Johnson
Nan Eileen Mead
Elizabeth S. Hakanson
Luis O. Reyes

Also present were Commissioner of Education, MaryEllen Elia, Executive Deputy Commissioner, Elizabeth Berlin, Counsel and Deputy Commissioner for Legal Affairs, Alison B. Bianchi, and the Secretary, Board of Regents, Anthony Lofrumento. Regents Wade S. Norwood, Kathleen M. Cashin, Josephine Victoria Finn and Susan W. Mittler were absent and excused.

Chancellor Betty A. Rosa called the meeting to order at 9:00 a.m. and recognized representatives from the New York State Parent Teacher Association (NYSPTA) and congratulated them on 2018 Outstanding State PTA Advocacy Award from the National Parent Teacher Association.

Regent Hakanson was asked to provide thoughts for a moment of reflection.

ACTION ITEM

Executive Session Motion

MOVED, that the Board of Regents convene in executive session, Tuesday, Tuesday, February 13 at 10:15 a.m. to discuss litigation matters.

Motion by: Vice Chancellor T. Andrew Brown
Seconded by: Regent Christine D. Cea
Action: Motion carried unanimously.

PRESENTATION

Review of the Graduation Rate for the 2013 Cohort that Successfully Graduated in 2017

Commissioner Elia presented a review of the graduation rate for the 2013 cohort that successfully graduated in 2017 (Attachment I).

Chancellor Rosa called upon Regent Judith Johnson to present a video presentation highlighting 'The Focus of Our Work.' Regent Johnson provided comments before presenting a video clip produced by the Nyack Union Free School District: Vision. Achievement. Pride.

Chancellor Betty A. Rosa adjourned the meeting.

MEETING OF THE FULL BOARD, Tuesday, February 13, 2018 at 10:45 a.m.

Board Members in Attendance:

Betty A. Rosa, Chancellor
T. Andrew Brown, Vice Chancellor
Lester W. Young, Jr.
Christine D. Cea
James E. Cottrell
Judith Chin
Beverly L. Ouderkirk
Catherine Collins
Judith Johnson
Nan Eileen Mead
Elizabeth S. Hakanson
Luis O. Reyes

Also present were Commissioner of Education, MaryEllen Elia, Executive Deputy Commissioner, Elizabeth Berlin, Counsel and Deputy Commissioner for Legal Affairs, Alison B. Bianchi, and the Secretary, Board of Regents, Anthony Lofrumento. Regents Roger Tilles, Wade S. Norwood, Kathleen M. Cashin, Josephine Victoria Finn and Susan W. Mittler were absent and excused.

Regent Young was asked to provide thoughts for a moment of reflection.

ACTION ITEM

**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 January 2018 Meeting of the Board of Regents
BR (A) 2**

MOVED, that the Summary of the January 2018 Meetings of the Board of Regents of The University of the State of New York be approved.

Motion by: Regent Catherine Collins
Seconded by: Regent Beverly L. Ouderkirk
Action: Motion carried unanimously.

PROGRAM AREA CONSENT ITEMS

Higher Education

**Marist College: Regents Authorization to award the Master of Arts in Teaching
(M.A.T.) degree
BR (CA) 1**

MOVED, that the Board of Regents authorize Marist College to confer the Master of Arts in Teaching (M.A.T.) degree on students successfully completing registered programs at the Poughkeepsie Campus.

**New York State College of Human Ecology at Cornell University: Master Plan
Amendment to award the Bachelor of Science (B.S.) in Health Care Policy
BR (CA) 2**

MOVED, that the Board of Regents approve a master plan amendment to authorize the New York State College of Human Ecology to offer a program in Health Care Policy, its first program in the Health Professions. The amendment will be effective until February 2019, unless the Department registers the program prior to that date, in which case master plan amendment shall be without term.

**New York State Professional Standards and Practices Board for Teaching
Annual Report
BR (CA) 3**

MOVED, that the Board of Regents approve an amendment to the PSPB Bylaws to increase the number of members from 28 to 31 and to require reporting to the Board of Regents each year and not restricted to only the month of July.

Professional Practice

**Report of the Committee on the Professions Regarding Licensing Petitions
BR (CA) 4**

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

**Master Plan Amendment: CUNY City College,
Doctor of Philosophy (Ph.D.) Program in Psychology-Clinical
BR (CA) 5**

MOVED, that the Board of Regents approve the amendment to the master plan of the City University of New York authorizing CUNY City College to offer its first doctoral level program in the social sciences disciplinary area, a Ph.D. program in Psychology-Clinical.

**Proposed Amendment of §29.7 of the Rules of the Board of Regents and §63.6 of the Regulations of the Commissioner of Education Relating to the Unprofessional Conduct Special Provisions and the Requirements for Substituting Interchangeable Biological Products for Prescribed Products in the Profession of Pharmacy
BR (CA) 6**

MOVED, that subdivision (a) of §29.7 of the Rules of the Board of Regents and paragraph (7) of subdivision (a) and clause (c) of subparagraph (ii) of paragraph (8) of subdivision (b) of §63.6 of the Regulations of the Commissioner of Education be amended, as submitted, effective March 12, 2018, 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 357 of the Laws of 2017, which defined the terms “biological product” and “interchangeable biological product” and established the requirements for the substitution of a biological product, as well as the appropriate method of communication by the pharmacist to the prescriber notifying the prescriber of the substitution of the biological product dispensed.

**State University of New York (SUNY) College of Technology at Delhi:
Authorization to Award the Bachelor of Science (B.S.) Degree
BR (CA) 7**

MOVED, that the Board of Regents authorize the SUNY Board of Trustees to award the degree of Bachelor of Science (B.S.) on duly qualified students successfully completing the B.S. program at SUNY College of Technology at Delhi effective February 13, 2018.

P-12 Education

**Proposed Amendment to §100.5 of the Commissioner’s Regulations Relating to the Superintendent Determination Option for Certain Students with Disabilities to Graduate with a Local Diploma
BR (CA) 8**

MOVED, that paragraph (12) of subdivision (d) of section 100.5 of the Regulations of the Commissioner of Education be amended, as submitted, effective March 11, 2018, as an emergency action upon a finding by the Board of Regents that such action is necessary for the preservation of the general welfare in order to ensure that certain students with disabilities who are graduating from high school in January 2018 and thereafter are aware that they may be considered an eligible student for the superintendent determination option if they meet the requirements of the proposed rule. It is also necessary to ensure that superintendents are on notice that they must, upon the written request of a parent or guardian, make a determination as to whether certain students with disabilities are eligible for a local diploma, if the student meets the requirements of the proposed rule.

MOVED, that the Regents approve the consent agenda items.

Motion by: Regent Christine D. Cea

Seconded by: Regent Judith Chin

Action: Motion carried unanimously.

STANDING COMMITTEE REPORTS

ADULT CAREER AND CONTINUING EDUCATION SERVICES (ACCES)

Your Adult Career and Continuing Education Services (ACCES) Committee held its scheduled meeting on February 12, 2018. All members were present, with the exception of Regent Cashin and Regent Norwood, who were excused.

ACTION ITEM

Workforce Innovation and Opportunity Act (WIOA) Combined State Plan 2-Year Update – Your committee recommends that the Board of Regents approve the 2-year update of the Workforce Innovation and Opportunity Act Combined State Plan. The update to this Plan reports on progress, and identifies strengths and challenges. Within the ACCES-VR component, the most significant change for the updated Plan is replacement of the comprehensive needs assessment data. In 2017, Cornell University conducted a new needs assessment and the results of that project have replaced the old information. As appropriate, other outdated data was replaced to reflect 2017 information. For the Adult Education component, WIOA Title 2 funds will be competitively rebid, reflecting new instructional approaches such as integrated education and training and career exploration. For the first time, applications will be reviewed by New York's 33 Local Workforce Development Boards for alignment with their dedicated plans that address access and service to out-of-school youth and adults who are basic skills deficient in literacy or English Language or lack a High School Equivalency diploma. Every funded program will have a single point of contact for workforce referrals and establish career pathways.

With the support of the Board of Regents, ACCES will continue to identify opportunities to improve and expand collaboration with partners in the workforce development system.

MOTION FOR ACTION BY FULL BOARD

Madam Chancellor and Colleagues: Your ACCES Committee recommends, and we move, that the Board of Regents act affirmatively upon this recommendation in the written report of the Committee's deliberations at its meeting on February 13, 2018, copies of which have been distributed to each Regent.

CULTURAL EDUCATION

Your Committee on Cultural Education had its scheduled meeting on February 12, 2018. Regent Roger Tilles, Chair of the Cultural Education Committee, submitted the following written report. In attendance were committee members: Regent Tilles, Chair, Regent Cea, Regent Cottrell, Regent Chin, Regent Johnson, Regent Ouderkirk and Regent Mead. Regents, in addition to CE Committee Members, in attendance were: Chancellor Rosa, Vice Chancellor Brown, and Regent Reyes. Also in attendance were Commissioner Elia, Executive Deputy Commissioner Berlin, and Counsel and Deputy Commissioner for Legal Affairs Alison Bianchi.

ITEMS FOR DISCUSSION

Chair's Remarks: Regent Tilles welcomed everyone and introduced Deputy Commissioner Mark Schaming. Deputy Commissioner Schaming provided a brief report on Office of Cultural Education news and activities including: The State Archives received 144 applications requesting a total of \$7.5 million for the local government records management improvement grants. These applications will be reviewed in the coming months and projects that are awarded funding will begin in July. The projects include; 25 shared services applications requesting just over \$2 million, 11 applications from New York City mayoral agencies requesting \$913,564, and 108 individual applications requesting \$4.6 million. In addition, the State Archives received 14 applications requesting a total of \$174,576 for the Documentary Heritage Program grants. This past weekend the New York State Museum hosted an event titled Women of Science honoring woman working in a variety of scientific disciplines at the museum. Visitors enjoyed a day of scientific hands-on activities, mini lectures and "Ask the Scientist" sessions, and opportunities to speak with scientists about their work and research.

New Netherland Institute and Dutch Collections in Office of Cultural Education [CE (D) 1] - The collecting institutions within the Office of Cultural Education (OCE); the State Archives, State Library and State Museum together hold the largest, most comprehensive collections that document New Netherland, among the oldest European settlements in the United States. Along with the associated research, these collections help describe the earliest and continuous European settlement in what is now New York State. The presentation will explore collections, research, and plans for upcoming exhibitions, education initiatives and collections access.

HIGHER EDUCATION

Your Higher Education Committee held its scheduled meeting on February 12, 2018. All members were present with the exception of Vice Chancellor Brown and Regent Cashin.

ACTION ITEMS

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 February 12, 2018, copies of which have been distributed to each member of the Board of Regents.

Matters Requiring Board Action:

Renewal of Institutional Accreditation – Christie's Education, Inc. - Your Committee discussed staff recommendations concerning the renewal of institutional accreditation for Christie's Education, Inc. The institution's last accreditation visit was made in 2012, at which time Christie's was accredited for a period of five years. The period of accreditation was administratively extended until March 31, 2018 pending completion of the process for renewal. VOTED: That the Board of Regents renew the accreditation of Christie's Education, Inc. with conditions for five years during which time the institution shall come into compliance with standards for accreditation within two years. **HE (A) 1**

Renewal of Institutional Accreditation – The Rockefeller University. - Your Committee discussed staff recommendations concerning the renewal of institutional accreditation for The Rockefeller University. The last institutional accreditation peer review site visit was in 2007, at which time The Rockefeller University was accredited for a period of ten years. The period of accreditation was administratively extended until February 12, 2018, pending completion of the process for renewal. VOTED: That the Board of Regents renew the accreditation of The Rockefeller University with conditions for ten years during which time the institution shall come into compliance with standards for accreditation within two years. **HE (A) 2**

Consent Agenda

The Board of Regents acted on the following consent agenda items at the February 2018 meeting.

- **Marist College: Regents Authorization to offer the Master of Arts in Teaching (M.A.T.) Degree** – The Board approved to authorize Marist College to confer the Master of Arts in Teaching (M.A.T.) degree on students successfully completing registered programs at the Poughkeepsie Campus. **BR (CA) 1**
- **Master Plan Amendment: New York State College of Human Ecology at Cornell University: MPA to Award the Bachelor of Science (B.S.) in Health Care Policy** – The Board approved a master plan amendment to authorize the New York State College of Human Ecology to offer a program in Health Care Policy, its first program in the Health Professions. The amendment will be effective until February 2019, unless the Department registers the program prior to that date, in which case master plan amendment shall be without term. **BR (CA) 2**

- **Professional Standards and Practices Board Approval of Bylaws** – The Board approved an amendment to the PSPB Bylaws to increase the number of members from 28 to 31 and to require reporting to the Board of Regents each year and not restricted to only the month of July. **BR (CA) 3**

HIGHER EDUCATION/PROFESSIONAL PRACTICE JOINT MEETING

Your Higher Education and Professional Practice Joint Committee held its scheduled meeting on February 12, 2018. All members were present, except Regent Wade S. Norwood, Regent Josephine Victoria Finn, Regent Susan W. Mittler, Regent Kathleen M. Cashin and Vice Chancellor T. Andrew Brown, who were excused. Chancellor Betty A. Rosa was also present.

ACTION ITEMS

Motion for Action by Full Board

Madam Chancellor and Colleagues: Your Higher Education and Professional Practice Joint 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 February 12, 2018, copies of which have been distributed to each member of the Board of Regents.

Matters Requiring Board Action:

Designation of Regents Physician Shortage Areas [HE/PPC (A) 1] - Your Committee discussed the list of shortage areas to be used for the 2018 Regents Physician Loan Forgiveness Program application cycle. Due to discrepancies in shortage areas at the federal and State level, which has delayed receiving an updated list of shortage areas, the Department of Health is recommending that the 2017 list be used to determine awards for the 2018 Regents Physician Loan Forgiveness Program. Your Committee approved the use of the 2017 list for the 2018 application cycle and ask that it be communicated to the field immediately.

P-12 EDUCATION

Your P-12 Education Committee held its scheduled meeting on February 12, 2018. All members were present, except for Regents Norwood, Cashin, Finn and Mittler, who were excused.

ACTION ITEMS

Renewal Recommendations for Charter Schools Authorized by the Board of Regents [P-12 (A) 1 - REVISED] - Your Committee recommends that the Board of

Regents finds that, Brighter Choice Charter School for Boys: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the applicant can demonstrate the ability to operate the school in an educationally and fiscally sound manner; (3) granting the application 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 this article; and (4) granting the application would have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the renewal application of Brighter Choice Charter School for Boys and that a renewal charter be issued, and that its provisional charter be extended for a term up through and including June 30, 2021.

Your Committee recommends that the Board of Regents finds that, Brighter Choice Charter School for Girls: (1) meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the applicant can demonstrate the ability to operate the school in an educationally and fiscally sound manner; (3) granting the application 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 this article; and (4) granting the application would have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the renewal application of Brighter Choice Charter School for Girls and that a renewal charter be issued, and that its provisional charter be extended for a term up through and including June 30, 2021.

Your Committee recommends that the Board of Regents finds that, The New American 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) the applicant can demonstrate the ability to operate the school in an educationally and fiscally sound manner; (3) granting the application 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 this article; and (4) granting the application would have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the renewal application of The New American Academy Charter School and that a renewal charter be issued, and that its provisional charter be extended for a term up through and including June 30, 2020.

Motion passed. Regents Mead and Ouderkirk abstained from the vote for the Brighter Choice Charter School for Boys and the Brighter Choice Charter School for Girls. Regent Collins abstained from the vote for all three schools.

Revisions to Charters Authorized by New York City Department of Education Chancellor [P-12 (A) 2] - Your Committee recommends that the Board of Regents finds that: (1) the charter school meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the charter school can demonstrate the ability to operate in an educationally and fiscally sound manner; (3) granting the request to revise the charter 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) granting the request to revise the charter would have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the charter revision for New Heights Academy Charter School and amends the provisional charter accordingly.

Your Committee recommends that the Board of Regents finds that: (1) the charter school meets the requirements set out in Article 56 of the Education Law, and all other applicable laws, rules and regulations; (2) the charter school can demonstrate the ability to operate in an educationally and fiscally sound manner; (3) granting the request to revise the charter 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) granting the request to revise the charter would have a significant educational benefit to the students expected to attend the charter school, and the Board of Regents therefore approves the charter revision for New York French American Charter School and amends the provisional charter accordingly.

Motion passed. Regent Collins abstained.

Renewals to Charters Authorized by Chancellor of the New York City Department of Education [P-12 (A) 3 REVISED] - Your Committee recommends that the Board of Regents finds that the proposed 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 Hyde Leadership Charter School - Brooklyn 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, 2023.

Your Committee recommends that the Board of Regents finds that the proposed 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 South Bronx Charter School for International Cultures and the Arts 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, 2023.

Motion passed. Regent Collins abstained.

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 February 13, 2018, copies of which have been distributed to each Regent.

MATTERS NOT REQUIRING BOARD ACTION

Senior Deputy Commissioner's Report

- Graduation Rate Data – Senior Deputy Commissioner Jhone Ebert acknowledged the work of Rose LeRoy and her team, as well as Angelica Infante-Green, Steve Katz, and Emily DeSantis on their work in preparing and gathering the data that was presented to the Regents and to the field this past week on New York State's graduation rate.

Consent Agenda

The Board of Regents will take action on the following consent agenda items at their February 13, 2018 meeting.

- Regulations relating to the Superintendent Determination Option for Certain Students with Disabilities to Graduate with a Local Diploma.

P-12 EDUCATION/HIGHER EDUCATION JOINT MEETING

Your P-12 Education and Higher Education Committees held their scheduled meeting on February 12, 2018. All members were present, except for Regents Norwood, Cashin, Finn and Mittler, who were excused.

MATTERS NOT REQUIRING BOARD ACTION

APPR Updates [P-12/HE (D) 1] – The Committee was provided with an update on the Annual Professional Performance Reviews (APPR) of teachers and principals since the Board of Regents adopted the APPR Transition regulations in December 2015. Commissioner Elia discussed the activities underway including the two RFPs that were issued to select a technical assistance provider to help support the work of the Department. The Evaluation and Assessment Workgroups will examine both the elements of the current system that are working well and should be maintained, as well as the potential changes that are needed to the existing system. (Both paths will be inclusive of practitioners from the field and representatives from stakeholder groups.) Also discussed was the work of a technical assistance provider that will work with the Department to conduct Student Learning Objective (SLO) workshops.

The Committee was also updated on the survey that was released to the field on February 6, 2018 to begin a collaborative conversation with teachers, school leaders, and district administrators on revising New York's current APPR system. The survey was designed to collect feedback from educators in the following areas:

- The overall purpose and appropriate use of evaluation to support continuous improvement;
- School-based factors educators believe they have an influence on;
- The inclusion and relative weight of different types of evaluation measures; and
- The frequency and number of instances of each measure.

The results of the Commissioner's initial APPR survey will be provided to Workgroup members. Workgroups will meet regularly over a year's time to formulate additional questions that need to be probed with the field. The Department will organize focus groups, electronic surveys, and regional meetings to gather additional information. The Workgroups will then be asked to reflect on all of the field's feedback and develop initial recommendations that will require further feedback from the field. The Workgroups will assess the work that has been done and the development of the proposed recommendations.

PROFESSIONAL PRACTICE

Your Professional Practice Committee held its scheduled meeting on February 12, 2018. All members were present, except Regent Wade S. Norwood, Regent Josephine Victoria Finn and Regent Susan W. Mittler, who were excused. Chancellor Betty A. Rosa was also present.

ACTION ITEMS

Professional Discipline Cases

Your Committee recommends that the reports of the Regents Review Committees, including rulings, findings of fact, determinations as to guilt, and recommendations, by unanimous or majority vote, contained in those reports which have been distributed to you, be accepted in 3 cases, with Regent Catherine Collins abstaining in two of those cases (Cal. Nos. 28286 & 28913). In addition, your Committee recommends, upon the recommendation of the Committee on the Professions, that 49 consent order applications and 21 surrender applications be granted.

These recommendations are made following the review of 73 cases involving twenty-one registered professional nurses, sixteen licensed practical nurses, four licensed practical nurses who are also registered professional nurses, four professional engineers, two physical therapists, one architect, one chiropractor, one clinical laboratory technologist, one dentist, one dental hygienist, one land surveyor, one licensed practical nurse who is also a registered professional nurse who is also a nurse practitioner (Adult Health) and

also a nurse practitioner (Family Health), one manufacturer of drugs, one massage therapist, one pharmacist, one pharmacy, one psychologist, one registered professional nurse who is also a nurse practitioner (Adult Health), one registered professional nurse who is also a nurse practitioner (Family Health), one veterinarian, one veterinary technician, and one wholesaler of drugs.

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 February 12, 2018, 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

- Full Board Consent Agenda Items
- Licensing Petitions
- Master Plan Amendment: CUNY City College, Doctor of Philosophy (Ph.D.) Program in Psychology-Clinical
- State University of New York (SUNY) College of Technology at Delhi: Authorization to Award the Bachelor of Science (B.S.) Degree
- Proposed Amendment of §29.7 of the Rules of the Board of Regents and §63.6 of the Regulations of the Commissioner of Education Relating to the Unprofessional Conduct Special Provisions in the Profession of Pharmacy and the Requirements for Substituting Interchangeable Biological Products for Prescribed Products (2nd Emergency)

Strengthening Professional Practices Partnerships with Education and Health and Human Services Sectors [PPC (D) 1] - Your Committee discussed the following: Update on initiatives to leverage licensed professionals to improve outcomes, promote adequate professional services for all children, and inform children about opportunities for careers in the licensed professions.

MOVED, that the Committee Reports be approved.

Motion by: Regent Catherine Collins
Seconded by: Vice Chancellor T. Andrew Brown
Action: Motion carried unanimously.

**State Education Department January 2018 Fiscal Report
BR (A) 3**

MOVED, that the Board accepts the January 2018 State Education Department Fiscal Report as presented.

Motion by: Regent Beverly L. Ouderkirk
Seconded by: Regent Christine D. Cea
Action: Motion carried unanimously.

APPOINTMENTS

**Appointment of Assistant Commissioner for the Office of Access, Equity &
Community Engagement
BR (A) 4**

MOVED, that the Board of Regents approve the appointment of Dr. Anael Alston to the position of Assistant Commissioner for the Office of Access, Equity & Community Engagement.

Motion by: Regent Elizabeth S. Hakanson
Seconded by: Regent Lester W. Young, Jr.
Action: Motion carried unanimously.

**Appointment of Assistant Commissioner for the Office of
Student Support Services
BR (A) 4**

MOVED, that the Board of Regents approve the appointment of Kathleen DeCataldo, Esq. to the position of Assistant Commissioner for the Office of Student Support Services.

Motion by: Regent Judith Johnon
Seconded by: Regent Beverly L. Ouderkirk
Action: Motion carried unanimously.

2017 MILKEN AWARD

Commissioner Elia announced the New York State Milken Award recipients, Aja Brown, a science teacher at Metropolitan Soundview High School in the Bronx and Andrew Franz, a teacher at "Hamlin Park Claude and Ouida Clapp Academy", also known as P.S. 74, in Buffalo.

Chancellor Rosa adjourned the meeting.

Appendix I
NEW YORK STATE BOARD OF REGENTS CHARTER ACTIONS

Name of Institution	Program Area	County (City/Town) of Location	Description of Charter Action(s)
The Bridge Multicultural Museum	CE	Kings (Brooklyn)	Grant provisional charter for five years.
Ephratah Historical Society	CE	Fulton (Ephratah)	Extend provisional charter for five years.
Glens Falls -Queensbury Historical Association	CE	Warren (Glens Falls)	Amend charter to expand authority to operate as an historical association museum and to operate and maintain a museum.
Greenwich Historical Association	CE	Washington (Greenwich)	Amend charter to appoint trustees and revive corporation and to change the corporate name to "Greenwich – Easton Historical Association."
Institute of Fine Arts Foundation	CE	New York (New York)	Dissolve the Regents certificate of incorporation (COI) and approval to distribute remaining assets to New York University as referenced in the COI.
LaGrange Association Library	CE	Dutchess (LaGrange)	Amend charter to: <ul style="list-style-type: none"> • change the trustee term length from five years to three years; • designate the library's service area to be coterminous with the Town of LaGrange; • designate Commissioner as agent for service; and • update IRS dissolution language.
Philomathean Free Library	CE	Jefferson (Belleville)	Amend charter to: <ul style="list-style-type: none"> • change the corporate name to Belleville Philomathean Free Library; • specify the trustee term length to be three years; and • designate the library's service area to be described by specific census blocks numbers.

Telecare of the Diocese of Rockville Centre	CE	Nassau (Uniondale)	Amend Regents certificate of incorporation to change the corporate name to "The Catholic Faith Network".
The Bridges Academy	P12	Suffolk (West Islip)	Extend provisional charter for three years.
French American School of New York	P12	Westchester (Larchmont)	Amend charter to add authority to operate at an additional site located at 320 E. Boston Post Road, Mamaroneck, NY.
New York State Association for the Education of Young Children	P12	New York (New York)	Merge with New York City Association for the Education of Young Children; Rochester Association for the Education of Young Children; W.A.E.Y.C.- Westchester Association for the Education of Young Children; Binghamton Chapter of the National Association for the Education of Young Children, Inc.; The Suffolk Association for the Education of Young Children (SAEYC); Syracuse Association for the Education of Young Children, Inc.; Association for the Education of Young Children of Western New York, Inc.; Chautauqua County Association for the Education of Young Children; Capital District Association for the Education of Young Children; Champlain Valley Association for the Education of Young Children; Finger Lakes Association for the Education of Young Children; Mid-Hudson Association for the Education of Young Children; North Country Association for the Education of Young Children; Tri-County Association for the Education of Young Children

			with New York State Association for the Education of Young Children as the surviving corporation, with a new amended name "New York Association for the Education of Young Children."
Our Lady of Mercy School for Young Women	P12	Monroe (Rochester)	Amend charter to revise provision on members and dissolution language.
The Quad Preparatory School	P12	New York (New York)	Amend charter to change the corporate address and extend charter for three years.
The STAR Program	P12	New York (New York)	Amend charter to change the corporate address; restate the corporate purpose and extend charter for three years.
Marist College	HE	Dutchess (Poughkeepsie)	Amend charter to add authority to confer the Master of Arts in Teaching (M.A.T.) degree.
The Purchase College Foundation	HE	Westchester (Purchase)	Merge with The Performing Arts Center Foundation, Inc. with The Purchase College Foundation as the surviving corporation.

Appendix II

REGENTS ACTIONS IN 73 PROFESSIONAL DISCIPLINE CASES

February 12 - 13, 2018

The Board of Regents announced disciplinary actions resulting in the surrender of 19 licenses and 2 certificates, and 52 other disciplinary actions. The penalty indicated for each case relates solely to the misconduct set forth in that particular case.

I. SURRENDERS

Chiropractic

Seth G. Kohl; Chiropractor; Albany, NY 12208; Lic. No. 005259; Cal. No. 30120; Application to surrender license granted. Summary: Licensee admitted to the charge of Criminal Sexual Act.

Engineering, Land Surveying and Geology

Robert John Sawmiller; Professional Engineer; Liverpool, NY 13088; Lic. No. 083551; Cal. No. 30149; Application to surrender license granted. Summary: Licensee admitted to the charge of Attempted Sexual Abuse in the 1st Degree.

Nursing

Nathan D. Baum; Licensed Practical Nurse; Ayer, MA 01432; Lic. No. 321953; Cal. No. 29323; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Attempt to tamper with consumer product and Obtaining controlled substance by deception and subterfuge.

Dexter D. Clark; Licensed Practical Nurse; Oriskany, NY 13424; Lic. No. 309229; Cal. No. 29846; Application to surrender license granted. Summary: Licensee admitted to charges of Petit Larceny, Driving While Intoxicated, Criminal Possession of a Controlled Substance, and Burglary.

Denise Weisenfeld; Licensed Practical Nurse, Registered Professional Nurse; New Port Richey, FL 34654; Lic. Nos. 078318, 366450; Cal. Nos. 29975, 29976; Application to surrender licenses granted. Summary: Licensee admitted to the charge of having been convicted of Grand Theft of the 3rd Degree, a 3rd Degree felony in the State of Florida, which, if committed within this state, would have been Grand Larceny in the 4th Degree, a class E felony.

Carol Hickey Rhodes a/k/a Carol Marie Rhodes; Licensed Practical Nurse, Registered Professional Nurse, Nurse Practitioner (Adult Health), Nurse Practitioner (Family Health); Taos, NM 87571; Lic. Nos. 229685, 456862, Cert. Nos. 301418, 331605; Cal. Nos.

29997, 29998, 29999, 30000; Application to surrender licenses and certificates granted. Summary: Licensee admitted to charges of having been convicted of Reckless Driving, a misdemeanor in the 2nd Degree, and Driving Under the Influence, an unclassified misdemeanor, in the State of Florida, and which, if committed within this state would have constituted as Reckless Driving, an unclassified misdemeanor, and Driving While Intoxicated, an unclassified misdemeanor.

Carl R. Lee; Registered Professional Nurse; Utica, NY 13502-1139; Lic. No. 591793; Cal. No. 30003; Application to surrender license granted. Summary: Licensee admitted to charges of working as a nurse when their license was suspended and Unauthorized Practice.

Jennifer Frances Famighetti a/k/a Jennifer Famighetti; Licensed Practical Nurse; Long Beach, NY 11561; Lic. No. 275307; Cal. No. 30004; Application to surrender license granted. Summary: Licensee admitted to the charge of professional misconduct.

Gladys A. Cordova a/k/a Gladys Ann Cordova; Registered Professional Nurse; Homestead, FL 33033; Lic. No. 296818; Cal. No. 30045; Application to surrender license granted. Summary: Licensee did not contest the charge of Florida discipline.

Donna Kelly; Registered Professional Nurse; Central Falls, RI 02863; Lic. No. 340041; Cal. No. 30130; Application to surrender license granted. Summary: Licensee admitted to the charge of failing to make any notations in a patient's record, in the State of Washington, about assessment or care of a Hickman catheter installed in said patient.

Pamela Jean Lee; Registered Professional Nurse; Virginia Beach, VA 23456; Lic. No. 637029; Cal. No. 30166; Application to surrender license granted. Summary: Licensee admitted to the charge of having been found guilty of professional misconduct in California, where the conduct of committed in New York would constitute practicing the profession of nursing while the ability to practice is impaired by drugs.

Colleen Mary Kenny; Registered Professional Nurse; Jackson, NJ 08527; Lic. No. 462222; Cal. No. 30186; Application to surrender license granted. Summary: Licensee did not contest the charge of Florida Discipline.

Charity Ifeanyi Eleda; Registered Professional Nurse; Fort Worth, TX 76127; Lic. No. 458861; Cal. No. 30229; Application to surrender license granted. Summary: Licensee admitted to the charge of having been convicted of Conspiracy to Commit Healthcare Fraud, Healthcare Fraud/Aiding and Abetting and False Statements for Use in Determining Rights for Benefit and Payment by Medicare, all felonies.

Linda P. Shay a/k/a Linda P. Pritchard a/k/a Linda Mary Parkin; Registered Professional Nurse; Purling, NY 12470; Lic. No. 254848; Cal. No. 30249; Application to surrender license granted. Summary: Licensee did not contest charges of instructing patient to stop taking medication and moral unfitness in the practice.

Colleen A. Reynolds a/k/a Colleen A. Martin; Licensed Practical Nurse, Registered Professional Nurse; Bellevue, WA 98006; Lic. Nos. 200284, 413076; Cal. Nos. 30258, 30257; Application to surrender licenses granted. Summary: Licensee admitted to the charge of delegating responsibilities to a person who was not qualified to perform them.

Psychology

Jose Manuel Arcaya; Psychologist; White Plains, NY 10606; Lic. No. 007907; Cal. No. 30233; Application to surrender license granted. Summary: Licensee admitted to the charge of failing to keep an accurate patient record of the evaluation and treatment of a patient, in that the numerical results of the psychological testing in the patient were not accurate and there were no verbatim responses from the patient recorded on the test form.

II. OTHER REGENTS DISCIPLINARY ACTIONS

Architecture

Steven Tinkelman; Architect; Poughkeepsie, NY 12603; Lic. No. 016528; Cal No. 30138; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$1,500 fine.

Clinical Laboratory Technology

Robert A. Balistreri; Clinical Laboratory Technologist; Orchard Park, NY 14127; Lic. No. 010232; Cal. No. 29553; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$250 fine.

Dentistry

Dmitry Epelboym, Dentist; Brooklyn, NY 11209; Lic. No. 045076; Cal. No. 28913 Found guilty of professional misconduct; Penalty: Revocation, \$10,000 fine.

Darina Jiriaeva; Dental Hygienist; Brooklyn, NY 11223; Lic. No. 025862; Cal. No. 30021; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$250 fine.

Engineering, Land Surveying and Geology

Steven David Williams; Professional Engineer; Cambria Heights, NY 11411; Lic. No. 077938; Cal. No. 29680; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$1,500 fine.

Bryant Fields; Professional Engineer; Oakland, CA 94621; Lic. No. 080522; Cal. No. 29978; Application for consent order granted; Penalty agreed upon: 2 years stayed

suspension, 2 years probation to commence upon return to practice in the State of New York, \$2,500 fine payable within 90 days.

David Scott Freeman; Land Surveyor; Glenwood, NY 14069; Lic. No. 050480; Cal. No. 29984; Application for consent order granted; Penalty agreed upon: 2 years suspension with leave to apply for a stay of execution of any unserved portion thereof after service of first 2 months thereof, upon termination of suspension, 2 years probation, \$7,500 fine.

Vincent T. Leahy a/k/a Vincent Leahy; Professional Engineer; Bronx, NY 10463; Lic. No. 076351; Cal. No. 30147; Application for consent order granted; Penalty agreed upon: 1 year actual suspension, 1 year stayed suspension, 2 years probation, \$1,000 fine.

Massage Therapy

Dorothy J. Karpier; Massage Therapist; Argyle, NY 12809; Lic. No. 010380; Cal. No. 29800; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation.

Nursing

Roxanne Veronica Evans a/k/a Roxanne Veronica McKen; Licensed Practical Nurse; North Baldwin, NY 11510-1814; Lic. No. 202185; Cal. No. 28286; Found guilty of professional misconduct; Penalty: Revocation, \$10,000 fine.

Maureen Dillon; Licensed Practical Nurse; Nanuet, NY 10954, Valley Cottage, NY 10989; Lic. No. 289116; Cal. No. 28341; Found guilty of professional misconduct; Penalty: Censure and Reprimand, probation 1 year.

Lindsay Taylor Almeida; Licensed Practical Nurse; Albany, NY 12205; Lic. No. 308254; Cal. No. 28867; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, 2 years probation, \$250 fine.

Mark Louis Madcharo; Registered Professional Nurse; Schenectady, NY 12305; Lic. No. 499908; Cal. No. 29288; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 1 year and until mentally fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 6 months.

Sueanne Sheppard; Licensed Practical Nurse; Argyle, NY 12809-1280; Lic. No. 200223; Cal. No. 29503; Application for consent order granted; Penalty agreed upon: 2 months actual suspension, 22 months stayed suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 6 months.

Crystal L. Smithers; Registered Professional Nurse; Heuvelton, NY 13654; Lic. No. 515424; Cal. No. 29603; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Aphrodite Maria Koinoglou; Registered Professional Nurse, Nurse Practitioner (Adult Health); Williston Park, NY 11596; Lic. No. 380459, Cert. No. 301024; Cal. Nos. 29607, 29608; Application for consent order granted; Penalty agreed upon: 1 month actual suspensions, 23 months stayed suspensions, 2 years probation, \$500 fine.

Karen Jean Robison a/k/a Karen J. Keays; Licensed Practical Nurse; Greenwich, NY 12834; Lic. No. 170656; Cal. No. 29631; Application for consent order granted; Penalty agreed upon: 12 months actual suspension, 12 months stayed suspension, 2 years probation to commence upon return to practice.

Andrea Kristen Young; Registered Professional Nurse; Williamsville, NY 14221; Lic. No. 536222; Cal. No. 29706; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 3 months.

Kathy E. Weber; Registered Professional Nurse; Watkins Glen, NY 14891; Lic. No. 310716; Cal. No. 29791; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$750 fine.

Emily Anne Kalfas; Licensed Practical Nurse; Dunkirk, NY 14048; Lic. No. 322835; Cal. No. 29793; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Lynn Ann Weiss; Registered Professional Nurse; Port Jefferson Station, NY 11776-3372; Lic. No. 388780; Cal. No. 29807; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Katie L. Helmer; Registered Professional Nurse; Brasher Falls, NY 13613; Lic. No. 592605; Cal. No. 29839; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 6 months.

Lisa A. Wilson; Licensed Practical Nurse; Rochester, NY 14606; Lic. No. 279163; Cal. No. 29896; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Aleftina Veronica Ziskin-Turner; Licensed Practical Nurse; Colonie, NY 12205; Lic. No. 319385; Cal. No. 29909; Application for consent order granted; Penalty agreed upon: 2 months actual suspension, 22 months stayed suspension, 2 years probation to commence upon return to practice, \$1,000 fine payable within 4 months.

Craig T. Clemens a/k/a Craig Thomas Clemens; Licensed Practical Nurse, Registered Professional Nurse; Bay Shore, NY 11706-7105; Lic. Nos. 181121, 388862; Cal. Nos. 29912, 29913; Application for consent order granted; Penalty agreed upon: 2 years stayed suspensions, 2 years probation, \$500 fine.

Lori Susan Lathrop; Registered Professional Nurse; East Amherst, NY 14051; Lic. No. 401481; Cal. No. 29915; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension for no less than 6 months and until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 3 months.

Natasha S. Newton; Licensed Practical Nurse; Syracuse, NY 13205; Lic. No. 294512; Cal. No. 29949; Application for consent order granted; Penalty agreed upon: Indefinite actual suspension until fit to practice, upon termination of suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 6 months.

Joanna Marie Cirilla; Registered Professional Nurse; Rochester, NY 14609; Lic. No. 668588; Cal. No. 29956; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, 2 years probation to commence upon return to practice, \$500 fine payable within 9 months.

Kayana Antoinette Sutherland; Licensed Practical Nurse; Amityville, NY 11701; Lic. No. 323757; Cal. No. 29968; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, 2 years probation.

Melinda C. Lugay a/k/a Melinda Cero Lugay; Licensed Practical Nurse, Registered Professional Nurse; New Hempstead, NY 10977; Lic. Nos. 199802, 413073; Cal. Nos. 29981, 29982; Application for consent order granted; Penalty agreed upon: 1 month actual suspensions, 23 months stayed suspensions, 24 months probation.

Richard Hurley Slagle; Registered Professional Nurse, Nurse Practitioner (Family Health); Auburn, NY 13021; Lic. No. 633225, Cert. No. 338836; Cal. Nos. 29985, 29986; Application for consent order granted; Penalty agreed upon: 2 years stayed suspensions, 2 years probation, \$500 fine.

Mario A. Jones; Licensed Practical Nurse; Troy, NY 12180; Lic. No. 296704; Cal. No. 30001; Application for consent order granted; Penalty agreed upon: 6 months actual suspension, 18 months stayed suspension, 2 years probation to commence if and when return to practice, \$500 fine payable within 9 months.

Linda Steil; Registered Professional Nurse; Merrick, NY 11566-2134; Lic. No. 603928; Cal. No. 30030; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$250 fine.

Jeannine S. Clark; Licensed Practical Nurse; Buffalo, NY 14208; Lic. No. 284625; Cal. No. 30057; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$250 fine.

Stephanie Lynn Maybury; Registered Professional Nurse; Johnstown, NY 12095; Lic. No. 557184; Cal. No. 30082; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$500 fine.

Tina Lynn Bruce; Licensed Practical Nurse; St. Augustine, FL 32095; Lic. No. 269244; Cal. No. 30124; Application for consent order granted; Penalty agreed upon: 3 months actual suspension, 21 months stayed suspension, 2 years probation to commence upon return to practice in the State of New York, \$1,500 fine payable within 2 months.

Susan L. Masse; Registered Professional Nurse; Flanders, NY 11901-4029; Lic. No. 575874; Cal. No. 30133; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$1,500 fine.

Lori A. Cappellini; Registered Professional Nurse; Hyde Park, NY 12538; Lic. No. 491351; Cal. No. 30136; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$500 fine.

Daniel James MacManus Sullivan; Registered Professional Nurse; Wayne, PA 19087-0412; Lic. No. 678255; Cal. No. 30146; Application for consent order granted; Penalty agreed upon: 2 months actual suspension, 22 months stayed suspension, 2 years probation to commence upon return to practice in the State of New York, \$500 fine payable within 30 days.

Erica Lea Coffey; Registered Professional Nurse; Lebanon, KY 40033-1611; Lic. No. 620969; Cal. No. 30256; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation to commence upon return to practice in the State of New York, \$500 fine payable within 30 days.

Pharmacy

Alk-Abello, Inc.; Manufacturer of Drugs and/or Devices; Port Washington, NY 11050; Reg. No. 026231; Cal. No. 29802; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, \$5,000 fine payable within 30 days.

Alk-Abello, Inc.; Wholesaler of Drugs and/or Devices; Port Washington, NY 11050; Reg. No. 034633; Cal. No. 29803; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, \$5,000 fine payable within 30 days.

Nicholas A. Lustrino; Pharmacist; West Harrison, NY 10604; Lic. No. 036756; Cal. No. 29826; Application for consent order granted; Penalty agreed upon: 3 months actual suspension, 21 months stayed suspension, 24 months probation, \$5,000 fine.

New SNS Corp. d/b/a Junction Pharmacy; Pharmacy; Brooklyn, NY 11210; Reg. No. 033864; Cal. No. 29990; Application for consent order granted; Penalty agreed upon: Censure and Reprimand, \$4,000 fine payable within 30 days.

Physical Therapy

Gregory Scott Hullstrung; Physical Therapist; Mohegan Lake, NY 10547; Lic. No. 013773; Cal. No. 29971; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, 24 months probation.

Emerson Medrano Mateo; Physical Therapist; Teaneck, NJ 07666; Lic. No. 024900; Cal. No. 29991; Application for consent order granted; Penalty agreed upon: 1 month actual suspension, 23 months stayed suspension, 2 years probation to commence upon return to practice in the State of New York, \$500 fine payable within 30 days.

Veterinary Medicine

Patricia Marcella Dominguez; Veterinary Technician; Briarwood, NY 11435; Lic. No. 004110; Cal. No. 29849; Application for consent order granted; Penalty agreed upon: 1 year stayed suspension, 1 year probation, \$3,500 fine.

Evan Sandler; Veterinarian; Utica, NY 13502; Lic. No. 010163; Cal. No. 29924; Application for consent order granted; Penalty agreed upon: 2 years stayed suspension, 2 years probation, \$1,500 fine.



New York State
EDUCATION DEPARTMENT

Knowledge > Skill > Opportunity

June Graduation Rates for 2013 Cohort

February 7, 2018



ATTACHMENT I

Board & NYSED Priority: Foster Equity in Education for ALL Students

- **ESSA**

- **Strategies to reduce achievement gaps including professional development on the Next Generation Learning Standards**
- **Supports for ELLs, students with disabilities, immigrant students, migrant youth, homeless youth, and neglected and delinquent youth**
- **Emphasis on access to a well-rounded, culturally responsive education**

- **My Brother's Keeper**

- **21 Member Communities**
- **98 districts and colleges awarded funds through 3 grant programs**

June Graduation Rate Highlights – 2013 Cohort

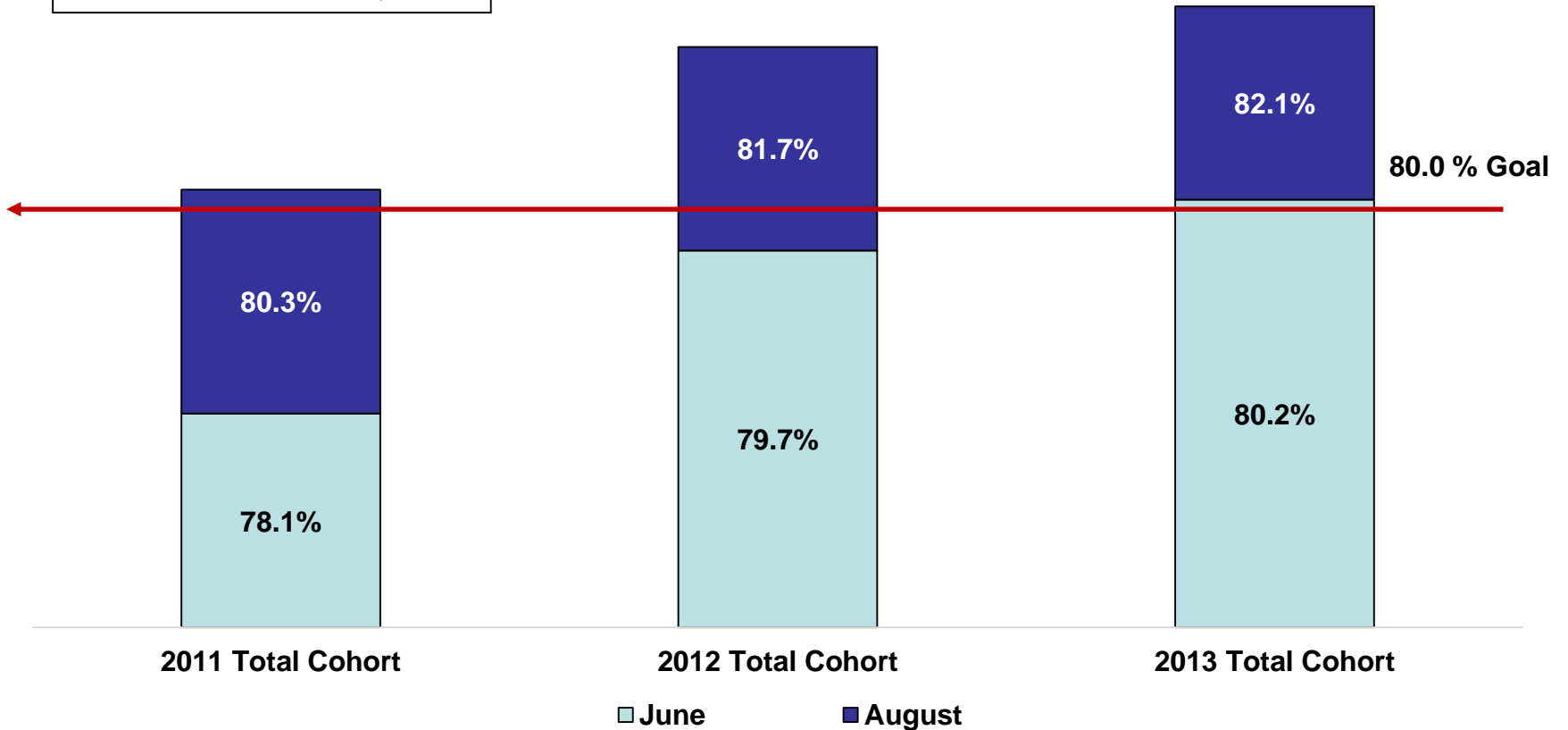
- 2013 Cohort June graduation rates retained last year's gains and grew slightly
- Continues the upward trend and is 11 percentage points higher than it was for the 2003 cohort (68.6%)
- On track to exceed ESSA goal next year
- Four Big 5 school districts had graduation rate growth that exceeded the statewide growth
- Yonkers CSD surpassed the overall statewide average by 3.1 percentage points
- Graduation rates increased most at High Need, Large City schools by 2.3 percentage points and Charter Schools by 2.4 percentage points (*Charter school students represent 2.3% of the 2013 cohort*)
- Achievement gaps persist among black and Hispanic students as well as ELLs and Students with Disabilities

Graduation Rate

Percentage of Students Graduating in June & August with a Local, Regents, or Regents with Advanced Designation Diploma After 4 Years

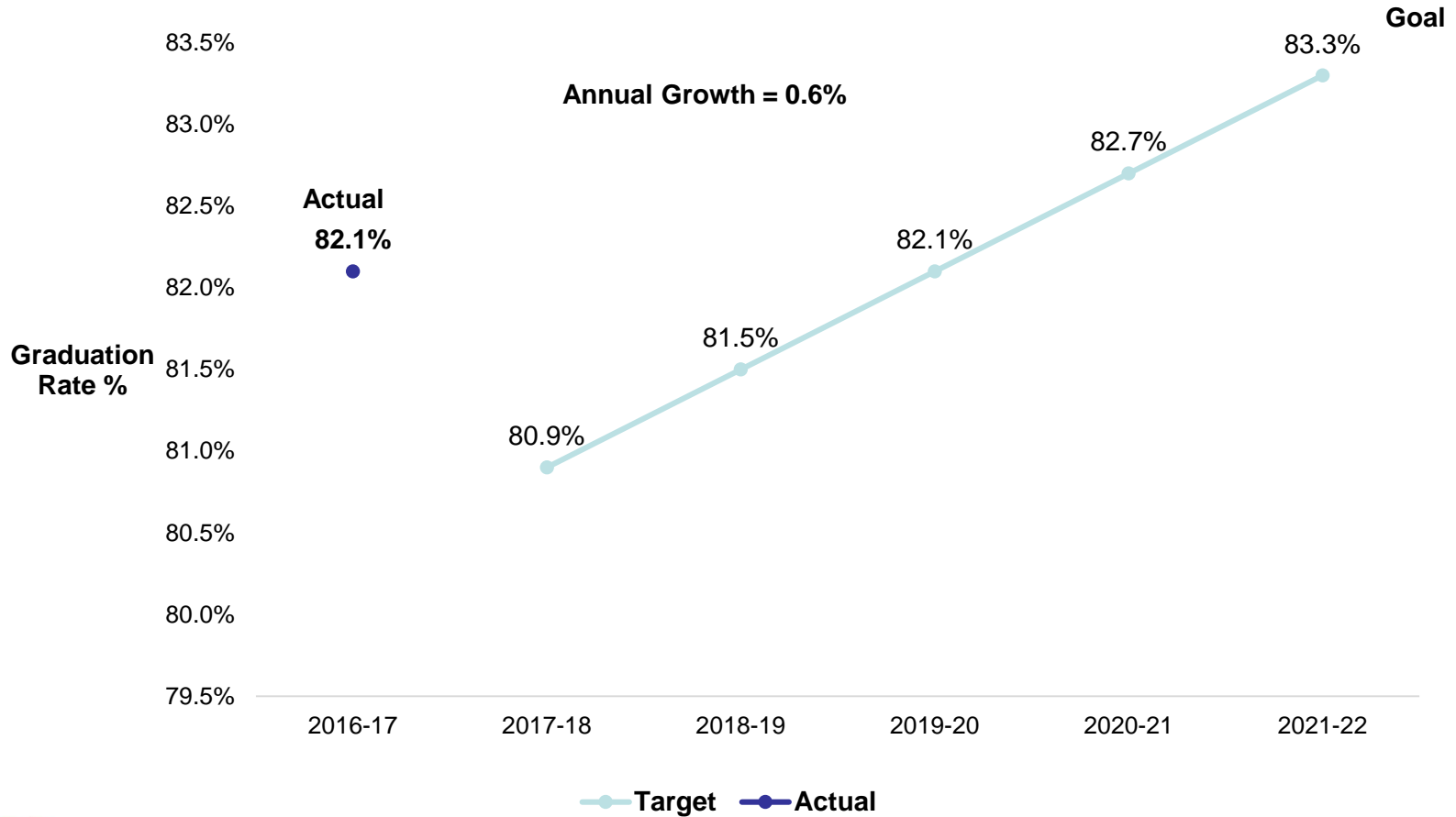
2011 Cohort Size	208,442
2012 Cohort Size	208,021
2013 Cohort Size	207,165

Total Public



On Track to Meet ESSA Statewide Goal

ESSA August 4-Year Graduation Rate All Students



2013 Cohort 4-Year Statewide Outcomes through June and August

Cohort Size is 207,165 students		June	August
Diploma Earned	Regents Diploma	42.6%	44.1%
	Regents Diploma with Advanced Designation	32.9%	33.0%
	Local Diploma	4.6%	5.1%
	Total Graduation Rate	80.2%	82.1%
Non-Diploma Credentials	Career Development & Occupational Studies (not pathway)	0.3%	0.3%
	Skills and Achievement	0.3%	0.3%
	Previously earned IEP diploma*	0.02%	0.02%
Still Enrolled		12.2%	10.2%
Dropped out		6.2%	6.2%
Transferred to an Approved High School Equivalency Program		0.6%	0.6%
Superintendents' Determination School Year 2016-17: 315 Local Diplomas Awarded (based on school year when local diploma awarded, not tied to cohort)			

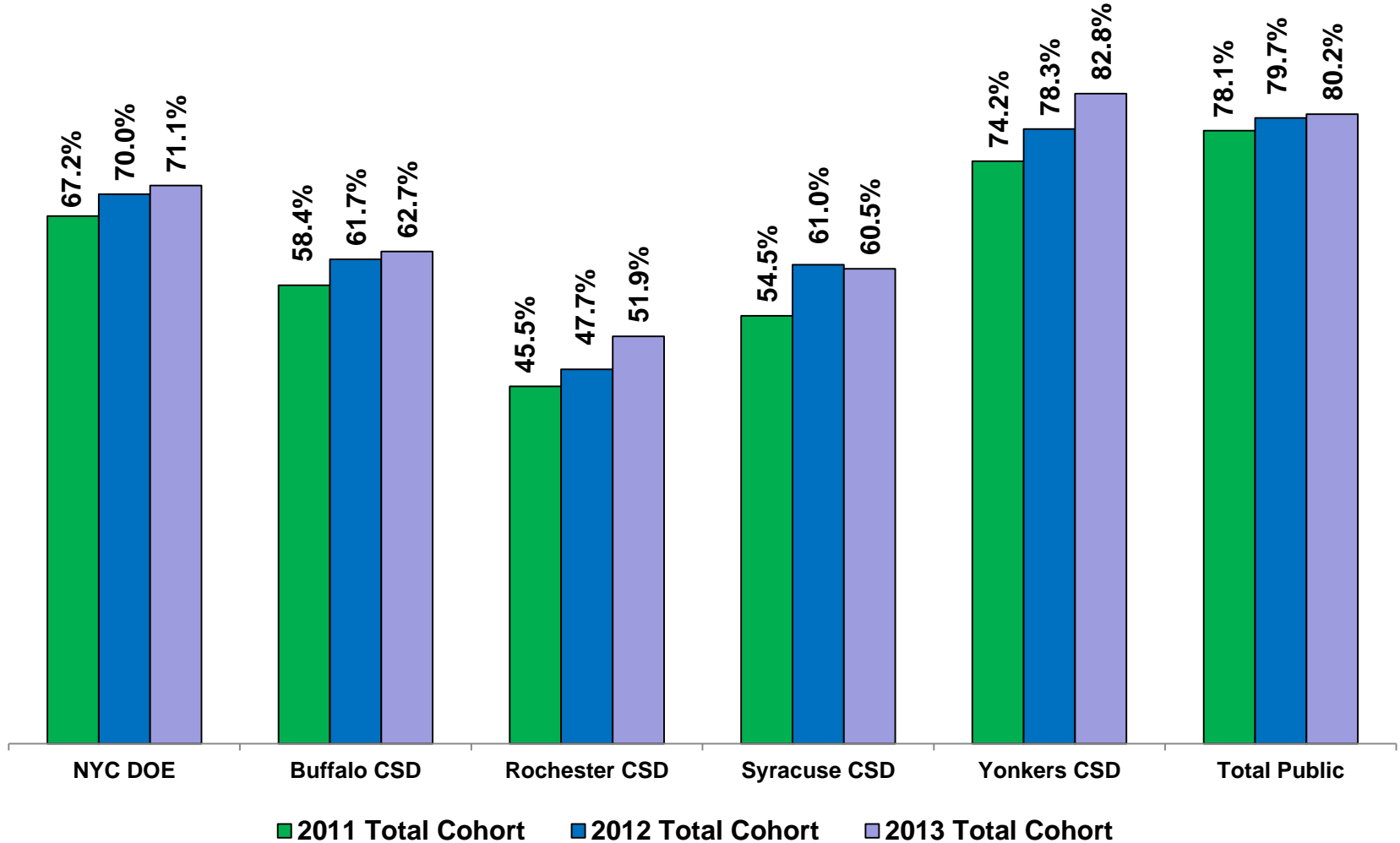
- Beginning with the 2013-14 school year, IEP diplomas were no longer available. Students with disabilities may become members of a graduation cohort based upon their date of birth and these students earned IEP diplomas prior to the 2013-14 school year.
- Due to rounding, numbers may not add up to 100%.

2013 Cohort Sizes at the Big 5 City School Districts

	All Students	English Language Learners	Students with Disabilities	Economically Disadvantaged
Statewide	207,165	9,997	32,729	102,463
NYC DOE	73,154	6,372	13,036	51,027
Buffalo CSD	2,452	269	488	1,617
Rochester CSD	2,187	254	451	1,805
Syracuse CSD	1,410	135	270	1,044
Yonkers CSD	1,803	94	299	1,542

Big 5 Graduation Rates

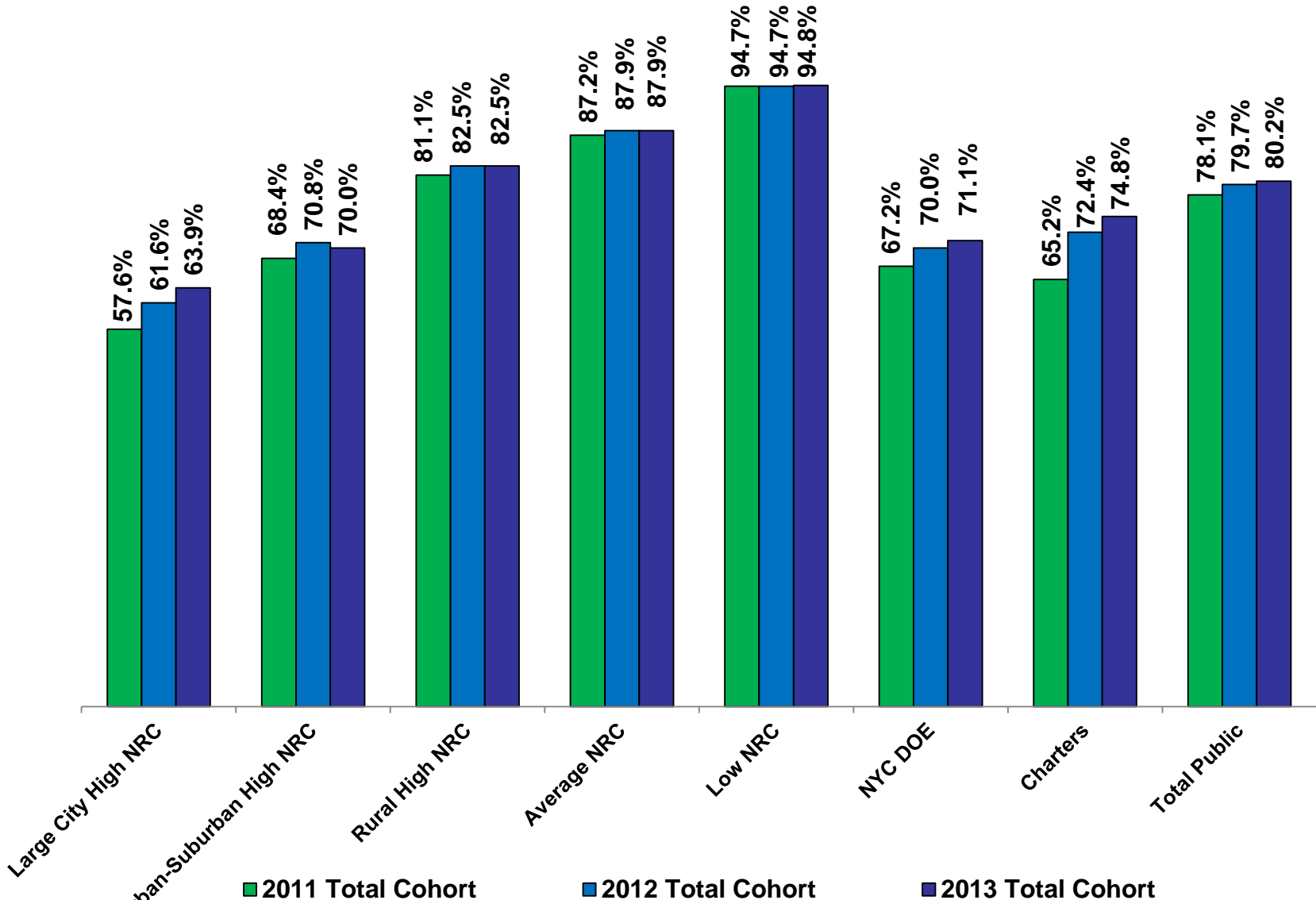
Percentage of Graduates After 4 Years Through June, All Students



- These data points reflect the data submitted, verified and certified by schools and districts. Any Data discrepancies at the local level must first be resolved locally and then resubmitted to the NYSED.

Graduation Rates by Need/Resource Group

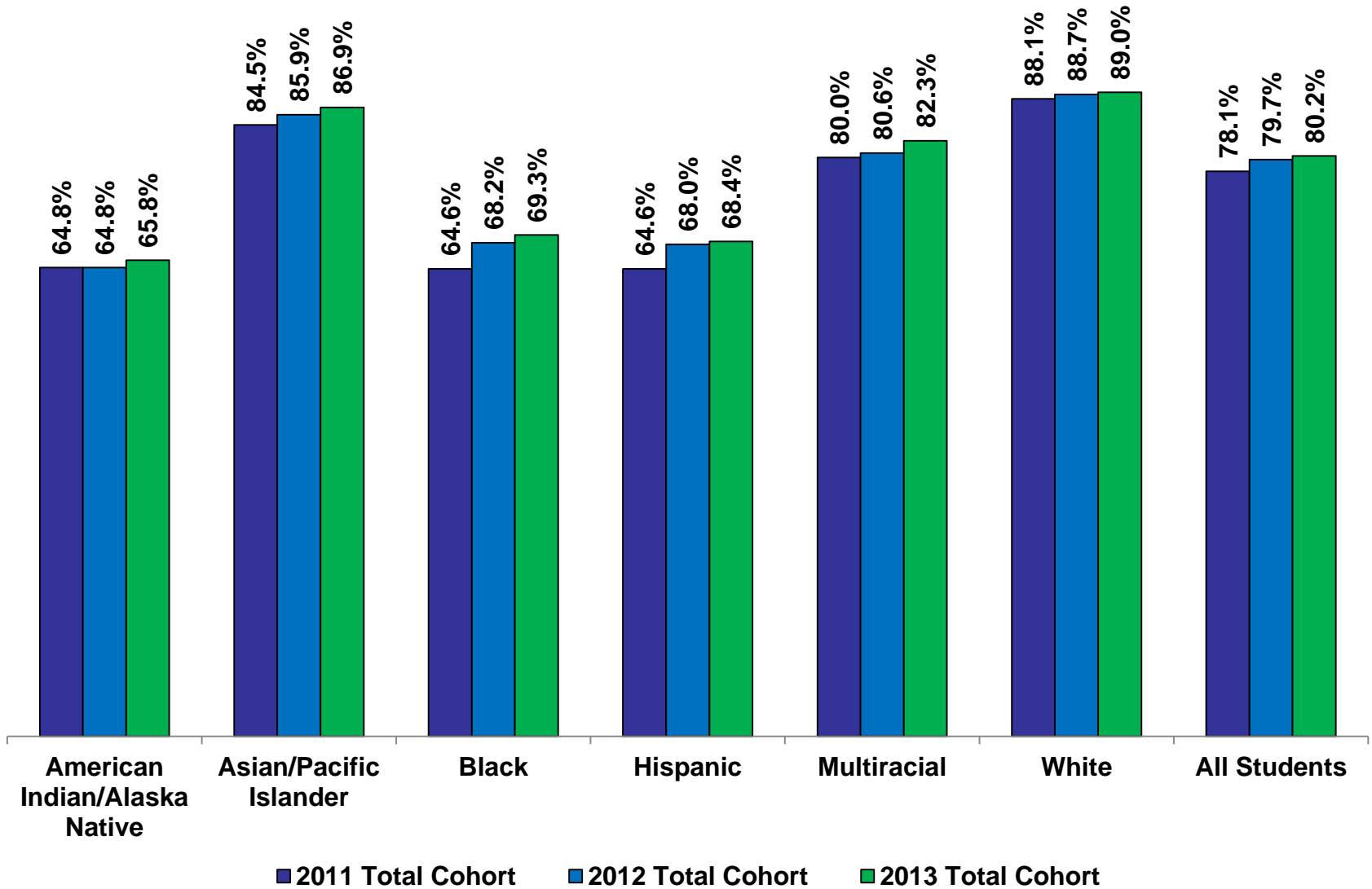
Percentage of Graduates After 4 Years Through June, All Students



• Large City High NRC = Buffalo, Rochester, Syracuse, and Yonkers combined.

• These data points reflect the data submitted, verified and certified by schools and districts. Any Data discrepancies at the local level must first be resolved locally and then resubmitted to the NYSED.

2011, 2012 and 2013 4-Year Graduation Rates by Race/Ethnicity – June



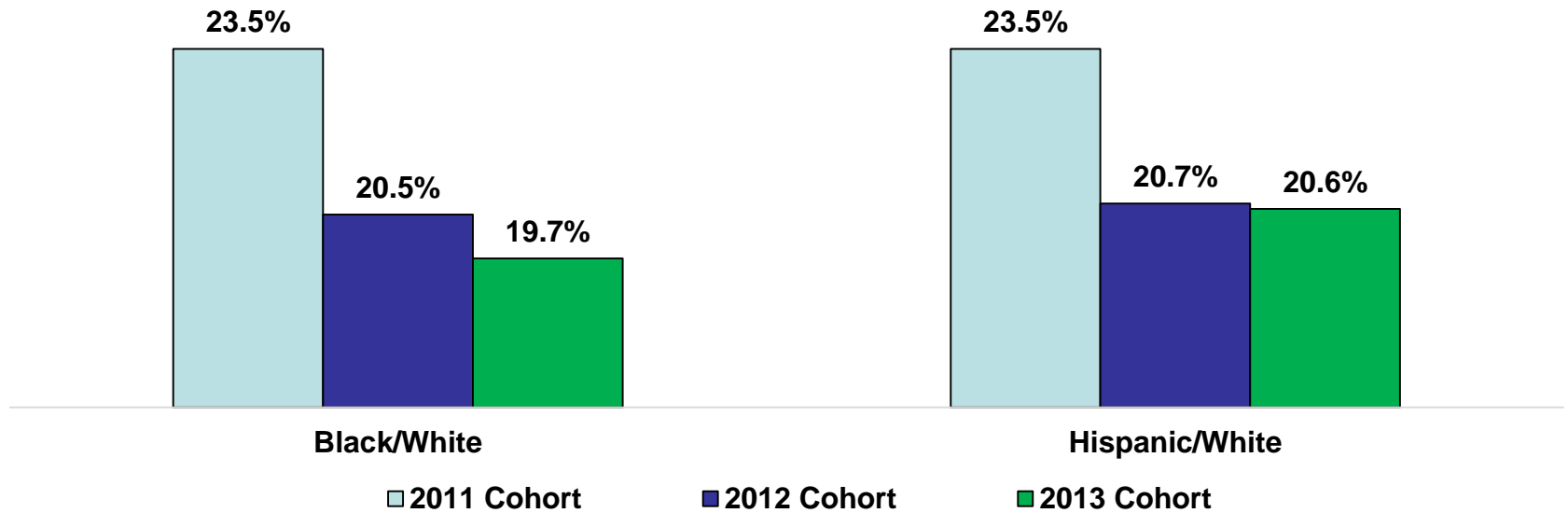
Statewide, the graduation rate achievement gap by racial/ethnic group persists, particularly for the Advanced Designation Diploma

All Students in Public Schools After 4 Years Results Through June

	Black Cohort Members	Hispanic Cohort Members	White Cohort Members
Regents Diploma	51.0%	47.2%	39.0%
Regents Diploma with Advanced Designation	11.5%	15.5%	46.1%
Local Diploma	6.9%	5.7%	3.9%
Total Graduates	69.3%	68.4%	89.0%
Still Enrolled	20.7%	19.6%	5.8%
Non-Diploma Credentials (CDOS, Skills & Achievement, previously earned IEP)	0.8%	0.6%	0.8%
Dropped out	8.1%	10.4%	4.0%
Transferred to an Approved High School Equivalency Program	0.8%	0.8%	0.4%

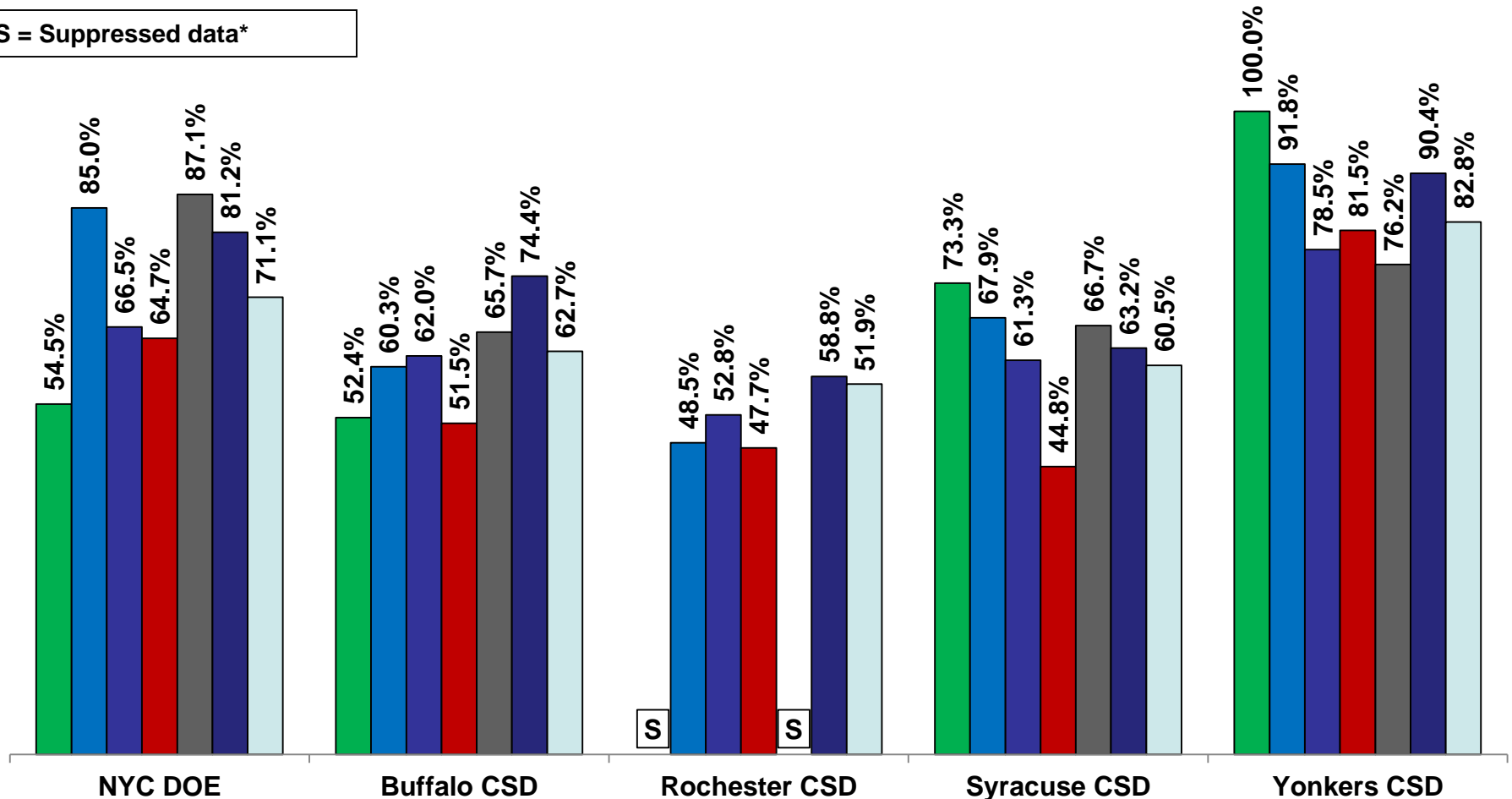
Closing Achievement Gaps

Difference in Graduation Rate between Black and Hispanic subgroups compared to White subgroup



Big 5 Graduation Rates by Race/Ethnicity, 2013 Cohort - June

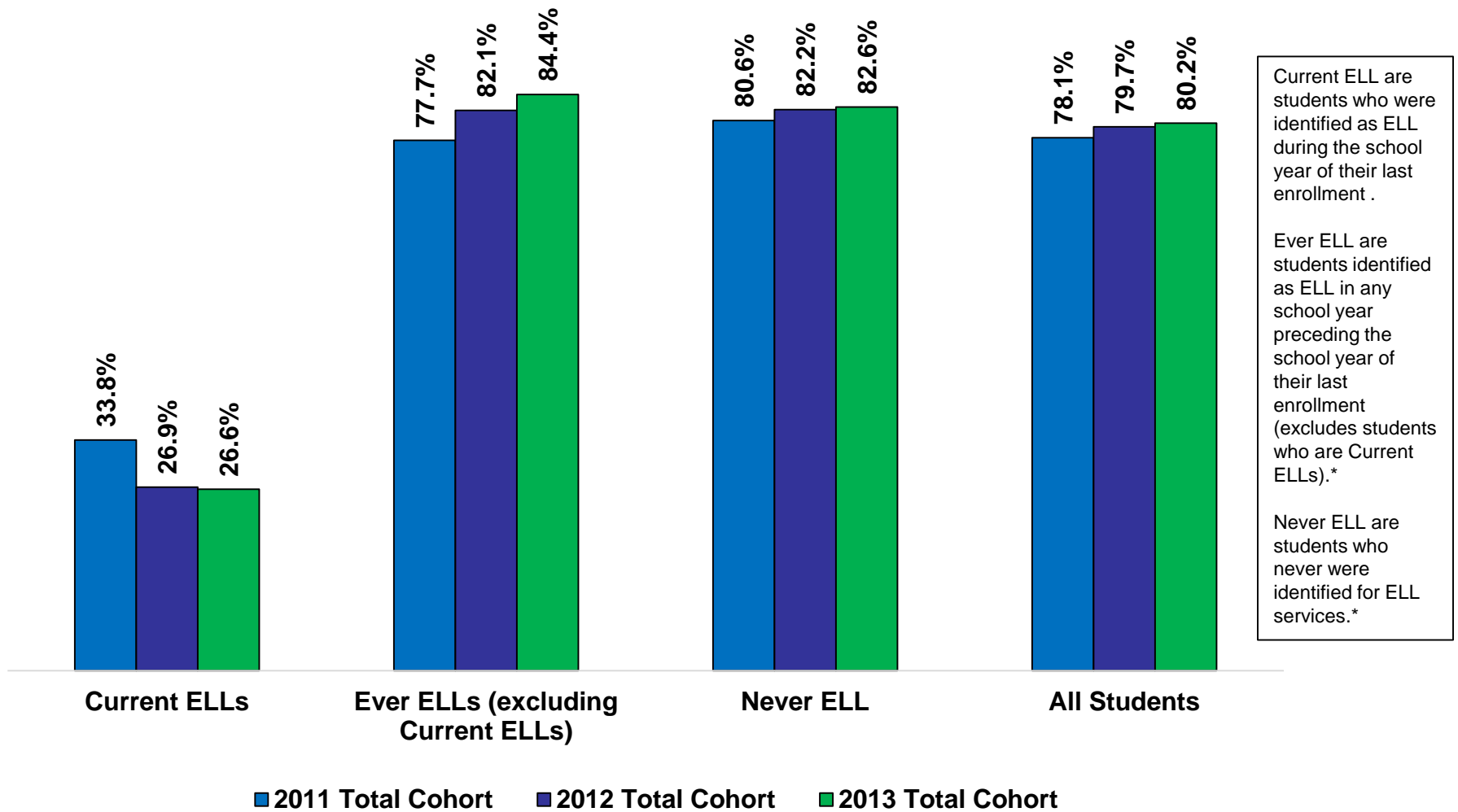
S = Suppressed data*



■ American Indian/Alaska Native ■ Asian/Pacific Islander ■ Black ■ Hispanic ■ Multiracial ■ White ■ All Students

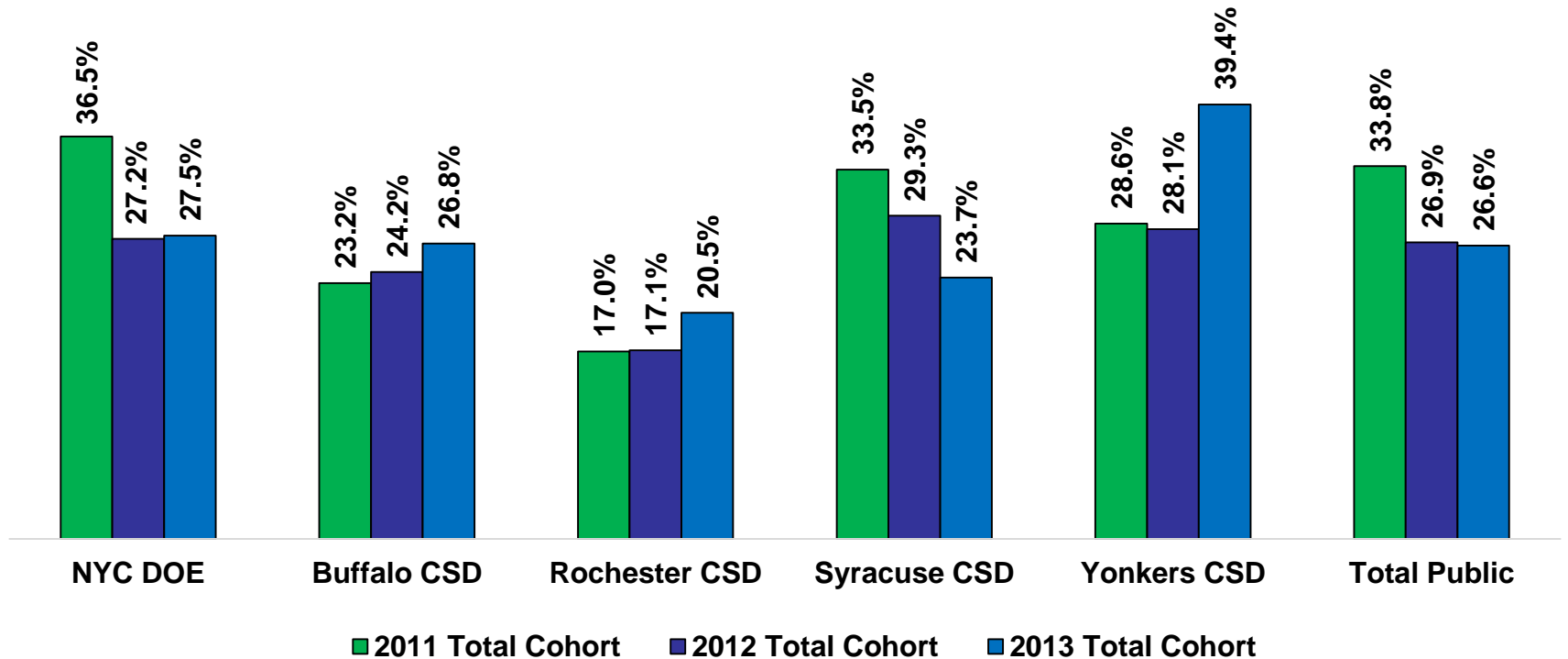
*For groups with fewer than five students, the Department does not publish data. Percentages of tested students scoring at various levels are suppressed for that group and the next smallest group.

English Language Learner Graduation Rates



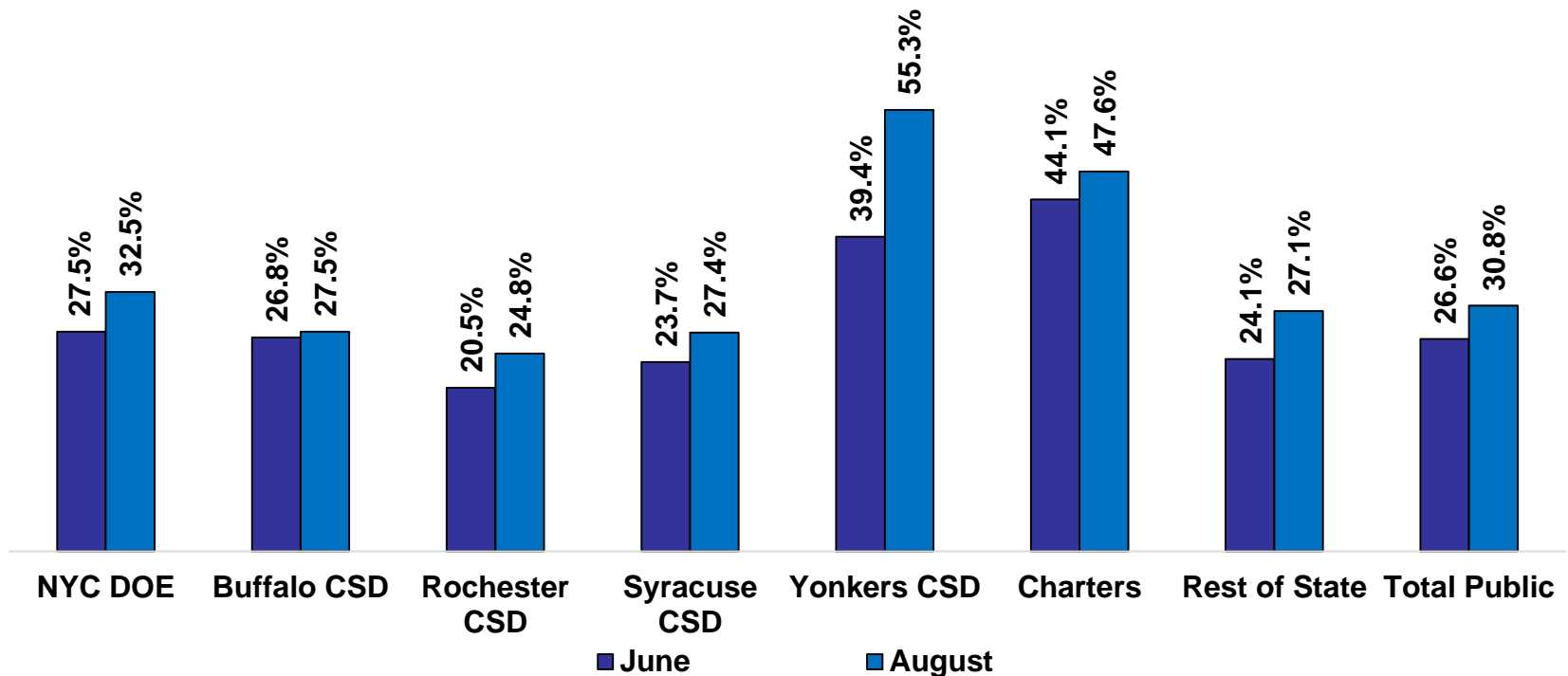
* Data are available for the 2005-06 to 2016-17 school years only. Therefore, students who received ELL services prior to 2005-06 are not identified as Ever ELL.

English Language Learners: Big 5 2011, 2012 and 2013 Total Cohort, Graduation Rate after 4 years – June



Given the relatively small size of this subgroup in these districts, with the exception of NYC, there will be greater fluctuations in the data from year to year.

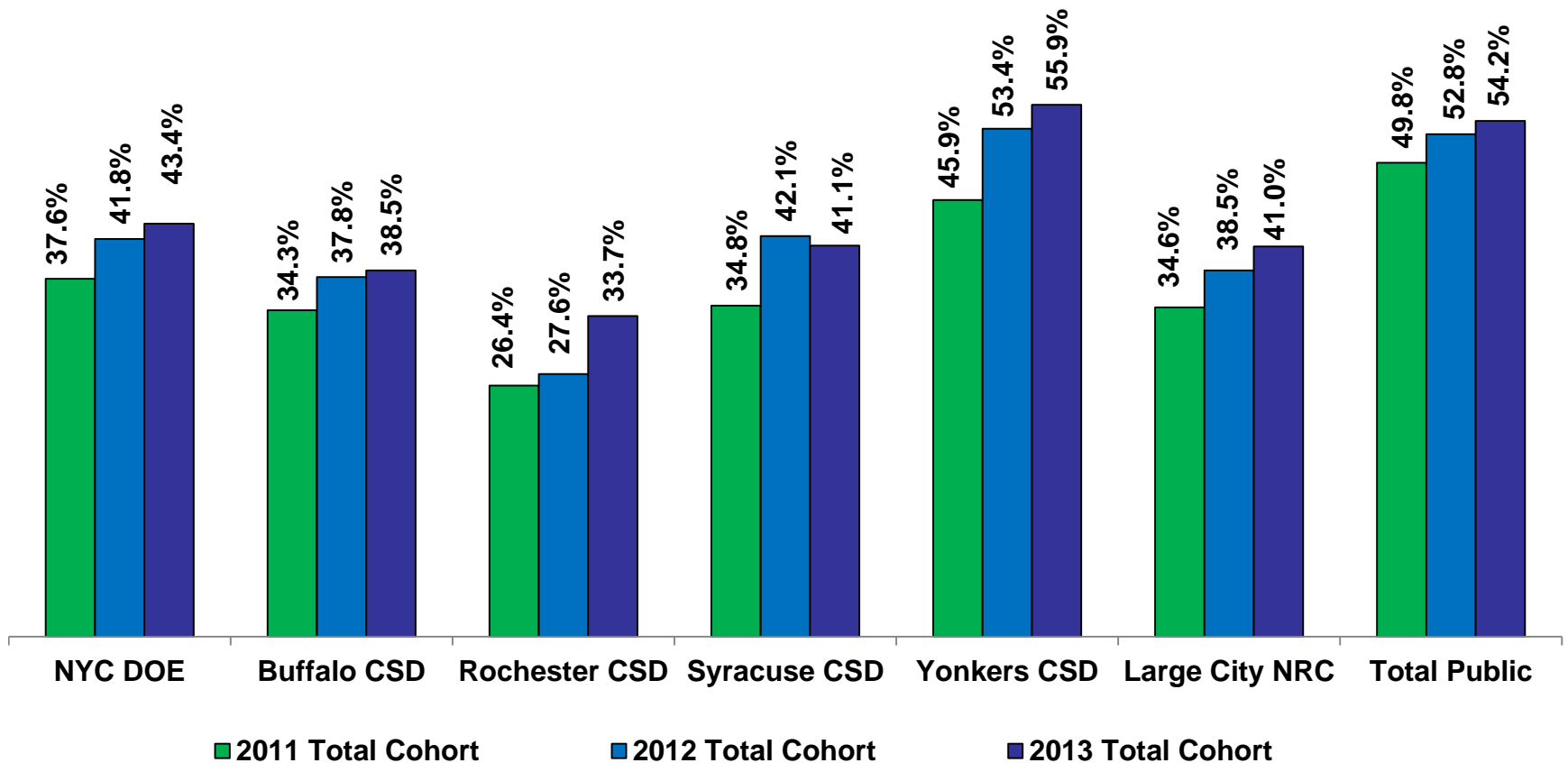
Current English Language Learners: 2013 Total Cohort, June and August Graduates after 4 Years



Rest of State excludes NYC and Charters

Graduation Rate for Students with Disabilities

Percentage of Graduates After 4 Years Through June, Students with Disabilities



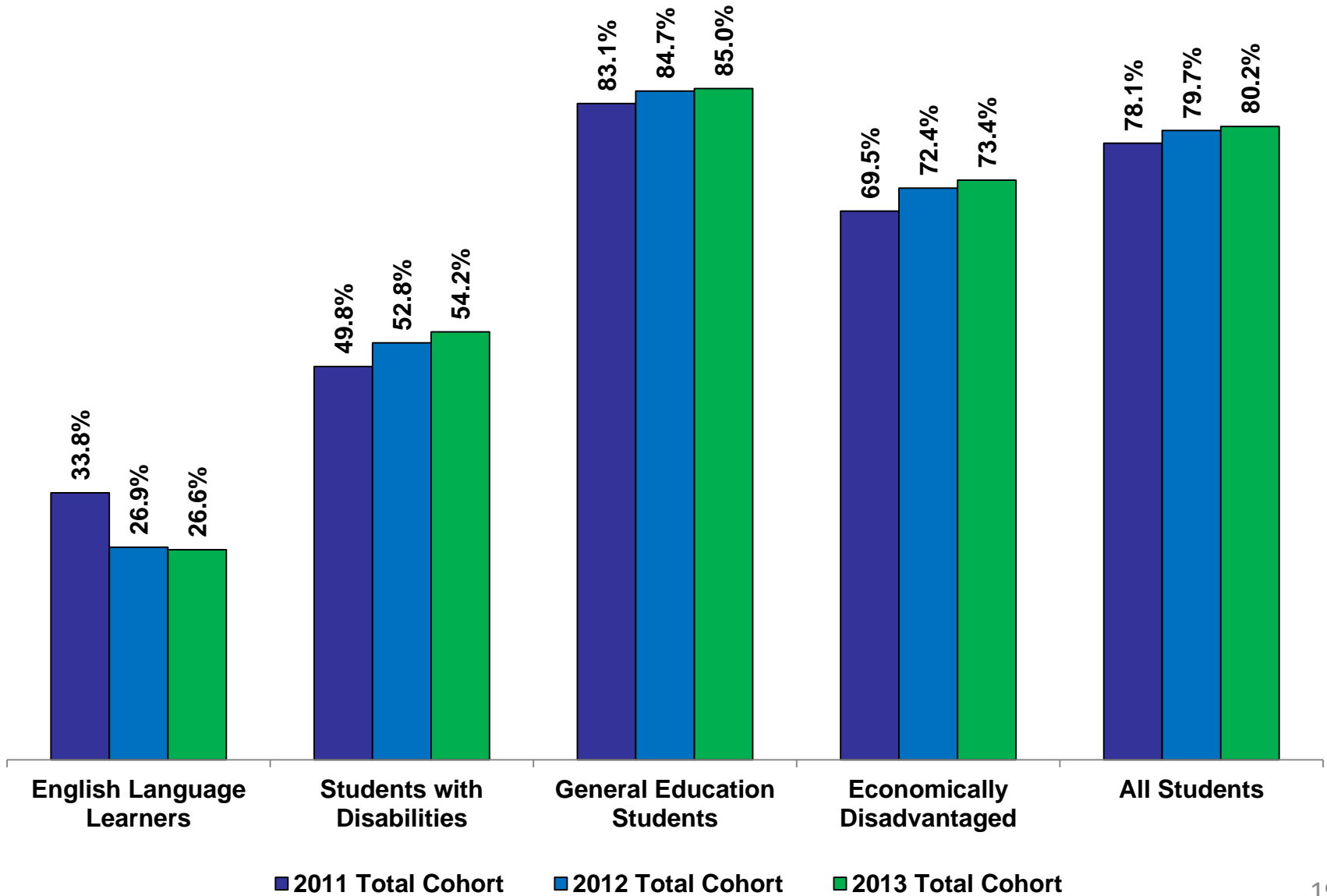
Given the relatively small size of this subgroup in these districts, with the exception of NYC, there will be greater fluctuations in the data from year to year.

Students with Disabilities: 2011, 2012 and 2013 Cohorts – June

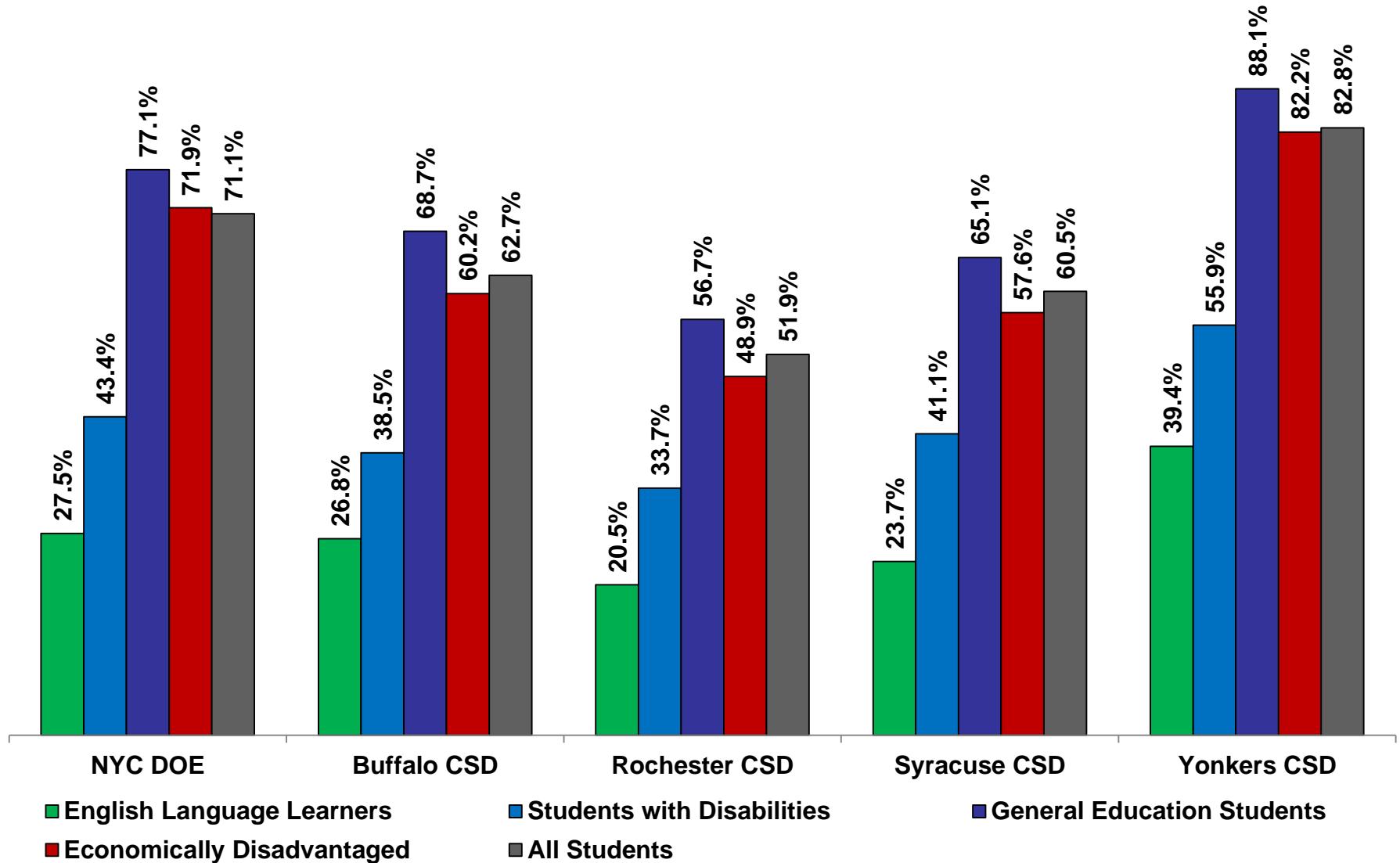
Students with Disabilities in Public Schools After 4 Years Results Through June

	2011 Total Cohort	2012 Total Cohort	2013 Total Cohort
Regents Diploma	27.1%	28.8%	28.7%
Regents Diploma with Advanced Designation	3.0%	3.0%	3.5%
Local Diploma	19.7%	21.80%	22.0%
Total Graduates	49.8%	52.8%	54.2%
Still Enrolled	30.1%	29.0%	28.5%
Non-Diploma Credentials (CDOS, Skills & Achievement, previously earned IEP diploma)	6.1%	4.6%	4.4%
Dropped out	12.7%	12.3%	11.6%
Transferred to an Approved High School Equivalency Program	1.0%	1.0%	1.0%
Local Diplomas Awarded Through Superintendents' Determination (based on school year when local diploma awarded, not tied to cohort)		School Year 2015-16	School Year 2016-17
		418	315

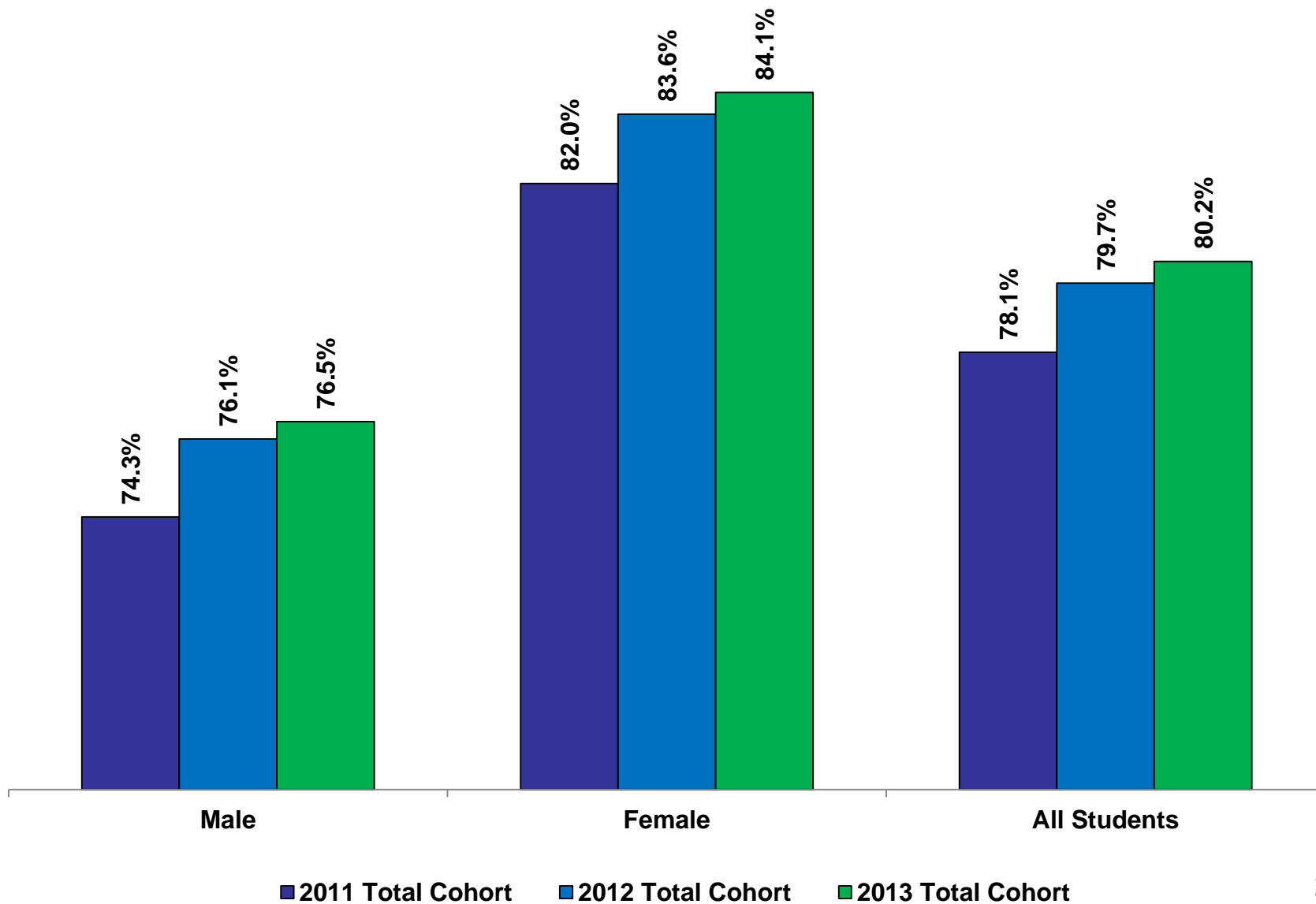
2011, 2012 and 2013 4-Year Graduation Rates by Subgroup – June



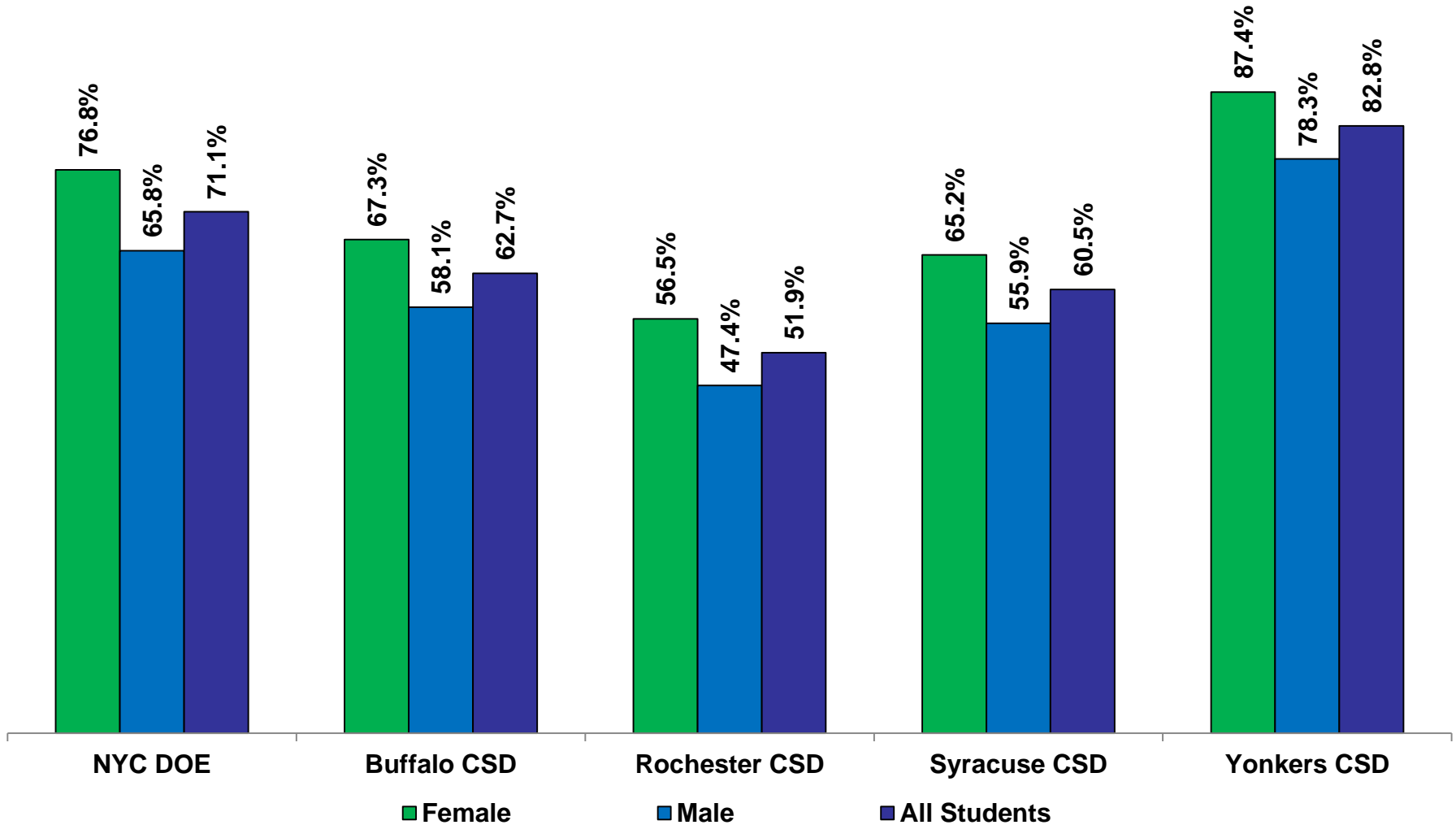
Big 5 Graduation Rates by Subgroup, 2013 Cohort - June



2011, 2012 and 2013 4-Year Graduation Rates by Gender – June

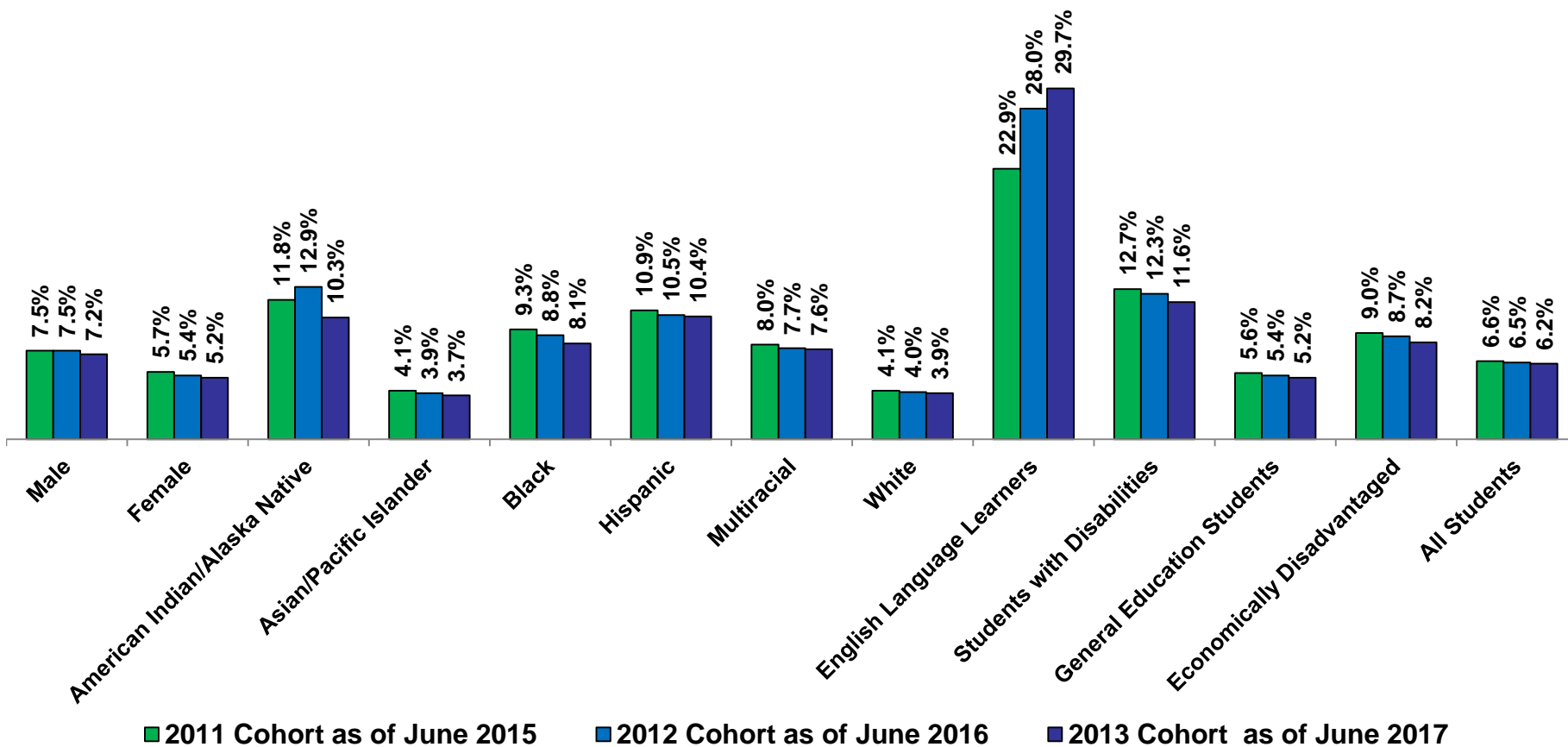


Big 5 Graduation Rates by Gender, 2013 Cohort - June



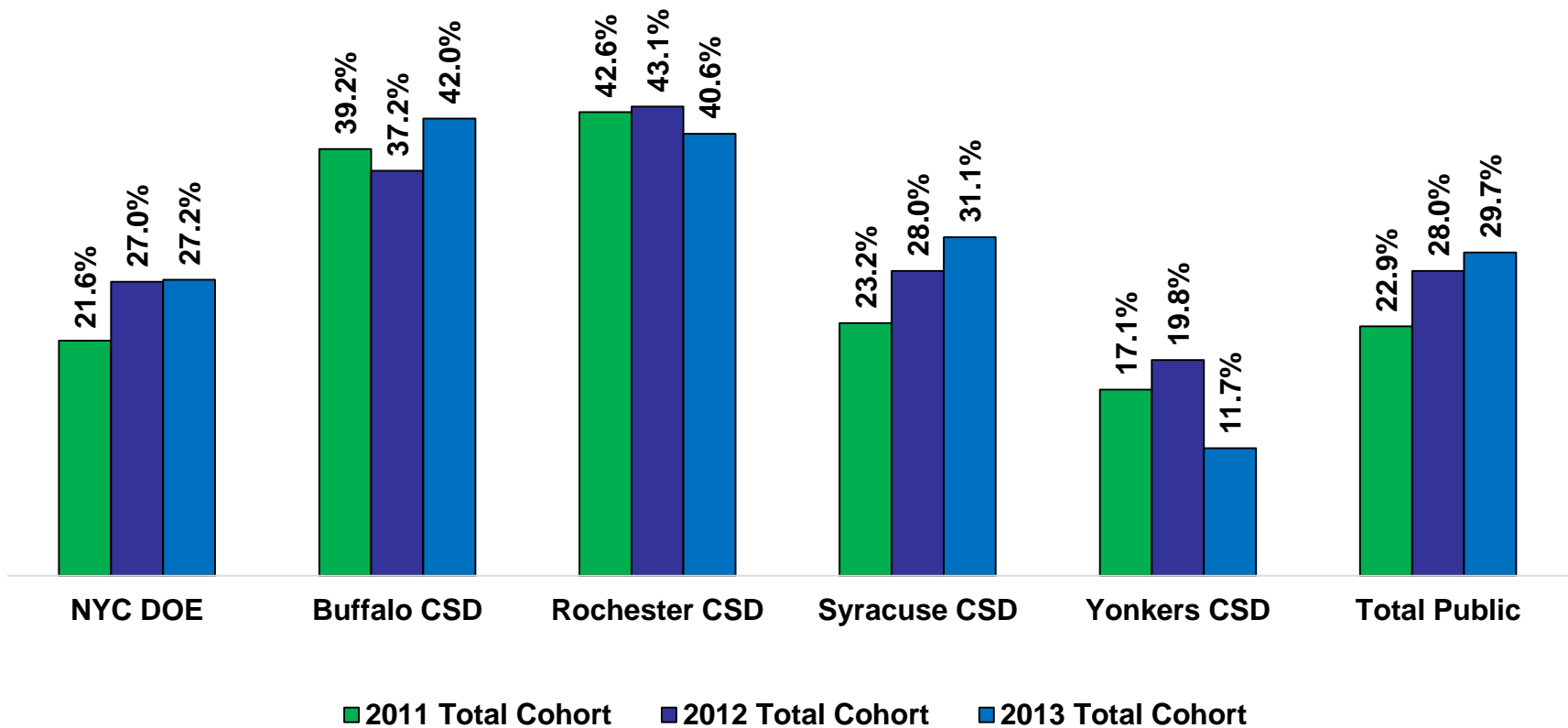
Dropout Rates after 4 Years by Subgroup

2011 Cohort Size	208,442
2012 Cohort Size	208,021
2013 Cohort Size	207,165



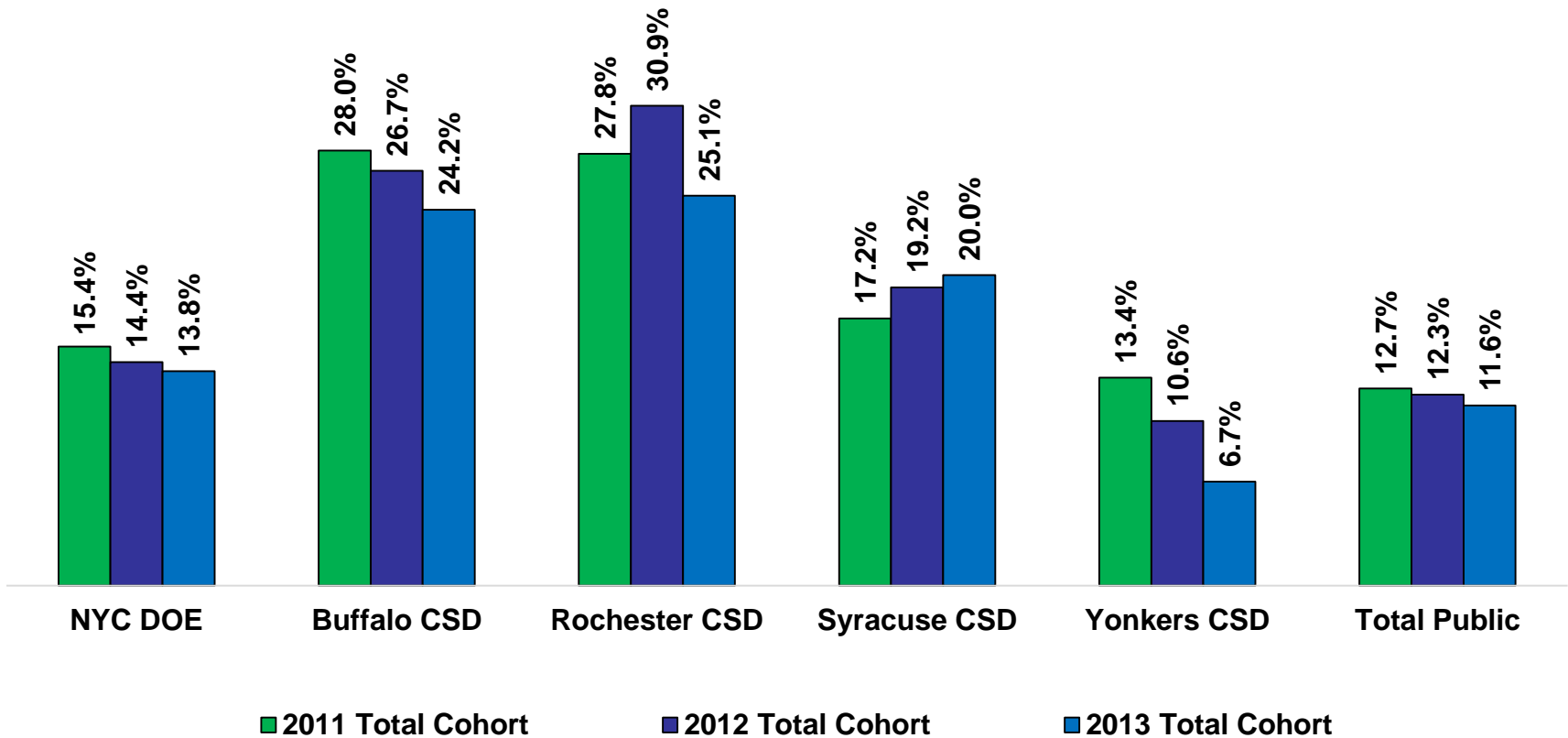
Current English Language Learners: Big 5 2011, 2012 and 2013

Total Cohort, Dropout Rate after 4 years – June

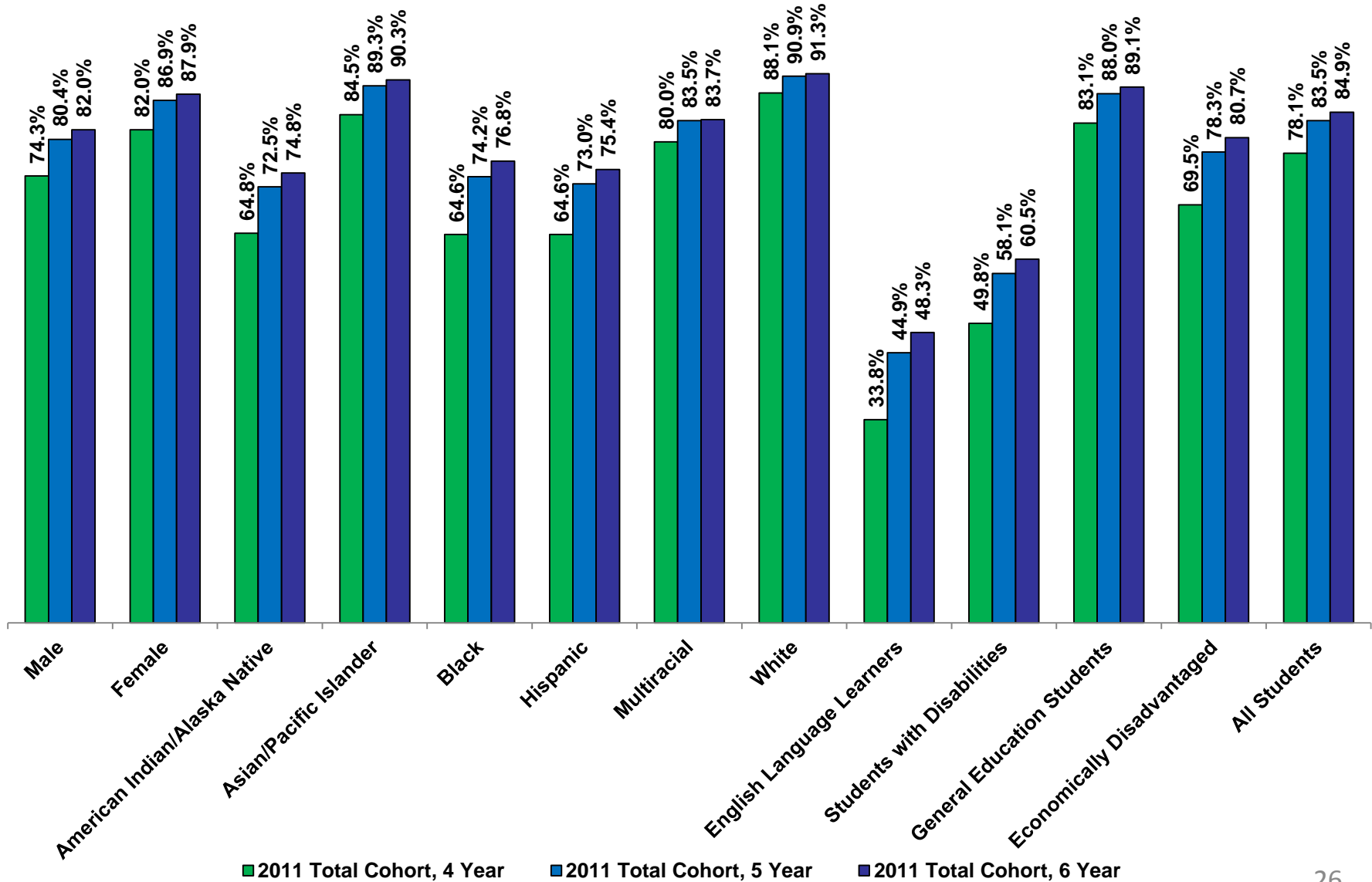


Given the relatively small size of this subgroup in these districts, with the exception of NYC, there will be greater fluctuations in the data from year to year.

Students with Disabilities: Big 5 2011, 2012 and 2013 Total Cohort, Dropout Rate after 4 years – June

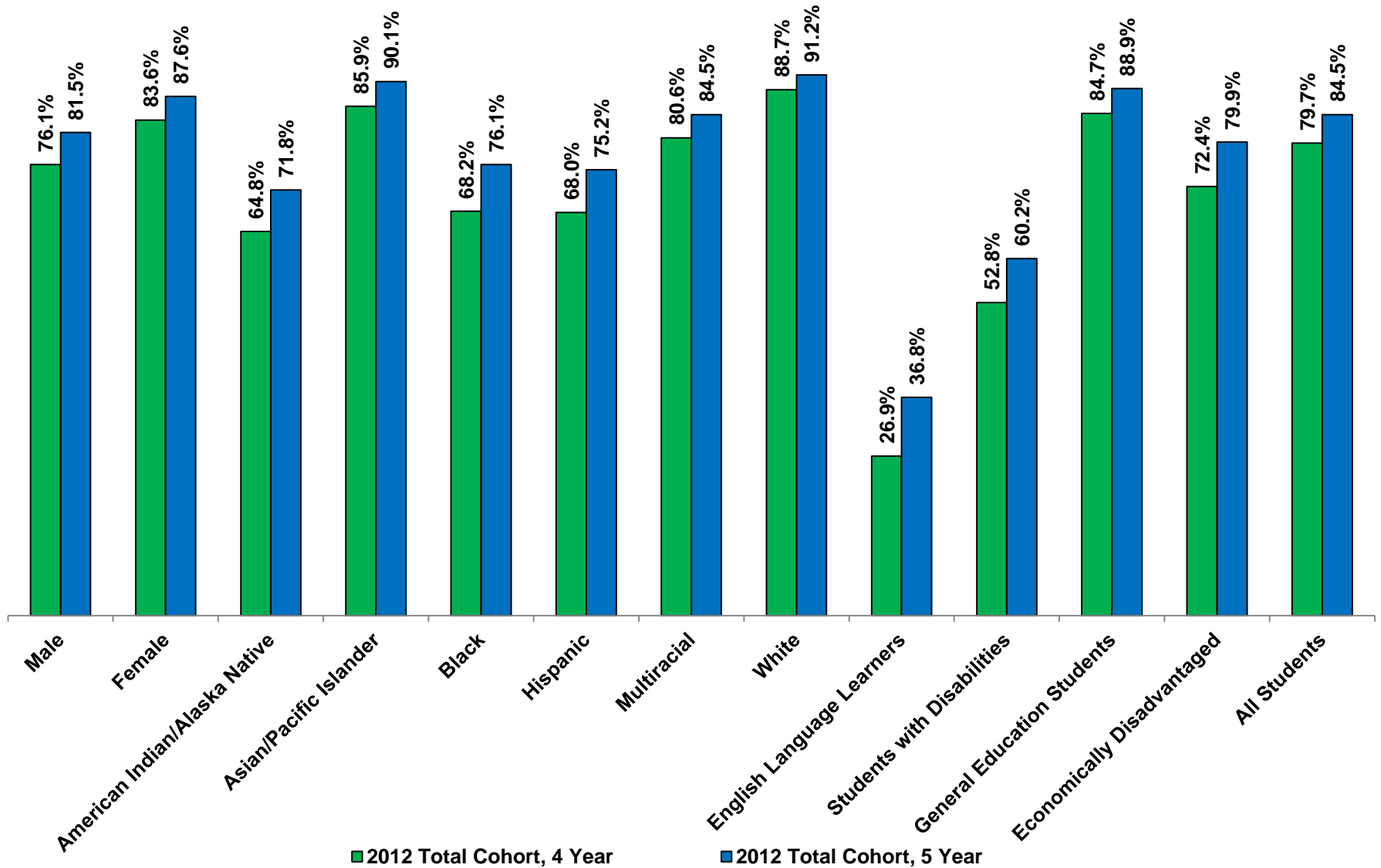


2011 Cohort Graduation Rate after 4, 5 and 6 Years by Subgroup



5 and 6 year outcomes include cumulative data, including those students in the same cohort who graduated in previous years.

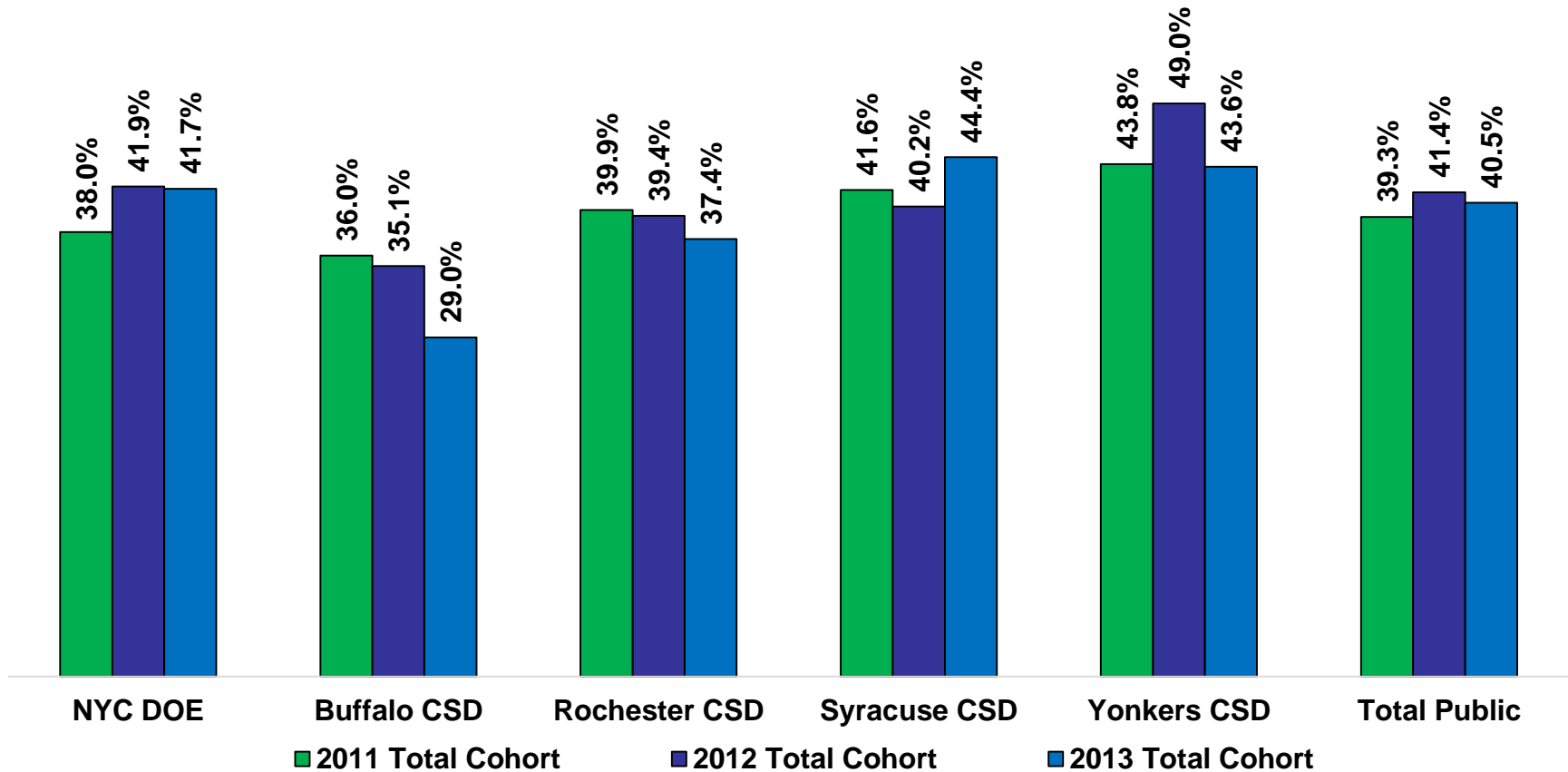
2012 Cohort Graduation Rate after 4 and 5 Years by Subgroup



5 year outcomes include cumulative data, including those students in the same cohort who graduated in previous years.

Current English Language Learners: Big 5 2011, 2012 and 2013

Total Cohort, Still Enrolled after 4 years – June



Regents Actions on Multiple Pathways to Graduation

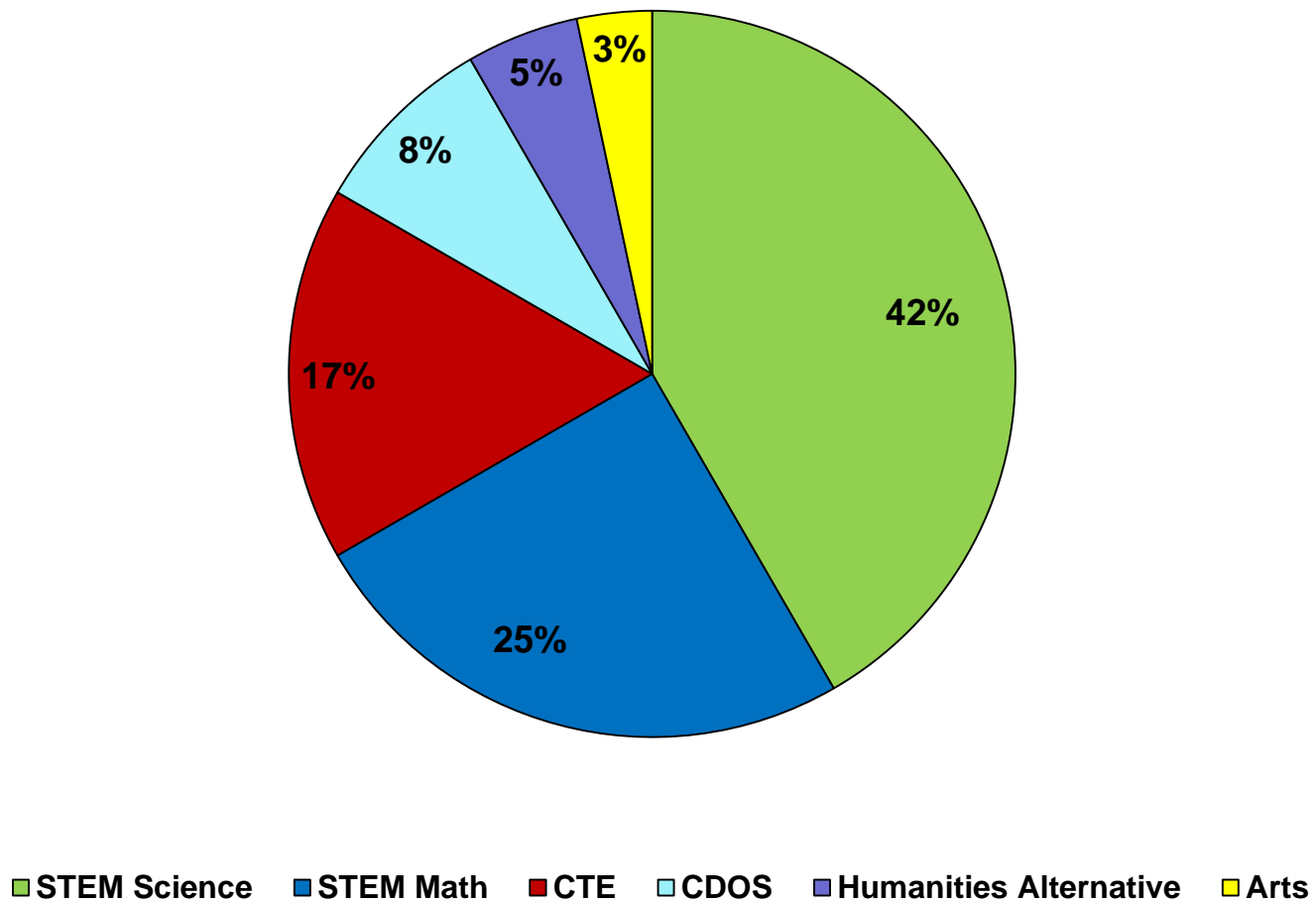
- **Jan. 2015: Approved multiple assessment pathways in:**
 - **Arts**
 - **Language Other Than English**
 - **Career/Technical Education**
 - **Humanities**
 - **Science, Technology, Engineering and Mathematics (STEM)**
- **Jun. 2016: Established a new Career Development Occupational Studies (CDOS) graduation pathway**

Regents Actions on Safety Net Options for Students with Disabilities

- **Jun. 2016: Enabled superintendents to make a determination on the academic proficiency of certain students with disabilities seeking to graduate with a local diploma**
- **Oct. 2016: Revised superintendent determination to require parent or guardian to make request**
- **Dec. 2017: Expanded the superintendent determination to allow CDOS credential as a safety net for students with disabilities who pass Regents-level ELA & Math courses but not Regents exams**

New Graduation Pathways – 2013 Cohort, August Graduates after 4 years Statewide

Districts Reported 9,900 Students Earned a Diploma Through a New Pathway



Conclusion

- **Much work is still needed to close achievement gaps**
- **Overall statewide graduation rate continues to rise, with notable gains in some urban districts**
- **NYS met its August graduation rate goal this year and is on track to continue to meet ESSA goals**
- **Board and Department remain focused on bringing educational equity to all New York students**



		Supports to School Districts	Regents Budget & Legislative Priorities
<p>Achievement Gap</p>	<p>ESSA</p>	<ul style="list-style-type: none"> • Next Generation Early Learning Standards • Academic Intervention Services (AIS) • Multiple Pathways to graduation • My Brother’s Keeper (MBK) <ul style="list-style-type: none"> ○ Challenge grants ○ MBK Family and Community Engagement Program ○ Teacher Opportunity Corps II grants ○ MBK Fellows Program ○ MBK Native American Program • The Regents Research Work Group • Improving Academic Achievement for Disadvantaged (Title I) • Promoting School Climate and Engaging Students through School Climate Surveys and Chronic Absenteeism Reports • Neglected or Delinquent (Title I) • Rural and low-income school program (Title VI) • Universal Pre-Kindergarten (UPK) • Advanced Placement (AP) fee reduction program 	<ul style="list-style-type: none"> • Access to high-quality early education and early care programs • Expanding access to quality high-level coursework • Providing high-quality professional learning • Increasing access to college and reducing the cost to students through Early College High Schools & PTECH • Promotion of Positive School Climate and Bullying Prevention • Enhancing teacher effectiveness – Shanker grant • Regional Secondary Schools Advisory Council

		Supports to School Districts	Regents Budget & Legislative Priorities
<p>English Language Learner</p>	<p>ESSA</p>	<ul style="list-style-type: none"> • Delivering high-quality professional development: <ul style="list-style-type: none"> • Co-teaching seminars • NYSESLAT training • Annual ELL Leadership Institute titled “Cultivating District Leadership to Build Systems for English Language Learner/Multilingual Learner Success” • As part of the SIFE initiative for supporting Students with Inconsistent/Interrupted Formal education, worked with CUNY to create webinars and guidance for the Multilingual Literacy SIFE Screener and the low-literacy curriculum. • Continuing efforts to reduce the shortage of Bilingual Education (BE) and English to Speakers of Other Languages (ESOL) Teachers by supporting Clinically Rich-Intensive Teacher Institutes (CR-ITIs) • Literacy curriculum development and implementation for Students with Interrupted/Inconsistent Formal Education (SIFE) delivered by the City University of New York (CUNY) Bridges to Academic Success program 	<ul style="list-style-type: none"> • Enhancing the achievement of English Language Learners (Foundation Aid set aside) • Ensuring equal opportunities for English Language Learners/Multilingual Learners through PD technical assistance & Compliance support (<i>funding to enhance support to RBERNs</i>) • Regents Exams in World Languages (<i>funding to reinstitute World Languages Regents Exams</i>) • Addressing the Shortage of Bilingual Education (BE) teachers & English to Speakers of Languages (ESOL) teachers (<i>funding to continue the CR-ITI program</i>) • Native Language Assessments for ELL/MLL students (<i>funding to develop Grades 3-8 Spanish Language Assessment followed by other languages and high school assessments</i>) • Development of additional translated versions of state assessments (<i>funding to increase number of languages from 5 to 8</i>)

		Supports to School Districts	Regents Budget & Legislative Priorities
<p style="text-align: center;">English Language Learner (Continued)</p>	<p style="text-align: center;">ESSA</p>	<ul style="list-style-type: none"> • Diagnostic and Informational Tools <ul style="list-style-type: none"> • Multilingual Literacy Screener (MLS) to identify SIFE status • Comprehensive ELL/MLL Education Plan (CEEP) • Emergent Multilingual Learners (EMLLs) Language Profile for Prekindergarten ELL/MLL s • Comprehensive School Review Protocol (in development) • Working with the Puerto Rico Department of Education to support students and teachers displaced by the natural disaster. • Supplemental Title III funding will be released in the upcoming weeks to districts with large numbers of displaced students from recent natural disasters 	

		Supports to School Districts	Regents Budget & Legislative Priorities
<p style="text-align: center;">Students with Disabilities</p>	<p style="text-align: center;">ESSA</p>	<ul style="list-style-type: none"> • Blueprint for Improved Results for Students with Disabilities: • Students engage in self-advocacy • Parent and family engagement • Design, delivery, and assessment of specially designed instruction • Research-based teaching and learning strategies and supports • Multi-tiered systems of support • High quality inclusive programs • Career development and work-based learning • Regional Special Education Technical Assistance Support Center (RSE-TASC) • Networks to support parents and early childhood learning • Network to address disproportionality in the identification, placement, and suspension of students with disabilities • Positive Behavioral Intervention Support (PBIS) • Development of high quality individualized education programs (IEP) • Implementation of available testing accommodations 	<ul style="list-style-type: none"> • Enhancing supports & services for postsecondary success of students with disabilities

		Supports to School Districts	Regents Budget & Legislative Priorities
<p style="text-align: center;"> Students with Disabilities (Continued) </p>	<p style="text-align: center;"> ESSA </p>	<ul style="list-style-type: none"> • Superintendent’s determination and other safety net options • Ongoing guidance and technical assistance • Professional development in the areas of specially designed instruction, testing accommodations, assistive technology, safety net options, and universal design for learning (UDL) 	