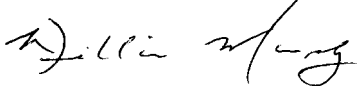


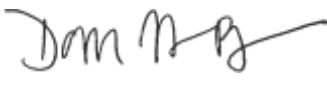
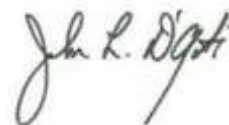



TO: The Honorable the Members of the Board of Regents

FROM: William P. Murphy 

SUBJECT: Proposed Amendment of Section 80-1.5 of the Regulations of the Commissioner of Education Creating a Safety Net for the School Building Leader Assessment

DATE: March 4, 2021

AUTHORIZATION(S):   

SUMMARY

Issue for Decision (Consent)

Should the Board of Regents adopt the proposed amendment of Section 80-1.5 of the Regulations of the Commissioner of Education creating a safety net for the School Building Leader Assessment?

Reason(s) for Consideration

Review of Policy.

Proposed Handling

The proposed amendment will be presented to the Full Board for adoption as a permanent rule at its March 2021 meeting. A copy of the proposed amendment is attached.

Procedural History

At its July 2020 meeting, the Board of Regents was presented with the proposed amendment and voted to authorize Department staff to publish it in the State Register for the 60-day public comment period required under the State Administrative Procedure Act. A Notice of Proposed Rule Making was published in the State Register on July 29, 2020. At its October 2020 meeting, the Board of Regents was presented with revisions to the proposed amendment and voted to authorize Department staff to publish it in the State Register for the 45-day public comment period required under the State Administrative Procedure Act for revised rulemakings. A Notice of Proposed Rule Making was published in the State Register on January 6, 2021. Following the 45-day public comment period

required under the State Administrative Procedure Act, the Department received no comments on the revised proposed amendment. Supporting materials for the proposed amendment are available upon request from the Secretary to the Board of Regents.

Background Information

At its December 2017 meeting, the Board of Regents approved requiring school building leader preparation programs that are registered or seek registration on or after December 1, 2020, to be aligned with the Professional Standards for Educational Leaders (PSELs), with some modifications. Programs have been aligned with the Interstate School Leaders Licensure Consortium (ISLLC) Standards. As such, the current Revised (September 2013) School Building Leader Assessment (“2013 SBL Assessment”) for certification is based on the ISLLC Standards.

The approval of the PSELs prompted the Department to redevelop the 2013 SBL Assessment. Through the test redevelopment process, the test framework and items were redeveloped to ensure that candidates for school building leader certification can demonstrate the knowledge, skills, and abilities reflected in the PSELs.

At its October 2020 meeting, the Board of Regents adopted, as an emergency measure, amendments to section 52.21(c) of the Commissioner’s regulations to extend the date when school building leader preparation programs must be registered based upon the PSELs, with some modifications, from December 1, 2020 to September 1, 2022 in response to the ongoing COVID-19 crisis.

It is anticipated that the Revised (May 2019) School Building Leader Assessment (“2019 SBL Assessment”) will become operational in April 2021. The assessment framework was revised in May 2019 and was made available online for candidates and school building leader preparation programs to assist in the preparation of candidates for the revised assessment.

Proposed Amendment

The Department is proposing to create a safety net for the two-part School Building Leader Assessment. Candidates would be able to take Part One of either the 2019 SBL Assessment or the 2013 SBL Assessment and would be able to take Part Two of either the 2019 SBL Assessment or the 2013 SBL Assessment until August 31, 2024.

The proposed safety net allows candidates to be held harmless during the transition period from the 2013 SBL Assessment to the 2019 SBL Assessment until August 31, 2024. The Department is proposing a safety net through August 31, 2024 consistent with proposed amendments to section 52.21(c) of the Commissioner’s regulations adopted as an emergency measure at the October 2020 Regents meeting discussed above. The proposed deadline for the safety net is August 31, 2024, which is two years after the September 1, 2022 date when school building preparation programs must be registered based upon the PSELs.

Related Regents Items

December 2017: [Proposed Amendment of Sections 30-3.2 and 30-3.5 of the Rules of the Board of Regents and Sections 52.21 and 80-3.10 of the Regulations of the Commissioner of Education Relating to the Adoption of the 2015 Professional Standards for Educational Leaders with Certain New York Specific Modifications for the Purpose of Registration of School Building Leader Programs and School Building Leader Evaluation](https://www.regents.nysed.gov/common/regents/files/1217hea1.pdf)
(<https://www.regents.nysed.gov/common/regents/files/1217hea1.pdf>)

July 2020: [Proposed Amendment to Section 80-1.5 of the Regulations of the Commissioner of Education Creating a Safety Net for the School Building Leader Assessment](https://www.regents.nysed.gov/common/regents/files/720brd1.pdf)
(<https://www.regents.nysed.gov/common/regents/files/720brd1.pdf>)

October 2020: [Proposed Amendments to Sections 125.1, 135.4, and 52.21 of the Regulations of the Commissioner of Education and Section 30-3.2 of the Rules of the Board of Regents Relating to Addressing the COVID-19 Crisis and the Reopening of Schools](https://www.regents.nysed.gov/common/regents/files/1020bra3.pdf)
(<https://www.regents.nysed.gov/common/regents/files/1020bra3.pdf>)

October 2020: [Proposed Amendment to Section 80-1.5 of the Regulations of the Commissioner of Education Creating a Safety Net for the School Building Leader Assessment](https://www.regents.nysed.gov/common/regents/files/1020hed1.pdf)
(<https://www.regents.nysed.gov/common/regents/files/1020hed1.pdf>)

Recommendation

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

VOTED: That Section 80-1.5 of the Regulations of the Commissioner of Education be amended, as submitted, effective March 31, 2021.

Timetable for Implementation

If adopted at the March 2021 meeting, the proposed amendment will become effective on March 31, 2021.

Attachment

AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

Pursuant to Education Law sections 207, 305, 3001, 3003, 3004, and 3009.

1. Subparagraph (vii) of paragraph (2) of subdivision (c) of section 80-1.5 of the Regulations of the Commissioner of Education shall be added to read as follows:

(vii) When the revised (May 2019) school building leader assessment becomes available, a candidate may take part one of either the revised (May 2019) school building leader assessment or the revised (September 2013) school building leader assessment, and may take part two of either the revised (May 2019) school building leader assessment or the revised (September 2013) school building leader assessment, until August 31, 2024.