



TO: The Honorable Members of the Board of Regents
FROM: Theresa Billington *Theresa Billington*
SUBJECT: Registration of Public Schools
DATE: June 1, 2023
AUTHORIZATION(S): *Billington*

SUMMARY

Issue for Decision (Consent)

Should the Board of Regents register the public elementary and intermediate schools listed in the attached table?

Reason(s) for Consideration

Required by State regulation (8 NYCRR 100.21[c]).

Proposed Handling

The issue will come before the Full Board for action at its June 2023 meeting.

Procedural History

Beginning in July 2003, the Regents have annually approved the registration of new public schools. In 2012 the date for submission of registration petitions was moved from June 15 to March 1. Therefore, in recent years, the Department has been able to make recommendations to the Board of Regents at its May and/or June meetings regarding the registration of public schools.

Background Information

Commissioner's regulations require that districts seeking to register a public elementary, intermediate, or high school must submit a petition to the Board of Regents.

The schools listed in the attached table are being recommended by the Commissioner for registration, based upon school districts submitting petitions and supporting materials for these schools certifying the district's commitment to operating these schools in

compliance with applicable statutes, rules, and regulations relating to public schools and in compliance with applicable building codes.

The attached table contains a list of the schools for which districts have petitioned for registration effective with the beginning of the 2023-24 school year.

Following the Board of Regents taking action to register a school, the Commissioner, pursuant to section 100.21 of the Commissioner’s regulations, will determine the accountability status of the newly registered school. A school district that seeks to register a new public elementary, intermediate, or high school must submit an addendum to the petition that provides such information as:

- Student admission criteria, including those pertaining to English language learners and students with disabilities, as well as the zoning patterns;
- Staffing (administration and instructional);
- Curricula; and
- Facilities.

This information is used to determine whether a school should open with an accountability status of “Local Support and Improvement” or if the school should carry over the accountability status of a school from which it split, into which it merged, or for which it is the successor.

Related Regents Items

Not applicable.

Recommendation

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

VOTED: That the schools listed on the attached table be registered effective with the beginning of the 2023-24 school year.

Timetable for Implementation

If approved by the Board of Regents, schools listed in the attached table will be registered effective July 1, 2023.

Attachment

Public Schools Recommended for Registration for the 2023-24 School Year

School Name	School District	School Street Address	2023-24 Grade Configuration	2023-24 Projected Enrollment	Grade Configuration at Full Growth	Projected Enrollment at Full Growth
PS 90	Buffalo	50 A Street Buffalo, NY 12411	PK-2	257	PK-2	300
Knox Middle School	Johnstown City SD	400 South Perry Street Johnstown, NY 12095	5-7	348	5-7	375
Kenmore Junior Senior High School	Kenmore-Tonawanda CSD	155 Delaware Road Kenmore NY 14217	7-12	280	7-12	325
Tonawanda Elementary School	Tonawanda CSD	555 Fletcher Street Tonawanda, NY 14150	UPK-5	807	UPK-5	1,500
School Without Walls ¹	NYC Geographic District #2 – Manhattan	70 Trinity Place New York, NY 10006	9,10	160-200	9-12	320-400
South Bronx Literacy Academy	NYC Geographic District #7 – Bronx	628 Tinton Avenue Bronx, NY 10455	2,3	60-80	2-8	300-420
Virtual Innovator's Academy ²	NYC Geographic District #8 – Bronx	916 Eagle Avenue Bronx, NY 10456	9,10	90-100	9-12	360-400

School Name	School District	School Street Address	2023-24 Grade Configuration	2023-24 Projected Enrollment	Grade Configuration at Full Growth	Projected Enrollment at Full Growth
Bard High School Early College – Bronx	NYC Geographic District #12 – Bronx	1619 Boston Post Road Bronx, NY 10460	9,11	125-145	9-12	450-500
Design Works High School	NYC Geographic District #13 – Brooklyn	424 Albee Square Brooklyn, NY 11201	9	75-108	9-12	360-450
Lenox Academy	NYC Geographic District #18 – Brooklyn	10001 Flatlands Avenue Brooklyn, NY 11236	6-8	280-310	6-8	360-390
MS 429	NYC Geographic District #30 – Queens	47-10 Barnett Avenue Queens, NY 11104	6	140-180	6-8	725

¹ Hybrid

² Remote