



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: Joseph P. Frey 

SUBJECT: Proposed Amendment of Section 52.21 of the Regulations of the Commissioner Relating to the Graduate Level Clinically Rich Principal Preparation Pilot Programs

DATE: February 21, 2011

AUTHORIZATION(S):

SUMMARY

Issue for Decision (Consent Agenda)

Should the Board of Regents adopt the proposed technical amendment relating to the graduate level clinically rich principal preparation pilot programs?

Reason(s) for Consideration

Review of policy.

Proposed Handling

The proposed regulatory amendment is submitted to the Full Board for adoption as an emergency measure at its March 2011 meeting. A statement of facts and circumstances justifying the emergency is attached.

Procedural History

At its May 2010 meeting, the Board of Regents adopted a regulation, establishing graduate level clinically rich principal preparation pilot programs. At its February 2011 meeting, the Higher Education Committee endorsed a technical amendment to the regulation to clarify the length of the required clinical experience component. A Notice of Proposed Rule Making will be published in the State Register on March 2, 2011.

Background Information

The regulation adopted in May 2010 required, among other things, that the pilot programs include at least one continuous school year of mentored clinical experience. In February 2011, the Board endorsed a technical modification to the one school year requirement to provide program providers with the flexibility they need to be as innovative as possible. To add this flexibility, the proposed amendment changes the required clinical experience component of the pilot programs to require up to one continuous school year of mentored experience.

Recommendation

VOTED: That subclause (3) of clause (d) of subparagraph (v) of paragraph (7) of subdivision (c) of section 52.21 of the Regulations of the Commissioner of Education is amended, effective March 11, 2011, 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 the proposed amendment, with the technical amendment, remains continuously in effect until it can be adopted as a permanent rule.

Timetable for Implementation

If adopted at the March Regents meeting, the proposed amendment will become effective as an emergency rule on March 11, 2011.

Attachment 1

AMENDMENT OF THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

Pursuant to sections 207, 208, 210, 214, 216, 224, 305, 3001, 3004 and 3006 of the Education Law

1. Subclause (3) of clause(d) of subparagraph (v) of paragraph (7) of subdivision (c) of section 52.21 of the Regulations of the Commissioner of Education is amended, effective March 11, 2011, as follows:

(3) Clinically rich experience component. The clinical experience component of the program shall meet the following requirements:

(i) . . .

(ii) . . .

(iii) . . .

(iv) Prior to assigning the candidate to a school, the institution shall enter into a written agreement with the high need school or the school district in which the high need school is located, wherein the high need school shall agree to establish a plan for [at least] up to one continuous school year of mentored clinical experience by the assigned principal-mentor for the candidate and support by a team comprised of program faculty, teachers and administrators at the high need school and the superintendent.

(v) The program shall ensure its candidates receive mentoring support during the entire period they are assigned to the school and enrolled in the program, which shall be [at least] up to one continuous school year.

(vi) . . .

(vii) . . .

(viii) . . .

STATEMENT OF FACTS AND CIRCUMSTANCES
WHICH NECESSITATE EMERGENCY ACTION

At its May 2010 meeting, the Board of Regents established certain eligibility requirements to participate in the clinically rich principal preparation pilot program, including certain curriculum requirements, a clinical component, mentoring and training requirements. As part of the eligibility requirements adopted in May 2010, program providers were required to complete at least one continuous school year of experience.

In order to provide program providers with the flexibility they need to provide innovative approaches to this new pilot program, the proposed amendment amends the clinical experience requirement to allow providers to provide up to one continuous school year of clinical experience.

Emergency action is necessary at the March Board of Regents meeting in order to ensure that the rule, with the proposed revisions, remains continuously in effect until such time as it can be adopted as a permanent rule on June 8, 2011 after expiration of the 45-day public comment period for proposed rule makings prescribed in the State Administrative Procedure Act.