

## AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

Pursuant to sections 207, 6501, 6503, 6503-a, 6504, 6506, 6507, 6508, 6509, 6510, and 6511 of the Education Law and Chapter 187 of the Laws of 2011.

Paragraphs (1) and (2) of subdivision (c) of section 59.14 of the Regulations of the Commissioner of Education are amended, effective December 7, 2011, as follows:

(1) To provide the services described in subdivision (a) of this section, an eligible entity shall have [obtained a waiver from] applied to the department for a waiver no later than [July] February 1, 2012. The department may[, however,] issue a waiver to a qualified entity after July 1, 2012, regardless of the date on which the entity was created, upon a demonstration of need for the entity's services satisfactory to the department (e.g., the entity provides services to an underserved population or in a shortage area).

(2) [Within 120 days after the posting of the application form on the department's website,] No later than February 1, 2012, any entity described in subdivision (b) of this section providing services described in subdivision (a) of this section on or after June 18, 2010, shall submit an application for a waiver on forms prescribed by the commissioner. Upon submission of an application for a waiver under this section, the entity may continue to operate and provide services until the department either denies or approves the entity's application.