

AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

Pursuant to sections 101, 207, 305, 3001, 3004 and 3009 of the Education Law.

1. Section 80-5.25 of the Regulations of the Commissioner of Education shall be added to read as follows:

80-5.25 Transitional H certificate for school district business leaders who hold a valid New York State license and registration as a certified public accountant and have at least three years of experience as a licensed certified public accountant auditing New York State school districts, boards of cooperative educational services and/or municipalities in New York State.

(a) General requirements.

(1) Time validity. The transitional H certificate shall be valid for three years from its effective date and shall not be renewable.

(2) Limitations. The transitional H certificate shall authorize a candidate to hold a school district business leader position in a school district or BOCES for which a commitment for employment and mentoring has been made. In addition, it shall only be valid as long as the candidate is matriculated in good standing in a school district business leader program registered pursuant to section 52.21 of this Title, leading to a professional school district business leader certificate.

(3) The candidate shall meet the requirements in each of the following subparagraphs:

(i) Education.

(a) The candidate shall hold a baccalaureate degree or higher in accounting, finance, or a related business field as determined by the Commissioner, from a regionally accredited institution of higher education or from an institution authorized by the Board of Regents to confer degrees;

(b) Hold a valid license and registration as a New York State Certified Public Accountant;

(c) The candidate shall have completed at least three years of experience as a licensed certified public accountant auditing New York State school districts, BOCES and/or municipalities in New York State, as determined by the Commissioner;

(d) Employment and support commitment. The candidate shall submit satisfactory evidence of having a commitment from a New York State school district or BOCES of employment as a school district business leader with the school district or BOCES for at least three school years, which shall include at least one year of mentoring; and

(e) Matriculation in a school district business leader certification program registered pursuant to section 52.21(c) of this Title, leading to a professional certificate as a school district business leader.

2. Subparagraph (v) of paragraph (5) of subdivision (c) of section 52.21 of the Regulations of the Commissioner of Education shall be amended to read as follows:

(v) Leadership experiences.

(a) Programs shall require candidates to successfully complete leadership experiences that shall:

(1) include leadership experiences in districts serving students at different developmental levels and with a variety of characteristics and socioeconomic backgrounds;

(2) be carefully selected and planned by program faculty in collaboration with school district leaders, with learning outcomes specified that are connected to program competencies and with the achievement of those competencies regularly evaluated by program faculty; and

(3) be supervised by certified school district leaders and by program faculty who have preparation and expertise in supervision related to school district business leadership.

(b) The leadership experiences specified in clause (a) of this subparagraph shall occur throughout the program of study. In addition, they shall culminate in a full-time experience of at least 15 weeks that is structured to provide leadership responsibilities of increasing breadth and depth.

(c) Alternatively, the leadership experiences specified in clause (a) of this subparagraph may occur in a competency-based format different from that prescribed in clause (b) of this subparagraph provided that the program demonstrates that such format is substantially equivalent to the format prescribed in clause (b) of this subparagraph.

(d) Programs shall exempt candidates who submit evidence to the program that they hold and/or held a Transitional H certificate and were employed by a school district or BOCES under such certificate for more than a year from the required leadership experience specified in clause (a) of this subparagraph.

3. Paragraph (2) of subdivision (a) of section 80-6.3 of the Regulations of the Commissioner of Education shall be amended to read as follows:

(2) Exemption [from] or modification of language acquisition requirements.

(i) For a teacher or school leader who is employed by an applicable school with an approved exemption pursuant to section 154-2.3(k) of this Title because there are fewer than 30 English language learner students enrolled or English language learners make up less than five percent of the applicable school's total student population as of a date as established by the commissioner, the teacher or school leader shall be exempt

from the language acquisition CTLE requirements prescribed in this subdivision for each such year that they are employed in an applicable school with an approved exemption.

(ii) A school district business leader who is employed by an applicable school shall be exempt from the language acquisition CTLE requirements prescribed in this subdivision for each such year that they are employed in a school district or BOCES. Instead, a school district business leader shall complete a minimum of 15 percent of the required CTLE clock hours dedicated to the needs of English Language Learners and federal, state and local mandates for English Language Learners.

4. Subdivision (k) of section 154-2.3 of the Regulations of the Commissioner of Education shall be amended to read as follows:

(k) Professional Development. Each school district and board of cooperative educational services shall provide professional development to all teachers, level III teaching assistants and administrators that specifically addresses the needs of English Language Learners and for school business leaders, professional development related to the needs of English Language Learners and the federal, state and local mandates for English language learners.