**SED Update**

**May 2018**

**Updated May 2, 2018**

**Amendments to the Commissioner’s Regulations Relating to the Superintendent Determination Option for Certain Students with Disabilities to Graduate with a Local Diploma**

The previous amendments were revised in response to public comment. The term “superintendent determination pathway” will be replaced with “superintendent determination option.” It also clarifies students who utilize the CDOS credential to meet ELA and/or mathematics eligibility conditions are eligible for a local diploma.

<http://www.regents.nysed.gov/common/regents/files/418p12a2.pdf>

**Proposed Amendments to Commissioner’s Regulations and the Addition of a new Section Relating to the implementation of the State’s Approved Every Student Succeeds Act (ESSA) Plan**

Revised accountability system to include designation of district employee(s) to be transition liaison(s) with residential facilities, multiple measures of success for school accountability, and school classification categories, beginning with the 2017-2018 school year results. Will be open for public comment once published in the State Register.

<http://www.regents.nysed.gov/common/regents/files/418p12a6.pdf>

ESSA Presentation: <http://www.regents.nysed.gov/common/regents/files/P-12%20-%20ESSA%20Presentation.pdf>

**Proposed Amendment to Commissioner’s Regulations Relating to Grade-Level Extensions for Certain Candidates who hold a Students with Disabilities Generalist Teaching Certificate**

By extending the grade bands in which qualified teachers of students with disabilities may teach, the Department believes this will help to address the shortage of teachers of students with disabilities.  If adopted at the May 2018 meeting, the amendment will become effective on May 23, 2018.

<http://www.regents.nysed.gov/common/regents/files/418p12hed1.pdf>

**Proposed Amendments for a Statement of Continued Eligibility or a Limited Extension for Teachers Holding a Students with Disabilities Generalist Certificate Who Teach a Special Class in Grades 7-12**

The Department is proposing two options for teachers who hold the students with disabilities generalist in grades 7-12 certificate and are assigned to teach special classes, but do not hold the specific subject area certificate(s).  Option1 is a statement of continued eligibility (SOCE) based upon the HOUSSE rubric and experience prior to July 1, 2019. Option 2 is a time limited extension to fulfill requirements for certification in the subject area(s). If adopted at the July 2018 meeting, the proposed amendment will become effective on August 2, 2018.

<http://www.regents.nysed.gov/common/regents/files/418p12hed2revised.pdf>

**Application Procedures for July/August Extended School Year Special Education Programs Pursuant to Section 4408 of Education Law.**

Applications to operate a new ESY program or modify a currently approved program for the 2018 July/August extended school year are due no later than **June 1, 2018**.The ESY application and procedures outlined in the February 2017 memo will not be changing and should be used for the 2018 July/August extended school year.

[**http://www.p12.nysed.gov/specialed/applications/ESY/esy-2017/application-procedures-for-july-august-extended-school-year.htm**](http://www.p12.nysed.gov/specialed/applications/ESY/esy-2017/application-procedures-for-july-august-extended-school-year.htm)

**Amendment to Commissioner’s Regulation Relating to a New Pathway to a New York State High School Equivalency Diploma**

This new pathway to an HSE diploma will provide equitable access points and a diverse means by which New Yorkers can earn an HSE diploma.

<http://www.regents.nysed.gov/common/regents/files/418brca2.pdf>

**McKinney-Vento Field Memos #01-2018, #02-2018 & #03-2018**

Important memos to help ensure LEAs are in compliance with changes to McKinney-Vento made for compliance with ESSA.

* Memo #01-2018 The revised policy reflects the recent changes to the McKinney-Vento Act as a result of passage of the Every Student Succeeds Act (ESSA), which went into effect on October 1, 2016, and the related amendments made to Section 3209 of the Education Law and Section 100.2(x) of the Commissioner’ Regulations, that went into effect in April 2017.

<http://www.nysed.gov/memo/essa/updated-sample-lea-policy-education-students-temporary-housing>

* Memo #02-2018 The memo provides information regarding summer school in relation to the homeless assistance act. Federal law requires LEAs must ensure that homeless children and youths who meet the relevant eligibility criteria do not face barriers to accessing academic and extracurricular activities, including…summer school”. In addition, New York Education Law echoes the federal law provisions and requires that: “[w]here the designated school district of attendance has recommended that the homeless child attend a summer educational program and the lack of transportation poses a barrier to such child's participation in the summer educational program, the designated school district of attendance shall provide transportation”. In other words, if a district recommends that a student who is homeless participate in summer school and the student can’t participate without transportation, the district where the student is enrolled is responsible for arranging transportation.

<http://www.nysed.gov/memo/essa/mckinney-vento-summer-school-information-2018-education-children-and-youth-experiencing>

* Memo #03-2018 This Field Memo provides important information and resources for local educational agencies (LEAs) regarding their obligations to support students in temporary housing better access higher education as a result of recent changes to the federal McKinney-Vento Act. The link, once posted, should be available at the link below.

<http://www.p12.nysed.gov/accountability/homeless/guidancememos.html>

For further information about McKinney-Vento, the rights of students in temporary housing, and strategies that schools can implement to meet such students’ needs, please contact NYS-TEACHS ([www.nysteachs.org](http://www.nysteachs.org) or call 1-800-388-2014) or Melanie Faby, the State McKinney-Vento Coordinator at 518-473-0295.

<http://www.nysed.gov/memo/essa/mckinney-vento-summer-school-information-2018-education-children-and-youth-experiencing>

**Office of Special Education Youth Advisory Panel Openings – Student Membership**

The New York State Education Department’s (NYSED’s) Office of Special Education is seeking nominations for new members for the Youth Advisory Panel. NYSED is currently seeking student members from the central and western New York regions.  A youth may be nominated by a parent, teacher, employer, or other adult familiar with the individual.  Youth who are 18 years of age or older may nominate themselves.

Additional information can be found at NYSED’s Youth Advisory Panel webpage: <http://www.p12.nysed.gov/specialed/youthpanel/home.html>  Questions may be directed to Megan Brown or Meghan Whelan, Associates in the Special Education Policy Unit, at 518-473-2878 or[*speced@nysed.gov*](mailto:speced@nysed.gov).Completed [*Nomination to Serve on the Youth Advisory Panel*](http://www.p12.nysed.gov/specialed/youthpanel/nominationform.htm) forms should be submitted to the address below, faxed to (518) 473-5387 or emailed to [speced@mail.nysed.gov](mailto:speced@mail.nysed.gov)

**Next Board of Regents Meeting: June 11-12, 2018**

**Special Education Quality Assurance**

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**Special Education Website –** [**http://www.p12.nysed.gov/specialed/**](http://www.p12.nysed.gov/specialed/)