**SED Update**

**May 2019**

**Updated 5-1-19**

**Proposed Amendments to Sections 100.2, 200.1, 200.2, 200.3, 200.4, 200.5, 200.15, 200.16 and 201.11 of the Regulations of the Commissioner of Education Relating to Students with Disabilities**

The proposed amendments available at [https://www.regents.nysed.gov/common/regents/files/ 419p12a2.pdf](https://www.regents.nysed.gov/common/regents/files/%20419p12a2.pdf), are necessary to conform the Commissioner’s regulations to the amendments made by Chapters 422, 428 and 429 of the Laws of 2017 and Chapter 32 of the Laws of 2018. Specifically,

* Chapter 422 amends Social Services Law §491 to require State oversight agencies to ensure that all facilities or provider agencies operated, licensed, or certified by such State oversight agency have policies and procedures in place to identify and report possible crimes against a service recipient by a custodian.
* Chapter 428 requires the CSE, with consent, to notify and invite a representative from OMH, OPWDD, or SED, as appropriate, to participate in the development of adult service recommendations not later than the first annual review prior to the eighteenth birthday of a student with a disability who is placed by the CSE in a residential program or day program if the CSE has determined that the student is likely to require adult residential services. With consent, the CSE must release the student’s name and other relevant student information in a report to the appropriate public agency(ies), upon the request of such agency(ies), for purposes of determining appropriateness of an adult program for the student.
* Chapter 428 repealed the requirement in Education Law §4402 that required boards of education to develop plans and policies for appropriate declassification of students with disabilities.
* Chapter 429 amends Education Law §4410 to establish that all school districts are deemed approved evaluators of preschool students suspected of having a disability without the need to submit an application to SED.
* Chapter 32 of the Laws of 2018 amends Education Law §4402 to require the board of education or the board of trustees of each school district to establish a policy and adopt procedures to allow any student to participate in the graduation ceremony of the student's high school graduating class (cohort with which the student entered ninth grade) and all related activities if such student has been awarded a Skills and Achievement Commencement Credential or Career Development and Occupational Studies Commencement Credential but has not otherwise qualified for a Regents or local high school diploma.

**State Performance Plan Indicator 13 Secondary Transition Self-Review for Students with Disabilities**

The Indicator 13 Secondary Transition Self Review for Students with Disabilities includes a review of the content of the school district’s IEPs with respect to transition planning and services.  The review focuses on requirements in the areas of participation of the student in transition planning, post-secondary goals, present levels of performance and transition needs, annual goals, transition activities and statement of responsibilities of the school district and participating agencies.

* The SPP 13 School District Self-Review Monitoring Manual is available at <http://www.p12.nysed.gov/specialed/spp/indicators/13.htm>
* The education records to be reviewed must be selected from the **IEPs in effect** for all students with disabilities who are aged 15-21 **during the school year in which the district is designated to report** and for whom the district is responsible for CSE planning, including students provided special education services in district-operated programs, programs operated by a board of cooperative educational services (BOCES), and approved private programs.
* The results of this Self-Review for Students with Disabilities must be reported to NYSED by **August 31** of the school year in which the district is designated to report.

**The 2017-18 NYS Report Card II Release**

The 2017-18 NYS Report Card II Report available on NYS Report Card 2017-18 <https://data.nysed.gov/essa.php?year=2018&state=yes>, provides, at the State, District and School level, all accountability and staff data as required by the Every Student Succeeds Act (ESSA). If you have questions about data contained in the Student Information Repository System (SIRS) or data verification, please contact your Regional Information Center or the Office of Information and Reporting Services by phone at 518-474-7965 or by email at the help link on the bottom of our public data site at <https://data.nysed.gov/>.

**Additional Pathway Assessments Approved**

NYSED recently approved six additional pathway assessments in effort to encourage more rigorous and relevant programs for students through Multiple Pathways. These pathway assessments represent one of five assessments required for students to earn a Regents or local diploma.

* The New Department-Approved Pathway Assessments in Languages Other Than English available at <http://www.nysed.gov/curriculum-instruction/lote-approved-assessments>
* The New Department-Approved Pathway Assessments in Career Development and Occupational Studies Pathway available at [http://www.nysed.gov/common/nysed/files/ programs/curriculum-instruction/cdos-approved-assessments-2017.pdf](http://www.nysed.gov/common/nysed/files/%20programs/curriculum-instruction/cdos-approved-assessments-2017.pdf)
* Multiple Pathways information is available at <http://www.nysed.gov/curriculum-instruction/multiple-pathways>
* *Please contact the Office of Curriculum and Instruction at (518) 474-5922 or*[*emscgradreq@nysed.gov*](mailto:emscgradreq@nysed.gov) *with questions.*

**2019 Edition of the School Administrator's Manual for Regents Examinations**

The 2019 Edition of the School Administrator’s Manual for Regents Examinations available at <http://www.p12.nysed.gov/assessment/manuals/> provides general information on Regents Examinations as well as the specific requirements and procedures for requesting, administering, and rating these examinations.

* The Manual is intended for use by school administrators and counselors.
* *Please contact the Office of State Assessment, at 518-474-8220, or* [*emscassessinfo@nysed.gov*](mailto:emscassessinfo@nysed.gov) *with questions.*

**OSE Listserv**

* You can receive **notification** by electronic mail of the latest **memoranda and other technical assistance documents** available on the Special Education website.
* <http://www.p12.nysed.gov/specialed/publications/register.htm>

**NYS Education Department Office of Special Education**

**Special Education Quality Assurance**

**Central Regional Office**

**333 East Washington Street, Suite 210, Syracuse, New York 13202**

**(315) 428-4556 Office (315) 428-4555 Fax**

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