



THE STATE EDUCATION DEPARTMENT / THE UNIVERSITY OF THE STATE OF NEW YORK / ALBANY, NY 12234

TO: Higher Education Committee
FROM: Joseph P. Frey
SUBJECT: Proposed Repeal of Subpart 30-2 of the Rules of the Board of Regents, relating to Teacher Tenure
DATE: December 21, 2010
AUTHORIZATION(S):

SUMMARY

Issue for Decision

Should the Board of Regents repeal Subpart 30-2 of the Rules of the Board of Regents?

Reason(s) for Consideration

Compliance with state statutes.

Proposed Handling

The proposed repeal is being presented to the Higher Education Committee for approval and to the full Board for adoption at the January 2011 Regents meeting.

Procedural History

N/A

Background Information

The purpose of the proposed item is to repeal an expired Subpart of the Regents Rules.

Subpart 30-2 of the Regents Rules was adopted in June 2008 to implement Education Law §3012-b, as added by Chapter 57 of the Laws of 2007, relating to

teacher tenure determinations. The statute sunset on June 30, 2010. By its terms, Subpart 30-2 also sunset on that date. The proposed item would simply repeal the Subpart which has expired.

A Notice of Proposed Rule Making was published in the State Register on October 27, 2010. No public comment was received. Supporting materials are available upon request from the Secretary to the Board of Regents.

Recommendation

Staff recommend that the Regents take the following action:

VOTED: That Subpart 30-2 of the Rules of the Board of Regents be repealed, as submitted, effective February 2, 2011.

Timetable for Implementation

If adopted by the Board of Regents at its January meeting, the repeal will become effective on February 2, 2011.

Attachment

AMENDMENT TO THE RULES OF THE BOARD OF REGENTS

Pursuant to sections 207 and 3012-b of the Education Law.

Subpart 30-2 of the Rules of the Boards of Regents is repealed, effective
February 2, 2011.