



**Department of
Education**

Dennis M. Walcott, Chancellor

Public Comment Analysis

Date: June 25, 2012

Topic: Proposed Chancellor's Regulation D-160

Date of PEP Vote: June 26, 2012

Summary of Proposed Amendments to Chancellor's Regulation D-160

Chancellor's Regulation D-160, Process for the Nomination and Selection of Members of the Citywide Council on High Schools Including Filling Vacancies, sets forth the procedures of the NYC Department of Education ("DOE") for the nomination and selection of members of the Citywide Council on High Schools ("CCHS"). The proposed amendments to the regulation were posted for public comment on May 11, 2012. The following amendments have been proposed:

- Candidate eligibility requirements have been updated to provide that nominees must be parents of current high school students.
- Eligibility is determined as of the date that the parent submits an application to run for a position on the CCHS.
- A parent who is eligible to serve on the CCHS at the time of application, but who ceases to have a child attending a public high school during their term of office, shall no longer be eligible to serve as of the date that they cease to be the parent of a student attending a public high school.
- The conflicts of interest provision has been updated to reference Chancellor's Regulation D-125.
- Nominees are permitted to submit applications for more than one Citywide or Community Education Council.
- Nominees are required to list information on their application regarding each public high school where they currently have a child in attendance.
- The parent advisory vote has been eliminated from the selection process.

- The procedures for conducting the Nominees’ Forums have been updated to provide for enhanced involvement of the Borough Presidents’ Councils.
- If a nominee has children who attend public high schools in different boroughs, the nominee shall appear on the ballot for each borough where the nominee’s children attend high school.
- A nominee who represents schools in multiple boroughs may only be selected to represent one borough on the CCHS.
- If a runoff is necessary because one or more seats remain unfilled by operation of the restriction against selecting multiple candidates from the same school, then all nominees who have not been selected already and whose children do not attend a high school already represented on the CCHS will be eligible to be selected in the runoff.
- If multiple runoffs are necessary, the runoffs will be conducted at the same time but in separate segments, with nominees grouped pursuant to the requirements of this regulation.
- Individuals interested in serving as a Citywide Council on Special Education (“CCSE”) appointee to the CCHS must submit an application to the Division of Family and Community Engagement (FACE).
- Individuals interested in serving as a Citywide Council on English Language Learners (CCELL) appointee to the CCHS must submit an application to FACE.
- Nominees seeking to serve as a Public Advocate appointee to the CCHS must submit an application to the Public Advocate’s office.
- Individuals interested in filling vacancies on the CCHS must submit an application, which may be obtained from the CCHS or FACE.
- All references to the Office for Family Engagement and Advocacy (OFEA) have been changed to refer to the Division of Family and Community Engagement (FACE).

Summary of Issues Raised and Significant Alternatives Suggested

The DOE received comments from 1 commentator during the public comment period. The comment received is summarized as follows:

Advisory Vote: The advisory vote should not be eliminated from the selection process.

**Analysis of Issues Raised, Significant Alternatives Proposed
and Changes Made to the Proposed Regulation**

The DOE declined to incorporate the suggestion into the regulation. State law does not require or reference a parent advisory vote as a component of the CCHS selection process. In analyzing feedback received in the wake of the 2011 selection process, it was determined that the advisory vote results and participation rates failed to provide designated selectors with reliable and/or useful indicators of widespread parent voting preferences. Accordingly, the proposed regulation eliminates the advisory vote from the selection process.

Accordingly, the DOE will present the proposed regulation to the PEP.

A copy of the proposed regulation can be obtained at:

http://schools.nyc.gov/NR/ronlyres/01F22114-943E-4122-A766-C5A9E1FBDBFE/124926/D160_SummaryofChanges.pdf.