



**Revised Notice**  
February 15, 2012

**Dennis M. Walcott**  
*Chancellor*

## **AMENDMENTS TO REGULATION OF THE CHANCELLOR**

Number: A-101

Subject: ADMISSIONS, READMISSIONS, TRANSFERS, AND LIST NOTICES FOR ALL STUDENTS

### **I. Description of the subject and purpose of the proposed item under consideration.**

Chancellor's Regulation A-101 sets forth the policies concerning admission, discharge, and transfer of pupils in the New York City public school system. The prior version of the regulation, dated June 20, 2009, will be amended in the following respects: (1) procedures for placing students entering the New York City public school system from outside the United States are clarified; (2) sibling priority policy is clarified; (3) the admissions priority order for Universal Pre-Kindergarten programs is changed to award priority to zoned students above siblings of current students living outside the school's zone; (4) the process by which zoned schools can admit non-zoned students through the kindergarten admissions process is clarified; (5) the priority and rights of students diverted from their zoned school due to overcrowding are clarified; (6) priority for students not matched through the middle school choice process is clarified; (7) information about the obligation of zoned schools to serve zoned students and the potential impact on non-mandatory programs is provided; (8) admission and readmission rights for students articulating to high school are clarified; (9) rights of students with disabilities when there is a change in IEP or service recommendation are clarified; (10) contact information for inquiries is updated; and (11) titles and offices are updated to reflect current Department of Education structure.

Since the initial posting of the proposed amended regulation on December 22, 2011, the Department of Education has received several comments from the public concerning Kindergarten and Pre-Kindergarten admissions. In light of these comments, and upon further analysis of the language in the proposed amended regulation, the Department of Education is proposing the following substantial revisions to the regulation:

- The sibling priority order for admission to Universal Pre-Kindergarten Programs (Section II.B.2) will specify the sibling priority to be given to: (1) out-of-district students who reside in the borough and (2) out-of-district students who reside outside the borough. In the priority order, these two groups of students receive priority after students who are residents of the district and are zoned to a different school that has a Pre-Kindergarten program, and before in-district students with no zoned school or whose zoned school has no Pre-Kindergarten Program.

- The priority order for Admission to Kindergarten listed in Sections II.C.1 & II.C.2 of the Regulation do not apply to non-zoned districts.

## **II. Summary of public comments received following initial public notice.**

Comments received may be summarized as follows:

1. The Regulation should be amended to clarify that siblings of formerly-zoned students are treated the same as siblings of currently-zoned students for purposes of Kindergarten admissions.
2. The Regulation should provide for stricter requirements for proof of residency, as the existing requirements are too lenient and provide an opportunity for parents to falsify proofs, which can result in students gaining admission to a school they are not entitled to attend.
3. The admissions priorities for Kindergarten, set forth in Sections II.C.1 & II.C.2 of the Regulation, should not apply to non-zoned districts.

## **II. Information regarding where the full text of the proposed item may be obtained.**

The full text of the amendments to the regulation, and the regulation in its entirety, can be found on the main page of the PEP website:

[schools.nyc.gov/AboutUs/leadership/PEP/publicnotice/2011-2012/Mar12012PEPRegulations](http://schools.nyc.gov/AboutUs/leadership/PEP/publicnotice/2011-2012/Mar12012PEPRegulations)

## **III. The name, office, address, email and telephone number of the city district representative, knowledgeable on the item under consideration, from whom information may be obtained concerning the item.**

Name: Nicholas Farrell  
Office: Office of Student Enrollment  
Address: 52 Chambers Street, Room 414, New York, NY 10007  
Email: [RegulationA-101@schools.nyc.gov](mailto:RegulationA-101@schools.nyc.gov)  
Phone: (212)374-6674

## **IV. Date, time and place of the Panel for Educational Policy meeting at which the Panel will vote on the proposed item.**

March 1, 2012, at 6:00 p.m.  
Brooklyn Technical High School  
29 Fort Greene Place  
Brooklyn, NY 11217