



Revised Notice
March 2, 2010

Joel I. Klein
Chancellor

REGULATION OF THE CHANCELLOR

Number: D-150

Category: SPECIAL EDUCATION COUNCIL

Subject: PROCESS FOR THE SELECTION OF MEMBERS OF THE CITYWIDE COUNCIL ON SPECIAL EDUCATION AND THE CITYWIDE DISTRICT 75 COUNCIL

I. Description of the subject, purpose and substance of the proposed item under consideration and identification of all substantial revisions to the item.

Chancellor's Regulation D-150 updates and supersedes Chancellor's Regulation D-150 dated March 11, 2009. This regulation governs the eligibility requirements and the nomination and selection procedures for the Citywide Council on Special Education (CCSE) and the District 75 Council (D75 Council), and sets forth the powers and duties of the D75 Council.

Since the initial posting of the amendments to D-150 on December 11, 2009, the Department of Education has received several comments from the public expressing concern over the fact that the Citywide Council on Special Education would no longer be made up of only parents of District 75 students. In response to these comments, the DOE has decided to revise the proposed amended regulation. The proposed regulation now provides for two Special Education Councils: the CCSE and the D75 Council.

The D75 Council will consist of eleven voting members and one non-voting student member. Nine of the voting members must be parents of students receiving special education services in District 75 selected by the three PA/PTA officers mandated by Chancellor's Regulation A-660 from every District 75 school. The two remaining voting members are appointed by the Public Advocate. The selection of CCSE members will take place on the second Tuesday in May 2010, 2011, and every two years thereafter. Once the new CCSE members take office on July 1, 2010, the current CCSE members will automatically become members of the D75 Council. The selection of D75 Council members will take place on the second Tuesday in May 2011, and every two years thereafter, with terms commencing the July 1 following selection. The following revisions that have been made to the regulation apply to the D75 Council:

- Nine of the voting members must be parents of students receiving services in District 75 selected pursuant to the procedures set forth in the regulation, and the two remaining voting members are appointed by the NYC Public Advocate.
- The eligibility requirements for parent members of the CCSE set forth in the original proposed amended regulation also apply to the D75 Council; however, only parents of students receiving citywide special education services in a District 75 program are eligible to serve on the D75 Council and the non-voting student member must be a District 75 high school senior.

- With respect to the process for obtaining public input before the selection of the D75 Council, the DOE's Office of Family Engagement and Advocacy, in collaboration with the D75 Presidents' Council, will convene a nominees' forum in each borough. An online advisory vote will be open to all District 75 parents.
- The Chief Achievement Officer for Students with Disabilities and English Language Learners will select one District 75 high school senior to serve on the D75 Council.
- With respect to the process for filling vacancies: (1) when there is a vacancy in the position filled by the Public Advocate appointee, the Public Advocate shall appoint a member to serve the remainder of the unexpired term; and (2) in the case of a student vacancy, the Chief Achievement Officer for Students with Disabilities and English Language Learners shall appoint another eligible senior.
- The revised regulation sets forth the powers and duties of the D75 Council.

II. Summary of all public comments received following the initial public notice.

The public comments received are summarized as follows: (1) Current CCSE members should fulfill their elected terms; (2) any vacancies, other than Public Advocate appointee positions, should be filled by parents of students with IEPs from a community school district school before opening the vacancies up to parents of District 75 students; (3) a separate council should be created for District 75 parents; (4) the selectors of the CCSE should be the same selectors required in Chancellor's Regulation D-140; (5) each borough should hold a candidate forum; and (6) there should be 13 representatives on the council rather than 11, with two parents representing each borough.

III. Information regarding where the full text of the proposed item may be obtained.

The full text of the proposed item can be found on the main page of the PEP website:
<http://schools.nyc.gov/AboutUs/leadership/PEP/default.htm>

IV. 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 and to whom written or oral comments regarding the item under consideration can be submitted.

Name: Melissa Harris
 Office: Office for Family Engagement and Advocacy
 Address: 52 Chambers Street, New York, NY 10007
 Email: CCSEpolicy@schools.nyc.gov
 Phone: 212-374-6624

IV. Date, time and place of the PEP meeting at which the Board will vote on the proposed item under consideration.

March 23, 2010
 6:00pm
 Michael J. Petrides School
 715 Ocean Terrace, Staten Island