



**Date:** November 12, 2009

**Topic:** Proposed Chancellor's Regulation A-190

**Date of PEP Vote:** November 12, 2009

---

**Supplement to November 10, 2009 Assessment of  
Public Comments on Proposed Chancellor's Regulation A-190**

By memorandum dated November 10, 2009, the Department of Education (DOE) published an assessment of all oral and written comments submitted by members of the public on proposed Chancellor's Regulation A-190. Among those comments received was a suggestion that the definition of "impacted school" and "affected school" include not only the school identified for direct action in the proposal, but also any school(s) co-located in the same building as the school identified for direct action.

As stated in the November 10, 2009 assessment of comments, the DOE accepted the suggestion of expanding the definition of "affected school" and "impacted school" and incorporated this change into the amended proposed regulation, which was posted on October 28, 2009. The terms "impacted school" and "affected school" are now defined as "the individual instructional organization identified for direct action in the proposal and any school subject to a new co-location as a result of the proposed action. In the case of a proposal to expand the grade configuration of a school, the term shall also mean any schools co-located with the school being expanded." Upon further consideration of this comment, the DOE has made one additional change to the proposed regulation before presenting it to the Panel for Educational Policy for approval. For the purpose of consistency, the terms "affected parents" and "affected students" has been changed from "those students and parents of those students enrolled in the school that is the subject of the proposal for closure or significant change in school utilization at the time the proposal is made" to "those students and parents of those students enrolled in any impacted school at the time a proposal for a school closure or significant change in school utilization is made."

A copy of the proposed regulation as amended to include the above change can be obtained at <http://schools.nyc.gov/NR/rdonlyres/02182640-D03A-436A-A1CF-BDEF97FF81F4/70281/AmendedA1901028093.pdf>