

5325

2009-2010 Regular Sessions

I N A S S E M B L Y

February 12, 2009

Introduced by M. of A. MAISEL, LANCMAN, BRENNAN -- Multi-Sponsored by --
M. of A. ABBATE, COLTON, JACOBS, NOLAN -- read once and referred to
the Committee on Education

AN ACT to amend the education law, in relation to establishing community
district education council selection committees within New York city
community school districts to assist the New York city department of
education in selecting candidates to fill principal and other supervi-
sory service positions

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-
BLY, DO ENACT AS FOLLOWS:

1 Section 1. The education law is amended by adding a new section 2590-t
2 to read as follows:
3 S 2590-T. COMMUNITY DISTRICT EDUCATION COUNCIL COMMITTEES; ESTAB-
4 LISHED. 1. THERE IS HEREBY ESTABLISHED A COMMITTEE WITHIN EACH COMMUNITY
5 SCHOOL DISTRICT TO ASSIST THE NEW YORK CITY DEPARTMENT OF EDUCATION, IN
6 CONJUNCTION WITH THE COMMUNITY DISTRICT EDUCATION COUNCILS, IN APPOINT-
7 ING INDIVIDUALS TO SERVE COMMUNITY SUPERINTENDENT AND PUBLIC SCHOOL
8 PRINCIPAL POSITIONS WITHIN SUCH DISTRICT. EACH COMMITTEE SHALL BE NAMED
9 AND REFERRED TO AS THE COMMUNITY DISTRICT EDUCATION COUNCIL SELECTION
10 COMMITTEE.
11 2. THE COMMITTEE SHALL CONSIST OF NINE VOTING MEMBERS, ONE MEMBER TO
12 BE APPOINTED BY THE COUNCIL OF SUPERVISORS AND ADMINISTRATORS, ONE
13 MEMBER TO BE APPOINTED BY THE UNITED FEDERATION OF TEACHERS, THREE
14 MEMBERS, WHO ARE PARENTS OF CHILDREN ATTENDING SCHOOL WITHIN THE JURIS-
15 DICTION OF THE COMMUNITY DISTRICT, TO BE SELECTED BY THE PRESIDENTS AND
16 OFFICERS OF THE PARENTS' ASSOCIATION OR PARENT-TEACHERS' ASSOCIATION,
17 AND FOUR MEMBERS TO BE MEMBERS OF THE APPROPRIATE COMMUNITY DISTRICT
18 EDUCATION COUNCIL. EACH COMMITTEE SHALL BE RESPONSIBLE FOR SECURING
19 NAMES OF RESPECTIVE CANDIDATES FROM THE NEW YORK CITY DEPARTMENT OF
20 EDUCATION AND SCHEDULING AN INTERVIEW WITH EACH PROSPECTIVE CANDIDATE.
21 EACH COMMITTEE SHALL SELECT ONE OF ITS VOTING MEMBERS TO SERVE AS CHAIR.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets
[] is old law to be omitted.

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1 RULES FOR CONDUCTING THESE INTERVIEWS SHALL BE PROMULGATED BY THE
2 COMMITTEE.

3 3. FOLLOWING COMPLETION OF THE APPLICATION PROCESS, AS DESCRIBED IN
4 SUBDIVISIONS FIVE, SIX AND SEVEN OF THIS SECTION, THE COMMITTEE SHALL
5 SUBMIT WRITTEN EVALUATIONS OF EACH CANDIDATE AND ANY RECOMMENDATION FOR
6 THE SELECTION OF A CANDIDATE TO THE NEW YORK CITY DEPARTMENT OF EDUCA-
7 TION WITHIN FIVE BUSINESS DAYS FROM THE DATE OF THE LAST CANDIDATE'S
8 INTERVIEW. THE NEW YORK CITY DEPARTMENT OF EDUCATION SHALL CONSIDER ALL
9 EVALUATIONS AND RECOMMENDATIONS OF THE CANDIDATES MADE BY THE COMMITTEE
10 PRIOR TO SELECTING A CANDIDATE FOR THE POSITION.

11 4. THE NEW YORK CITY DEPARTMENT OF EDUCATION SHALL NOT EXTEND ANY
12 EMPLOYMENT OFFER TO ANY CANDIDATE PRIOR TO THE COMMITTEE'S SUBMISSION OF
13 EVALUATIONS AND RECOMMENDATIONS TO SUCH DEPARTMENT. ANY OFFER EXTENDED
14 WITHOUT PRIOR SUBMISSION OF SUCH EVALUATION SHALL CONSTITUTE A VIOLATION
15 OF THE PROVISIONS OF THIS SECTION.

16 5. THE COMMITTEE SHALL REVIEW ALL PRE-SELECTED APPLICATIONS FOR PUBLIC
17 SCHOOL PRINCIPAL OR SUPERINTENDENT POSITIONS WITHIN THEIR COMMUNITY
18 SCHOOL DISTRICT. THE COMMITTEE SHALL BE RESPONSIBLE FOR SETTING FORTH
19 PARTICULAR GUIDELINES AND CRITERIA FOR EVALUATING THE APPLICANTS. AFTER
20 REVIEWING EACH APPLICATION, THE COMMITTEE SHALL SUBMIT EVALUATIONS OF
21 EACH APPLICANT TO THE NEW YORK CITY DEPARTMENT OF EDUCATION. SUCH
22 DEPARTMENT SHALL REVIEW ALL EVALUATIONS SUBMITTED BY THE COMMITTEE AND
23 SHALL CONSIDER THE EVALUATIONS IN SELECTING THE FINAL APPLICANTS OR
24 CANDIDATES TO PROCEED TO THE INTERVIEWING STAGE OF THE APPLICATION PROC-
25 ESS.

26 6. AT ANY TIME DURING THE APPLICATION PERIOD FOR A PARTICULAR POSI-
27 TION, THE COMMITTEE MAY, IN GOOD FAITH, SUBMIT A WRITTEN REQUEST TO
28 REVIEW ALL APPLICATIONS SUBMITTED TO THE NEW YORK CITY DEPARTMENT OF
29 EDUCATION FOR SUCH POSITION. THE NEW YORK CITY DEPARTMENT OF EDUCATION
30 SHALL PERMIT THE COMMITTEE TO REVIEW THE APPLICATIONS. THE COMMITTEE
31 SHALL BE PERMITTED TO PRESENT TO SUCH DEPARTMENT ANY OTHER APPLICATIONS
32 DEEMED WORTHY OF CONSIDERATION.

33 7. DURING THE INTERVIEW STAGE OF THE APPLICATION PROCESS, THE NEW YORK
34 CITY DEPARTMENT OF EDUCATION SHALL PERMIT THE COMMITTEE TO INTERVIEW ALL
35 FINAL CANDIDATES FOR THE POSITION. THE NEW YORK CITY DEPARTMENT OF
36 EDUCATION SHALL ARRANGE A SECOND INTERVIEW WITH THE CANDIDATES TO AFFORD
37 THE COMMITTEE AN OPPORTUNITY TO INTERVIEW SUCH CANDIDATES. THE COMMIT-
38 TEE, BY A MAJORITY VOTE, SHALL MAKE AT LEAST FIVE RECOMMENDATIONS TO
39 SUCH DEPARTMENT, WHICH SHALL, IN TURN, MAKE A FINAL SELECTION OF A
40 CANDIDATE FOR THE POSITION FROM THE COMMITTEE'S LIST OF RECOMMENDATIONS.

41 S 2. This act shall take effect on the sixtieth day after it shall
42 have become a law. Effective immediately, the chancellor of the New York
43 city school district shall promulgate any rules, regulations or amend-
44 ments necessary for the implementation of this act.