

# STATE OF NEW YORK

5765

2023-2024 Regular Sessions

## IN SENATE

March 15, 2023

Introduced by Sen. PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Education

AN ACT to amend the education law, in relation to admission to the specialized high schools in the city of New York

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (b) of subdivision 1 of section 2590-h of the  
2 education law, as amended by chapter 345 of the laws of 2009, is amended  
3 to read as follows:

4 (b) all specialized [~~senior~~] high schools. The [~~special~~] specialized  
5 high schools shall include the [~~present~~] schools known as[+]

6 The Bronx High School of Science, Stuyvesant High School, Brooklyn  
7 Technical High School, Fiorello H. LaGuardia High School of Music [~~and~~  
8 ~~the Arts in the borough of Manhattan~~] & Art and Performing Arts, and  
9 such [~~further~~] additional schools [~~which the city board may designate~~]

10 as may be designated by the chancellor from time to time. The [~~special~~]  
11 specialized high schools shall be permitted to maintain a discovery  
12 program in accordance with the law in effect on the date preceding the  
13 effective date of this section; provided that the requirement that a  
14 student who is considered for the discovery program attend and pass a  
15 preparatory program administered by the specialized high school, demon-  
16 strating thereby his or her ability to successfully cope with the  
17 specialized high school program, shall refer to a program that can take  
18 place during the school year or the summer; admissions to the [~~special~~]  
19 specialized high schools shall be conducted in accordance with [~~the law~~  
20 ~~in effect on the date preceding the effective date of this~~]  
21 twenty-five hundred ninety-h-1 of this article;

22 § 2. Paragraph (b) of subdivision 1 of section 2590-h of the education  
23 law, as amended by chapter 720 of the laws of 1996, is amended to read  
24 as follows:

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

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1 (b) all specialized [~~senior~~] high schools. The [~~special~~] specialized  
2 high schools shall include the [~~present~~] schools known as[+]

3 The Bronx High School of Science, Stuyvesant High School, Brooklyn  
4 Technical High School, Fiorello H. LaGuardia High School of Music [~~and~~  
5 ~~the Arts in the borough of Manhattan~~] & Art and Performing Arts, and  
6 such [~~further~~] additional schools [~~which the city board may designate~~]  
7 as may be designated by the chancellor from time to time. The [~~special~~]  
8 specialized high schools shall be permitted to maintain a discovery  
9 program in accordance with the law in effect on the date preceding the  
10 effective date of this section; provided that the requirement that a  
11 student who is considered for the discovery program attend and pass a  
12 preparatory program administered by the specialized high school, demon-  
13 strating thereby his or her ability to successfully cope with the  
14 specialized high school program, shall refer to a program that can take  
15 place during the school year or the summer; admissions to the [~~special~~]  
16 specialized high schools shall be conducted in accordance with [~~the law~~  
17 ~~in effect on the date preceding the effective date of this~~]  
18 twenty-five hundred ninety-h-1 of this article;

19 § 3. The education law is amended by adding a new section 2590-h-1 to  
20 read as follows:

21 § 2590-h-1. Admissions to the specialized high schools. 1. Admissions  
22 to the specialized high schools shall be conducted in accordance with  
23 this section, provided that students may also be admitted to the  
24 specialized high schools for the two thousand twenty-four--two thousand  
25 twenty-five and the two thousand twenty-five--two thousand twenty-six  
26 school years pursuant to the discovery program as set forth in section  
27 twenty-five hundred ninety-h of this article.

28 2. For the admissions process conducted during the two thousand twen-  
29 ty-three--two thousand twenty-four school year to determine admissions  
30 to the specialized high schools for the two thousand twenty-four--two  
31 thousand twenty-five school year, students who meet the criteria set  
32 forth in this subdivision shall be offered admission to the specialized  
33 high schools in the following order:

34 (a) students attending public schools located in the city of New York  
35 who are in the top three percent of their eighth grade class, as calcu-  
36 lated based on multiple measures of student achievement pursuant to  
37 subdivision five of this section, and who achieve a composite score  
38 above or at the cut-off composite score for the school such students  
39 have committed themselves to attend, pursuant to subdivision five of  
40 this section, provided that such students shall also rank in the top  
41 quarter of public school students in the eighth grade citywide based on  
42 such multiple measures of student achievement, and provided further that  
43 openings shall be reserved for such students at each specialized high  
44 school as set forth in subdivision seven of this section;

45 (b) students in the city of New York who take a competitive, objective  
46 and scholastic achievement examination in the eighth grade and achieve a  
47 score above or at the cut-off score for the openings that remain in the  
48 school for which such students have taken the examination; and

49 (c) students in the city of New York who take a competitive, objective  
50 and scholastic examination in the ninth grade and achieve a score above  
51 or at the cut-off score for the openings that remain in the school for  
52 which such students have taken the examination.

53 3. For the admissions process conducted during the two thousand twen-  
54 ty-four--two thousand twenty-five school year to determine admissions to  
55 the specialized high schools for the two thousand twenty-five--two thou-  
56 sand twenty-six school year, students who meet the criteria set forth in

1 this subdivision shall be offered admission to the specialized high  
2 schools in the following order:

3 (a) students attending public schools located in the city of New York  
4 who are in the top five percent of their eighth grade class, as calcu-  
5 lated based on multiple measures of student achievement pursuant to  
6 subdivision five of this section, and who achieve a composite score  
7 above or at the cut-off composite score for the school such students  
8 have committed themselves to attend pursuant to subdivision five of this  
9 section, provided that such students shall also rank in the top quarter  
10 of public school students in the eighth grade citywide based on such  
11 multiple measures of student achievement, and provided further that  
12 openings shall be reserved for such students at each specialized high  
13 school as set forth in subdivision seven of this section;

14 (b) students in the city of New York who take a competitive, objective  
15 and scholastic achievement examination in the eighth grade and achieve a  
16 score above or at the cut-off score for the openings that remain in the  
17 school for which such students have taken the examination; and

18 (c) students in the city of New York who take a competitive, objective  
19 and scholastic examination in the ninth grade and achieve a score above  
20 or at the cut-off score for the openings that remain in the school for  
21 which such students have taken the examination.

22 4. For the admissions process conducted during the two thousand twen-  
23 ty-five--two thousand twenty-six school year and subsequent school years  
24 to determine admissions to the specialized high schools for the two  
25 thousand twenty-six--two thousand twenty-seven school year and subse-  
26 quent school years, students who meet the criteria set forth in this  
27 subdivision shall be offered admission to the specialized high schools  
28 in the following order:

29 (a) students attending public schools located in the city of New York  
30 who are in the top five to seven percent of their eighth grade class,  
31 such percentage to be determined to allow openings to remain for admis-  
32 sion pursuant to paragraph (b) of this subdivision and as calculated  
33 based on multiple measures of student achievement, determined as set  
34 forth in subdivision five of this section, and who achieve a composite  
35 score above or at the cut-off composite score for the school such  
36 students have committed themselves to attend, determined as set forth in  
37 subdivision five of this section, provided that such students shall also  
38 rank in the top quarter of public school students in the eighth grade  
39 citywide based on such multiple measures of student achievement, and  
40 provided further that openings shall be reserved for such students at  
41 each specialized high school as set forth in subdivision seven of this  
42 section; and

43 (b) students in the city of New York who have a minimum grade point  
44 average of 3.7, provided such students shall be admitted by a random  
45 selection process for the openings that remain in each school.

46 5. The chancellor shall determine the multiple measures of student  
47 achievement as referenced in this section, and the weight of each such  
48 measure, provided that such measures shall include academic course  
49 grades and standardized test scores. A description of such measures and  
50 the weight accorded to each shall be made publicly available, including  
51 on the website of the city school district. A student who is evaluated  
52 based on such measures for the purposes of this subdivision shall be  
53 assigned a composite score based on such weighted measures. Offers of  
54 admission to the specialized high schools pursuant to paragraphs (a) of  
55 subdivisions two through four of this section shall be determined by  
56 arranging the composite scores of all students who are assigned such

1 scores and who then commit themselves to attend a particular specialized  
2 high school in descending order from the highest score and counting down  
3 to the cut-off composite score, which shall be the composite score of  
4 the last student who receives an offer of admission to such school based  
5 on the number of openings available in such school pursuant to such  
6 paragraph.

7 6. Offers of admission to the specialized high schools pursuant to  
8 paragraphs (b) and (c) of subdivisions two and three of this section  
9 shall be determined by arranging the scores of all the candidates who  
10 took the competitive, objective and scholastic examination and who then  
11 commit themselves to attend a particular specialized high school in  
12 descending order from the highest score and counting down to the cut-off  
13 score, which shall be the score of the last candidate who receives an  
14 offer of admission to such school based on the number of openings avail-  
15 able in such school.

16 7. The number of openings reserved at each specialized high school for  
17 students who meet the criteria set forth in paragraphs (a) of subdivi-  
18 sions two through four of this section shall be determined by multiply-  
19 ing: (a) the total number of ninth grade available openings at such  
20 school; by (b) the number of students who meet the criteria set forth in  
21 paragraphs (a) of subdivisions two through four of this section divided  
22 by the aggregate number of ninth grade available openings in all the  
23 specialized high schools.

24 8. Notwithstanding any provision to the contrary, admission to the  
25 Fiorello H. LaGuardia High School of Music & Art and Performing Arts,  
26 and other schools of the arts that may be established pursuant to  
27 section twenty-five hundred ninety-h of this article, shall be deter-  
28 mined by a student's demonstrated abilities in music or the arts as well  
29 as such student's scholastic achievement.

30 § 4. This act shall take effect immediately; provided, however, that  
31 the amendments to paragraph (b) of subdivision 1 of section 2590-h of  
32 the education law made by section one of this act shall be subject to  
33 the expiration and reversion of such section pursuant to subdivision 12  
34 of section 17 of chapter 345 of the laws of 2009, as amended when upon  
35 such date the provisions of section two of this act shall take effect.