

# STATE OF NEW YORK

10827

## IN ASSEMBLY

April 1, 2026

Introduced by M. of A. BURROUGHS -- read once and referred to the  
Committee on Education

AN ACT to amend the education law, in relation to prohibiting charter  
schools from employing teachers who are uncertified or do not meet the  
same teaching certification requirements as public school teachers

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

1 Section 1. Paragraph (a-1) of subdivision 3 of section 2854 of the  
2 education law, as amended by section 1 of subpart A of part B of chapter  
3 20 of the laws of 2015, is amended to read as follows:

4 (a-1) The board of trustees of a charter school shall employ and  
5 contract with necessary teachers, administrators and other school  
6 personnel. Such teachers shall be certified in accordance with the  
7 requirements applicable to other public schools[~~, provided, however,~~  
8 ~~that a charter school may employ as teachers (i) uncertified teachers~~  
9 ~~with at least three years of elementary, middle or secondary classroom~~  
10 ~~teaching experience; (ii) tenured or tenure track college faculty; (iii)~~  
11 ~~individuals with two years of satisfactory experience through the Teach~~  
12 ~~for America program; and (iv) individuals who possess exceptional busi-~~  
13 ~~ness, professional, artistic, athletic, or military experience,~~  
14 ~~provided, however, that such teachers described in clauses (i), (ii),~~  
15 ~~(iii), and (iv) of this paragraph shall not in total comprise more than~~  
16 ~~the sum of: (A) thirty per centum of the teaching staff of a charter~~  
17 ~~school, or five teachers, whichever is less; plus (B) five teachers of~~  
18 ~~mathematics, science, computer science, technology, or career and tech-~~  
19 ~~nical education; plus (C) five additional teachers. A teacher certified~~  
20 ~~or otherwise approved by the commissioner shall not be included in the~~  
21 ~~numerical limits established by the preceding sentence].~~

22 § 2. This act shall take effect July 1, 2028. Effective immediately,  
23 the addition, amendment and/or repeal of any rule or regulation neces-  
24 sary for the implementation of this act on its effective date are  
25 authorized to be made and completed on or before such date.

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

LBD15247-02-6