



Regulation of the Chancellor

Number: **D-200**

Subject: **COMPOSITION AND SELECTION OF MEMBERS OF THE NEW YORK CITY BOARD OF EDUCATION**

Category: **PANEL FOR EDUCATIONAL POLICY**

Issued: **December 1, 2022**

SUMMARY OF CHANGES

This regulation supersedes Chancellor's Regulation D-200 dated December 19, 2019.

Changes:

- Updates provisions related to the composition of the Panel for Educational Policy ("Panel") to align with 2022 amendments to the New York Education Law (Sections I and II).
- Updates provisions related to the terms of office of Panel members to align with 2022 amendments to the New York Education Law (Section III).
- Sets forth a process for Community Education Council presidents to elect five Panel members for the Panel term commencing January 15, 2023 (Section IV.A).
- Sets forth a process for Community Education Council presidents to elect five Panel members for the Panel terms commencing July 1, 2023 and each July 1 thereafter (Section IV.B).
- Updates provisions related to the removal and filling of vacancies of Panel members elected by Community Education Council presidents, consistent with the 2022 amendments to the New York Education Law (Section IV.C & D).
- Updates contact information for inquiries pertaining to this regulation (Section VI).



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ABSTRACT

This regulation sets forth the composition of the New York City Board of Education (known as the Panel for Educational Policy or the Panel) and qualifications of its members, and establishes a process for the election and removal of the Panel members elected by presidents of the Community Education Councils. It also sets forth procedures for filling vacancies in such positions.

I. COMPOSITION OF PANEL

- A. Commencing January 15, 2023, the Panel shall consist of 23 voting members:
 - 1. One member appointed by each borough president;
 - 2. Five parent members, one from each borough of the city of New York, elected by the presidents of the Community Education Councils (CECs); and
 - 3. Thirteen members appointed by the Mayor.
- B. The Panel shall also include four non-voting members:
 - 1. The Chancellor, who serves in an ex-officio capacity;
 - 2. The Comptroller of the City of New York, who serves in an ex-officio capacity; and
 - 3. Two high school student advisory members, selected by the Chancellor's Student Advisory Council.

II. QUALIFICATIONS TO SERVE ON PANEL

- A. Each borough president's appointee must be a resident of the borough for which the appointing borough president was elected, and must be a parent of a child attending a public school within the city school district of the city of New York.
- B. Each parent member elected by the presidents of the CECs must be a resident of the borough they represent and must be a parent of a child attending a public school within the city school district of the city of New York.

- C. Mayoral appointees must be residents of the City of New York and four such appointees must be parents of children attending a public school within the city school district of the city of New York, provided that:
 - 1. at least one mayoral appointee must be the parent of a child with an individualized education program;
 - 2. at least one mayoral appointee must be the parent of a child who is in a bilingual or English as a second language program; and
 - 3. at least one appointee shall be the parent of a child who is attending a District 75 school or program.
- D. Except for the Chancellor and the Comptroller, no Panel member may be employed in any capacity by the city of New York or a subdivision thereof or the city board.
- E. No appointed or elected member of the Panel may be a member, officer or employee of any public corporation, authority, or commission where the mayor of New York City has a majority of the appointments.

III. TERMS OF OFFICE, REMOVAL AND VACANCIES

- A. The 23 voting members whose terms commence on January 15, 2023 shall serve a term that ends on June 30, 2023. Thereafter, the 23 voting members shall serve for a one-year term commencing July 1.
- B. All parent members on the Panel shall be eligible to continue to serve on the Panel for two years following the conclusion of their child’s attendance at a public school within the city district.
- C. Vacancies of appointed members on the Panel shall be filled by the appropriate appointing authority within 90 days of vacancy. The process for removing and for filling vacancies for parent members elected by the CECs is set forth in Section IV below.

IV. PROCESS FOR SELECTING, REMOVING, AND FILLING VACANCIES OF PANEL MEMBER ELECTED BY PRESIDENTS OF COMMUNITY EDUCATION COUNCILS

- A. Election of parent members by the CEC presidents for the Panel term beginning January 15, 2023
 - 1. In December 2022, the presidents of the 32 CECs shall elect five Panel members, one from each New York City borough, to take office on January 15, 2023.
 - 2. In the boroughs of Brooklyn, Bronx, Manhattan and Queens, CEC presidents shall select two CEC presidents to serve on a nominating committee. In the borough of Staten Island, which has only one CEC, the CEC president and one additional CEC officer shall serve on the nominating committee. Such nominating committee shall be formed by October 28, 2022.

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3. To apply to be a candidate, parents must submit an application to the Office of Family and Community Engagement (FACE). FACE will review applicants for eligibility and forward all eligible applications to the nominating committee. The application period will remain open until November 15, 2022.
 4. The nominating committee will review applications and may conduct interviews of applicants.
 5. By December 6, 2022, the nominating committee will select finalists from each borough for consideration by the CEC presidents in that borough.
 6. No later than December 20, 2022, the CEC presidents in each borough may cast votes to elect a Panel member from their borough. The winner of the election must receive at least 50 percent of the votes cast. In the event this does not occur, a runoff election will be held.
 7. FACE shall issue procedures to implement the nomination and election process.
- B. Election of parent members by the CEC presidents for the Panel term that begins on July 1, 2023 and each July 1 thereafter
1. Beginning in June 2023, and every June thereafter, the presidents of the 32 CECs shall elect five Panel members, one from each New York City borough, to take office on July 1.
 2. In the boroughs of Brooklyn, Bronx, Manhattan and Queens, CEC presidents shall select two CEC presidents to serve on a nominating committee. In the borough of Staten Island, which has only one CEC, the CEC president and one additional CEC officer shall serve on the nominating committee. Such nominating committee shall be formed by March 31 preceding the election.
 3. To apply to be a candidate, parents must submit an application to FACE. FACE will review applicants for eligibility and forward all eligible applications to the nominating committee. The application period shall remain open until at least April 15.
 4. The nominating committee will review applications and may conduct interviews of applicants.
 5. By May 15, the nominating committee shall select finalists from each borough for consideration by the CEC presidents in that borough.
 6. During the last week of May, the CEC presidents in each borough may cast votes to elect a Panel member from their borough. The winner of the election must receive at least 50 percent of the votes cast. In the event this does not occur, a runoff election will be held.

7. FACE shall issue procedures to implement the nomination and election process.

C. Removal of member by CEC presidents

The CEC presidents in each borough may remove their elected Panel member if two-thirds of that borough's CEC presidents determine that removal is appropriate. In Staten Island, the CEC president and two additional CEC officers must determine that removal of their elected Panel member is appropriate. In case of removal, the CEC presidents shall provide written notice to the public explaining the reasons for removal at least ten days in advance of the removal.

D. Filling vacancies by CEC presidents

1. Vacancies must be filled by the CEC presidents within 60 days of the vacancy.
2. Parents may self-nominate to fill a vacancy. Nominations must be submitted to FACE within 30 days of the vacancy. FACE will review applicants for eligibility and forward all eligible applications to the CEC presidents in the relevant borough, who will vote to select the candidate to fill the vacancy. The winner will be the candidate who receives the most votes. If there is a tie, a runoff election will be held.
3. FACE shall issue procedures to implement the process for filling CEC elected parent member vacancies.

V. REIMBURSEMENT

Panel members may not have staff, offices or vehicles assigned to them or receive compensation for their services. However, they shall be reimbursed for the actual and necessary expenses they incur in the performance of their duties.

VI. INQUIRIES

Inquiries pertaining to this regulation should be addressed to:

Office of Family and Community Engagement

52 Chambers Street

Room 503

New York, NY 10007

Telephone: 212-374-4118

FACE@schools.nyc.gov