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 19, 2019

ABSTRACT

This is a new regulation. It 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 member selected by presidents of community education councils. It also sets forth procedures for filling vacancies in such position.

I. COMPOSITION OF PANEL
   A. Commencing July 1, 2020, the Panel shall consist of 15 voting members:
      1. One member appointed by each borough president;
      2. One parent member elected by the presidents of the community education councils; and
      3. Nine members appointed by the Mayor.
   B. The Panel shall also include three non-voting members:
      1. The Chancellor, who serves in an ex-officio capacity; and
      2. Two high school student advisory members, selected by the Chancellor’s High School 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. The parent member elected by the presidents of the community education councils 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 two such appointees must be parents of children attending a public school within the city school district of the city of New York.

D. Except for the Chancellor, 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 five members appointed by the borough presidents and the nine members appointed by the mayor shall serve terms coterminous with the terms of their appointing authorities, however such appointing authorities may remove their appointed members at their pleasure. In the case of removal, the appointing authority shall provide written notice to the public explaining the reasons for removal at least ten days in advance of the removal.

B. Parent members elected by the community education councils shall serve a term of two years. The first member elected by the community education council presidents shall take office on July 1, 2020, and shall serve a term that ends on June 30, 2022. Thereafter, the member elected by the community education council presidents shall serve a two-year term, commencing on July 1.

C. 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.

D. 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 community education councils 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 member by CEC presidents

1. Beginning in May 2020, and every two years thereafter, the presidents of the 32 community education councils shall elect a Panel member 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 online application to the nominating committee. The application period will remain open until April 30.

4. The nominating committee will review applications and may conduct interviews of applicants.

5. By May 15, the nominating committee will select at least three finalists for consideration by CEC presidents.

6. During the last week of May, all CEC presidents may cast votes to select a candidate. 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. Removal of member by CEC presidents

CEC presidents may remove their elected Panel member if two-thirds of CEC presidents determine that removal 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.

C. Filling vacancies by CEC presidents

1. Vacancies must be filled by the CEC presidents within 90 days of the vacancy.

2. Parents may self-nominate to fill a vacancy. Nominations must be submitted within 45 days of the vacancy. CEC presidents 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.
I. INQUIRIES
Inquiries pertaining to this regulation should be addressed to:

Office of Family and Community Empowerment
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Room 108
New York, NY 10007
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