Introduction

The position statements that guide the New York State School Boards Association (NYSSBA) are outlined in the document that follows. These statements are introduced by member boards of education or NYSSBA’s Board of Directors. Each fall during the Association’s Annual Business Meeting, the voting delegates adopt official positions, which lay the foundation for the Association’s advocacy agenda and priorities.

Once adopted, each position remains a formal position for five years unless it is rescinded or the action the position calls for is accomplished.

(Please note: the table of contents reflects the year the Position Statement was adopted).

The position statements direct the Association to advocate either for or against a wide variety of legislative and regulatory issues at both the state and federal level. In addition, some of the position statements are statements of principle or belief and therefore do not call for specific action.
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I. SCHOOL GOVERNANCE AND AUTHORITY

1. NYSSBA urges passage of legislation to support the sharing of programs and services between BOCES and local school districts with public colleges and municipalities when it makes financial and programmatic sense. (2015)

2. NYSSBA seeks and promotes legislation to reform current legal notice publication requirements. (2015)

3. NYSSBA supports legislation that officially grants all public schools the same exemptions from New York State Education law and/or regulation which have been granted to any charter or public school. (2015)

4. NYSSBA supports legislation permitting boards of education to sponsor a referendum which would create voting wards to foster community wide representation. (2015)

5. NYSSBA opposes raising the charter school cap. (2015)

6. NYSSBA supports policies to require charter schools to enroll and retain English language learners and students with disabilities at a comparable rate to neighboring schools. (2015)

7. NYSSBA opposes the expansion of mayoral control of school districts outside New York City. (2015)

8. NYSSBA opposes legislation expanding New York State’s charter school laws. (2017)

9. NYSSBA supports the creation of regional high schools when locally determined to be educationally or fiscally appropriate by the local boards of education. (2017)

10. NYSSBA supports legislation to change the date that union free and central school districts are required to hold a special election to elect additional board members upon the adoption of a proposition to increase the number of board members from the existing 30 to 60 day period after the annual meeting at which the proposition was adopted to the next annual meeting. (2017)

11. NYSSBA supports legislation that would establish a 10 day period for the filing and review of any objections to small city school district nominating petitions before the ballot is finalized. (2017)

12. NYSSBA supports legislation that would provide finalizing the ballot for positions on the small city school district board on the day after a 10 day period for filing and reviewing of any objections to nominating petitions. (2017)

13. NYSSBA supports legislation that would require the submission of nominating petitions for small city school districts 30 days prior to the election. (2017)
14. NYSSBA supports legislation that would **align legal requirements** imposed upon small city school districts with those of central, union free and common school districts. (2017)

15. NYSSBA supports legislative changes to align the requirements for **school district absentee ballot** applications with the requirements of the **State Board of Elections**. (2017)

16. NYSSBA will work with SED, the NYS Legislature and the Governor to protect student privacy by allowing districts to use **locally generated ID numbers** for students to be used in all NYSED data collection instead of easily identifiable data such as names. (2017)

17. NYSSBA opposes any legislative and regulatory **mandates** that would impose **new unfunded or underfunded mandates**. (2018)

18. NYSSBA supports proposals to allow boards of education to determine if their **buildings** will be used as **polling places for all elections**. (2019)

19. NYSSBA supports legislation authorizing municipalities to **install speed zone cameras** in school zones. (2019)

20. NYSSBA supports requiring **notification** to districts by the courts of **restraining orders prohibiting** contact with or between students enrolled in the district and the parents, or those in parental relation to the students. (2019)

21. NYSSBA supports legislation that will expand the definition of **Child Safety Zones** in the Education Law of New York State by adding criteria that pertains to neighborhoods with high crime rates or with deteriorating vacant buildings that create safety hazards. (2019)

22. NYSSBA supports reducing the flexibility provided to **charter schools for hiring teachers** without a valid New York State teaching certificate. (2019)

**II. STATE AND FEDERAL AID**

1. NYSSBA supports legislation providing additional state aid inclusive of special grants for all school districts to **increase the length of either their school day or school year** or restructure their school instructional year to create year-round instruction. (2015)

2. NYSSBA shall advocate for an amendment to the New York State Constitution that prohibits the governor from including **non-fiscal measures** in the **appropriations bills** submitted with the Executive Budget or otherwise tying non-fiscal measures to budget appropriations. (2015)

3. NYSSBA supports funding to expand New York State and industry approved and certified **career and technical education programs**. (2015, 2017)
4. NYSSBA supports incorporating pre-kindergarten into the operational school aid formula(s) used for K-12 education. (2015)

5. NYSSBA supports making pre-kindergarten transportation for children four years old and older aidable to the same extent as K-12 transportation. (2015)

6. NYSSBA opposes legislation that would provide tuition tax credits or educational vouchers that benefit private or parochial schools. (2016)

7. NYSSBA supports state legislation that would modify the reimbursement formula for school lunches. (2016)

8. NYSSBA supports changes that ensure that Special Act School Districts are treated equitably with all other public school districts, including a tuition rate that reflects public expenses. (2016)

9. NYSSBA supports legislation that ensures aid provided to districts is not correlated to the percentage of students taking state or federally required tests, recognizing parents will make decisions in the best interest of their individual children, independent of districts’ overall requirements. (2016)

10. NYSSBA will support legislation that will fully restore funding withheld during the 2010-2016 Gap Elimination Adjustments (GEA). (2016, 2016)

11. NYSSBA calls upon the state Legislature and the Governor to reform New York State education funding in accordance with the following tenets to ensure adequate resources to public schools in the State of New York by providing for:
   a. Adequacy that provides sufficient resources to assure the opportunity for a sound basic education for all students; and
   b. Equity to distribute a foundation level of state aid for every student that is based on the actual cost of providing a sound basic education that fairly compensates for differences in community costs, needs and resources while precluding municipalities from using state aid to replace local education resources; and
   c. Flexibility to increase the percentage of operating aid so that boards of education retain the discretion to determine what educational programs best address local needs while local communities should not be restrained from determining the level of funding they will expend to support educational programs; and
   d. Predictability based on timely passage of the state budget and stable funding distributed through a consistent, uniformly applied formula that would not require annual manipulation by the Legislature and that would facilitate long-term planning by school districts; and
   e. Clarity by establishing a funding formula that is easily explained and understood. (2016)
12. NYSSBA supports fully funding the Foundation Aid Formula. (2017)

13. NYSSBA supports increased and timely state funding for provision of appropriate mandated instruction for English as a New Language (ENL) students, including unaccompanied minors. (2017)

14. NYSSBA supports legislation at the state level to hold school districts financially harmless whenever they experience the unanticipated, significant loss of revenue due to tax certiorari cases or the unexpected loss of a significant portion of the value of their taxable property. (2018)

15. NYSSBA supports legislative proposals that would allow districts to adopt an earlier start to the instructional year with those dates being eligible for state aid and also allow for extending the school year beyond the last Regents exams. (2018)

16. NYSSBA supports preserving Medicaid funding to school districts, while also seeking to streamline associated reporting requirements and provide reimbursement for all required administrative costs. (2018)

17. NYSSBA supports additional state and federal funding which would be dedicated for school safety programs, staff and equipment and include prevention programs directed toward social emotional development and mental health programs. (2018)

18. NYSSBA supports proposals establishing additional dedicated funding for student health and mental health services. (2018)

19. NYSSBA opposes shifting financial responsibility for pre-school special education from counties to school districts. (2018)

20. NYSSBA supports legislation that would require the Smart Schools Review Board (“SSRB”) to meet monthly and promptly acknowledge, review and act on all school district submissions. (2018)

21. NYSSBA supports proposals to require the state to fund all state-mandated school meal programs and practices. (2019)

22. NYSSBA supports federal and state legislative and regulatory action in addressing the educational and fiscal needs attendant to the increase of unaccompanied minors into New York State. (2019)
III. CURRICULUM, INSTRUCTION AND ASSESSMENT

1. NYSSBA shall advocate for an overhaul of the current, inadequate testing system to more accurately measure achievement in skills, knowledge and abilities, and it shall do this by:
   a. Working collaboratively with the New York State Board of Regents and the New York State Education Department, superintendents, administrators and teachers to create tests that are developmentally appropriate, of reasonable length and frequency, and which avoid the unintended consequences of narrowing the curriculum, teaching to the test, reducing love of learning and undermining school climate;
   b. Insisting that educators throughout the State be included in all aspects of the creation of standardized tests; and
   c. Demanding that district personnel be permitted to examine test results, answer keys, and their students’ responses so that educators can better assess what each child is learning in relation to what is being taught and so that such tests can truly inform instruction. (2015)

2. NYSSBA actively supports legislation which would require the design and validation of an APPR process that truly informs instruction and thereby promotes student learning. (2015)

3. NYSSBA supports programs and policies to expand access to Advanced Placement, International Baccalaureate or other enrichment programs through BOCES and online delivery. (2015)

4. NYSSBA supports state proposals affecting public education that:
   • Provide access to programs that prepare students to be college-and-career-ready;
   • Achieve equity and adequacy in funding;
   • Promote efficiency and cost-effectiveness;
   • Advance high expectations for all students;
   • Embrace innovative approaches and assessments;
   • Foster community engagement and regional cooperation. (2016)

5. NYSSBA supports the appropriate use of technology to enhance academic programs. (2016)

6. NYSSBA calls upon the New York State Education Department to revise the current pathways toward achieving a high school diploma for New York students including the reinstatement of the Local High School Diploma, the use of performance-based assessments and multiple pathways to graduation, the modification of requirements for students completing a BOCES, career, or technical education program and the reinstatement of the Regents Competency Tests. (2016)
7. NYSSBA supports proposals that would expand after-school programs. (2017)
8. NYSSBA supports proposals that would make kindergarten attendance mandatory. (2018)
9. NYSSBA opposes legislative curriculum mandates. (2019)

IV. SPECIAL EDUCATION
1. NYSSBA shall seek legislation that assigns responsibility for the payment of tuition and fees associated with students attending the state schools for the blind and deaf to the State of New York. (2015)
2. NYSSBA supports proposals that would allow students with disabilities to be tested at their developmental age. (2016)
3. NYSSBA supports testing accommodations for students with disabilities. (2017)
4. NYSSBA shall create a task force to study current requirements, costs, trends and other aspects of the special education system and make recommendations for the future of special education delivery. (2019)
5. NYSSBA urges the Commissioner of Education to increase the maximum age of participation in inclusionary sports for alternatively assessed students. (2019)

V. LOCAL MANAGEMENT AND BUDGET
1. NYSSBA shall advocate changes in the Affordable Care Act to modify conditions under which penalties may be imposed on employers for health insurance premiums that exceed a benchmark established by the law. (2015)
2. NYSSBA supports legislation to require new laws and regulations to take effect no earlier than July 1st of the following calendar year, and at least 90 days from the date that the New York State Education Department has fulfilled its own requirements, such as written guidance to school districts, before school districts must implement new educational laws and/or regulations. (2015)
3. NYSSBA supports the state assuming responsibility for subsidizing the veterans’ tax exemption. (2015)
4. NYSSBA supports legislation enabling school districts and BOCES to create dedicated reserve funds to help offset the costs of all employee pensions (including teachers), and other post-employment benefits (OPEB) obligations. (2016)
7. NYSSBA supports legislation to ensure that no school district can have a negative property tax cap. (2017)
8. NYSSBA supports legislation that would set the allowable growth factor of the real property tax cap at a minimum of 2 percent. (2017)
9. NYSSBA opposes the property tax cap and calls for its repeal. (2017)
10. NYSSBA supports raising the allowable undesignated fund balance for school districts. (2017)
11. NYSSBA supports legislation that allows the date of the annual reorganizational meeting to be on or before the Monday following the 20th of July. (2018)
12. NYSSBA supports legislation to exempt expenditures related to school safety from the tax cap. (2018)
13. NYSSBA supports legislation that would substantially increase the earning limitations for retired police and other law enforcement officers who are serving as school resource or safety officers. (2018)
14. NYSSBA supports the full restoration of state and local tax (SALT) deductibility. (2019)
15. NYSSBA supports legislation to eliminate the limit on BOCES District Superintendent compensation. (2019)

VI. EMPLOYEE RELATIONS

1. NYSSBA supports efforts to have the state require all teacher preparation programs demonstrate the quality of the preparation of the teachers they produce as graduates. (2017)
2. NYSSBA supports a rigorous process for granting teacher certification. (2017)
3. NYSSBA supports reforming the system of educator discipline to cap the length of time educators awaiting 3020-a-proceedings are paid. (2017)
4. NYSSBA supports legislation to amend the Triborough Amendment of the Taylor Law to eliminate the obligation of school districts to pay “step” increments after the expiration of collective bargaining agreements. (2017)
5. NYSSBA supports reforming the system of educator discipline to authorize school districts to terminate tenured teachers without a 3020-a hearing if:
   • They have been convicted of child abuse in an education setting, or
   • Their teaching certificate has been revoked by the State Education Department, or
   • They have failed to obtain permanent certification in the requisite time period. (2017)
6. NYSSBA opposes any legislative or regulatory effort to grant tenure status to non-instructional school employees. (2018)

7. NYSSBA shall seek legislation to streamline the tenured teacher hearing process set forth in Education Law §3020-a in a way that preserves due process while addressing spiraling costs and the extraordinary length of time to conduct hearings. (2018)

8. NYSSBA supports legislation that would require the independent hearing officer in a 3020-a hearing to accept the penalty sought by the district if there is a finding of guilt. (2019)

9. NYSSBA opposes lowering the age of eligibility for a commercial driver license, required to be a school bus driver, from 21 to 18. (2019)

VII. NYSSBA LEADERSHIP RESPONSIBILITIES

1. NYSSBA supports appropriate changes to state law, regulations and state policies that encourage and incentivize New York State school districts to address the health issue of sleep deprivation in teenagers by implementing later school start times that are developmentally-appropriate for middle school and high school students. (2017)

2. NYSSBA supports all efforts to improve school safety by limiting or reducing unauthorized access to guns in schools. (2018)

3. NYSSBA supports an amendment to Penal Law Article 240 entitled Falsely Reporting an Incident to criminalize falsely threatening use of a gun or making threats of mass violence on public school property. (2018)

4. NYSSBA shall take a leadership role in raising awareness and understanding of the importance of all school districts’ leaders in understanding and taking action to address disproportionality in the education workforce and in student outcomes as it relates to diverse backgrounds. In carrying out this mission, NYSSBA shall:
   • Develop training focused on cultural competency and diligently promote, encourage and facilitate access to all school boards;
   • Encourage school boards to invite discussions with students, parents, staff and the board to develop district action plans that address staffing, student outcomes and the school climate in a manner that improves cultural competency, diversity and inclusivity; and
   • Take an active role in collaborating with other groups, including but not limited to the New York State Board of Regents, NYSCOSS, SAANYS, NYSUT and other members of the Educational Conference Board to encourage them to jointly promote such training and conversations about their members and constituencies. (2018)
5. NYSSBA shall take a leadership role in encouraging school boards to develop successful strategies for integrating respect for differences into the educational experience. In carrying out this mission, NYSSBA shall encourage school boards to:

a. Ensure that the importance of acceptance of others who are unique and different because of racial, ethnic, gender, sexual orientation, gender identity, disability status or religious differences is part of the curriculum.

b. Invite discussion among students, parents, staff and the community about how hatred and bigotry based on race, ethnicity, gender, sexual orientation gender identity, disability status and religion endanger the pluralistic and diversity principles for which this nation stands.

c. Involve students, parents, staff and the community in developing and supporting educational practices which invite understanding and acceptance of others’ differences and which aim to eradicate hatred and bigotry. (2019)

6. NYSSBA shall support legislative action in the regulation of vapor products including consumption, manufacturing, distribution and advertisement. (2019)

7. NYSSBA supports legislation that would increase the penalties against any business that sells vaping products to any person who is underage or against an adult purchasing vaping products for any person who is underage. (2019)

8. NYSSBA shall produce, and widely recommend the adoption of a sample board policy stating that members who have been newly elected to serve as officers will participate in at least one accredited officer training. (2019)

9. NYSSBA shall produce, and widely recommend the adoption of a sample board policy state that all Board of Education members will, each year, participate in at least one new training which has been approved by that Board. (2019)

10. NYSSBA shall recommend appropriate parameters for social media and electronic communications between students and school district employees. (2019)

11. NYSSBA shall advocate for action that recommends school districts to provide a professional development program related to the ethical practices and protocols employees should follow when using social media and electronic communications. (2019)
NYSSBA’s Governmental Relations team is the voice for its nearly 670 member school boards.

Our full time staff actively represents our members before State and Federal policy makers.

Our staff works tirelessly to advance legislative and regulatory changes that position our state’s educational system to best serve our students.

Contact NYSSBA’s Governmental Relations team at 800.342.3360 or 518.783.0200.