

S.

-----  
Senate  
-----

# PROGRAM BILL # 48

IN SENATE--Introduced by Sen

--read twice and ordered printed,  
and when printed to be committed  
to the Committee on

----- A.  
Assembly  
-----

IN ASSEMBLY--Introduced by M. of A.

with M. of A. as co-sponsors

--read once and referred to the  
Committee on

**\*EDUCLA\***

(Provides for the public disclosure  
of the final quality ratings and  
composite effectiveness scores of  
teachers and building principals)

Ed L. discls: teachr, prncpl. scr

AN ACT

to amend the education law, in  
relation to requiring public disclo-  
sure of the results of annual  
professional performance reviews of  
teachers and principals

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

Senate introducer's signature

The senators whose names are circled below wish to join me in the sponsorship  
of this proposal

s20 Adams	s44 Farley	s58 Kennedy	s54 Nozzolio	s28 Serrano
s15 Addabbo	s02 Planagan	s34 Klein	s53 O'Mara	s51 Seward
s55 Alesi	s08 Puschillo	s26 Krueger	s37 Oppenheimer	s09 Skelos
s11 Avella	s59 Gallivan	s24 Lanza	s21 Parker	s14 Smith
s40 Ball	s12 Gianaris	s39 Larkin	s13 Peralta	s25 Squadron
s42 Bonacic	s22 Golden	s01 LaValle	s30 Perkins	s16 Stavisky
s46 Breslin	s47 Griffo	s52 Libous	s61 Ranzenhofer	s35 Stewart- Cousins
s38 Carlucci	s60 Grisanti	s45 Little	s48 Ritchie	s27 Storobin
s50 DeFrancisco	s06 Hannon	s05 Marcellino	s33 Rivera	s49 Valesky
s32 Diaz	s36 Hassell-	s07 Martins	s56 Robach	s57 Young
s17 Dilan	Thompson	s62 Maziarz	s41 Saland	s03 Zeldin
s29 Duane	s10 Huntley	s43 McDonald	s19 Sampson	
s31 Espallat	s04 Johnson	s18 Montgomery	s23 Savino	

IN ASSEMBLY

Assembly introducer's signature

The Members of the Assembly whose names are circled below wish to join me in the  
multi-sponsorship of this proposal:

a049 Abbate	a085 Crespo	a042 Jacobs	a121 Miller, D.	a067 Rosenthal
a092 Abinanti	a107 Crouch	a095 Jaffee	a102 Miller, J.	a118 Russell
a105 Amedore	a014 Curran	a057 Jeffries	a038 Miller, M.	a144 Ryan
a084 Arroyo	a063 Cusick	a135 Johns	a052 Millman	a012 Saladino
a035 Aubry	a045 Cymbrowitz	a112 Jordan	a015 Montesano	a113 Sayward
a124 Barclay	a034 DenDekker	a099 Katz	a132 Morelle	a029 Scarborough
a103 Barrett	a081 Dinowitz	a074 Kavanagh	a039 Moya	a016 Schimel
a040 Barron	a114 Duprey	a145 Kearns	a003 Murray	a140 Schimminger
a082 Benedetto	a004 Englebright	a065 Kellner	a037 Nolan	a064 Silver
a122 Blankenbush	a054 Espinal	a129 Kolb	a128 Oaks	a027 Simanowitz
a055 Boyland	a071 Farrell	a025 Lancman	a069 O'Donnell	a036 Simotas
a008 Boyle	a123 Finch	a091 Latimer	a051 Ortiz	a100 Skartados
a026 Braunstein	a007 Fitzpatrick	a013 Lavine	a136 Palmesano	a146 Smardz
a044 Brennan	a137 Friend	a050 Lentol	a088 Paulin	a079 Stevenson
a116 Brindisi	a143 Gabryszak	a125 Lifton	a141 Peoples-	a011 Sweeney
a131 Bronson	a090 Galef	a072 Linares	Stokes	a110 Tedisco
a046 Brook-Krasny	a133 Gantt	a127 Lopez, P.	a058 Perry	a115 Tenney
a147 Burling	a077 Gibson	a053 Lopez, V.	a087 Pretlow	a002 Thiele
a117 Butler	a149 Giglio	a001 Losquadro	a073 Quart	a061 Titone
a101 Cahill	a066 Glick	a126 Lupardo	a021 Ra	a031 Titus
a096 Calhoun	a023 Goldfeder	a111 Magee	a097 Rabbitt	a062 Tobacco
a043 Camara	a150 Goodell	a120 Magnarelli	a009 Raia	a148 Walter
a106 Canestrari	a075 Gottfried	a059 Maisel	a006 Ramos	a041 Weinstein
a089 Castelli	a005 Graf	a060 Malliotakis	a134 Reilich	a020 Weisenberg
a086 Castro	a098 Gunther	a030 Markey	a109 Reilly	a024 Weprin
a138 Ceretto	a130 Hanna	a093 Mayer	a178 Rivera, J.	a070 Wright
a033 Clark	a139 Hawley	a019 McDonough	a080 Rivera, N.	a094 Zebrowski
a047 Colton	a083 Heastie	a104 McEneny	a076 Rivera, P.	
a010 Conte	a028 Hevesi	a017 McKevitt	a119 Roberts	
a032 Cook	a048 Hikind	a108 McLaughlin	a056 Robinson	
a142 Corwin	a018 Hooper	a022 Meng	a068 Rodriguez	

1) Single House Bill (introduced and printed separately in either or both  
houses). Uni-Bill (introduced simultaneously in both houses and printed as one  
bill. Senate and Assembly introducer sign the same copy of the bill).

2) Circle names of co-sponsors and return to introduction clerk with 2 signed  
copies of bill and 4 copies of memorandum in support (single house); or 4 signed  
copies of bill and 8 copies of memorandum in support (uni-bill).

1 Section 1. Section 3012-c of the education law is amended by adding a  
2 new subdivision 10 to read as follows:

3 10. Each school district and board of cooperative educational services  
4 shall fully disclose and release to the public and the department the  
5 final quality ratings and composite effectiveness scores from the annual  
6 professional performance reviews of its teachers and principals as  
7 provided in this subdivision.

8 a. The commissioner shall fully disclose professional performance  
9 review data for teachers and principals in each school district and  
10 board of cooperative educational services on the department website and  
11 in any other manner to make such data widely available to the public.  
12 Such data shall be suitable for research, analysis and comparison of  
13 professional performance review data for teachers and principals. Such  
14 public disclosure shall include but not be limited to the final quality  
15 ratings and composite effectiveness scores by school district for prin-  
16 cipal evaluation data, by school building for teacher evaluation data  
17 and, within each district and school building, by class, subject and  
18 grade; final quality ratings and composite effectiveness scores by  
19 region, district wealth, district need category, student enrollment,  
20 type of school (i.e. elementary, middle and high school), student need  
21 (e.g., poverty level), and district spending; final quality ratings and  
22 composite effectiveness scores by the percentage or number of teachers  
23 and principals in each final quality rating category, moving to a higher  
24 rating category than the previous year, moving to a lower rating catego-  
25 ry than the previous year, and retained in each rating category; and  
26 data on tenure granting and denial based on the final quality rating  
27 categories.

1     b. Each school district and board of cooperative educational services  
2     shall fully disclose and release to the parents and legal guardians of a  
3     student the final quality rating and composite effectiveness score for  
4     each of the teachers and for the principal of the school building to  
5     which the student is assigned for the current school year upon the  
6     request of such parents and legal guardians. The governing body of each  
7     school district and board of cooperative educational services shall  
8     provide conspicuous notice to parents and legal guardians of the right  
9     to obtain such information. Parents and legal guardians may review and  
10    receive such data in any manner, including by phone or in person; shall  
11    receive an oral or written explanation of the composite effectiveness  
12    scoring ranges for final quality ratings; and be offered opportunities  
13    to understand such scores in the context of teacher evaluation and  
14    student performance. Reasonable efforts shall be made to verify that  
15    any such request is a bona fide request by a parent or guardian entitled  
16    to review and receive such data pursuant to this paragraph.

17    c. The department and each school district and board of cooperative  
18    educational services shall ensure that any release to the public of  
19    annual professional performance review data, or any other data that is  
20    used as a component of annual professional performance reviews, does not  
21    include personally identifying information for any teacher or principal,  
22    provided, however, that nothing shall impair the right of parents and  
23    legal guardians to review and receive the final quality rating and  
24    composite effectiveness score of individual teachers and principals as  
25    provided in paragraph b of this subdivision. Annual professional  
26    performance reviews of individual teachers and principals shall not be  
27    subject to disclosure pursuant to article six of the public officers  
28    law.

1 d. Nothing in this subdivision shall prohibit the department from  
2 collecting such data and materials from school districts and boards of  
3 cooperative educational services as is necessary to carry out its func-  
4 tions and duties, including its responsibilities related to the federal  
5 Race to the Top program.

6 § 2. This act shall take effect July 1, 2012.