



MEMORANDUM

June 26, 2025

To: Members of the Charter Schools Committee

From: Joseph W. Belluck, Chair, Charter Schools Committee

Subject: Approval of Revision to Merge Nuasin Next Generation Charter School into Next Generation Charter School.

Action Requested

The proposed resolution authorizes, pursuant to New York Education Law §§ 2852(7) and 2853(1)(b-1) and Article 9 of the New York Not-For-Profit Corporation Law, a charter revision for Next Generation Charter School, a not-for-profit charter school education corporation authorized by the Board of Trustees, to permit merger with Nuasin Next Generation Charter School, a not-for-profit-education charter school education corporation authorized by the New York City Schools Chancellor. Next Generation Charter School would be the successor education corporation and renamed "Next Generation Charter Schools." The proposed revision also permits certain other charter amendments.

Resolution

I recommend that the Charter Schools Committee adopt the following resolution:

Whereas Nuasin Next Generation Charter School, an education corporation authorized by the New York City Chancellor and located in the Bronx, (the "Constituent Corporation"), desires to merge into Next Generation Charter School (the "Education Corporation"), an education corporation authorized by the Board of Trustees and to be located in the Bronx (the "Merger"); and,

Whereas the Education Corporation desires to be the sole successor education corporation and be renamed "Next Generation Charter Schools;" and,

Whereas the Education Corporation desires to amend the terms of operation of its charter agreement such that each school operated by the merged Education Corporation would have certain consistent policies and terms of operation (collectively, with the Merger, the “Proposed Changes in Program”); now, therefore, be it

Resolved that, pursuant to Subdivisions 2853(1)(b-1) and 2852(7)(a), the Proposed Changes in Program be, and hereby are, approved; and, be it further

Resolved that the Charter Schools Committee finds: 1) the Proposed Changes in Program including each of the revisions set forth above meet the requirements of New York Charter Schools Act of 1998 (the “Act”) (and all other applicable laws, rules, and regulations); 2) approval of the Proposed Changes in Program (together with the other terms of the Education Corporation’s charter) would permit the merged Education Corporation to operate its schools in an educationally and fiscally sound manner; and, 3) approval of the Proposed Changes in Program are likely to improve student learning and achievement, and materially further the objectives of the Act; and, be it further

Resolved that the State University of New York Charter Schools Institute (the “Institute”), be, and hereby is, directed to: 1) enter into proposed revision to the Education Corporation’s charter to include the terms and conditions of the Proposed Changes in Program and such assurances and terms as the Institute shall deem necessary and appropriate, and, 2) thereafter, submit the proposed revision to the Board of Regents for its review, comment, and potential approval.

Background

Pursuant to Resolution No. 2012-038, dated June 12, 2012, the Board of Trustees delegated to the Charter Schools Committee the authority to revise charters including the approval of mergers of charter school education corporations. The Institute determined that the changes set forth in this resolution require revisions to the charter of the SUNY authorized education corporation involved in the proposed merger pursuant to Subdivision 2852(7), which must be approved by the Board of Trustees in its capacity as a “charter entity” under the Act.

The Institute's Summary of Performance for the education corporation with operating grades, which was distributed to the Board of Trustees, contains student performance, fiscal information, and other information for Nuasin Next Generation Charter School (copy on file in the Office of the Secretary and the Albany office of the Institute). Please note Next Generation Charter School is scheduled to open in the Fall of 2026. The Institute reviewed certain academic program elements (including enrollment projections and staffing), related policies, and budgets to be affected by the merger and found them satisfactory. The Institute also reviewed the proposed revision from the legal and fiscal perspectives, and finds it suitable under the Act and applicable law. The Institute further reviewed the student performance data of Nuasin Next Generation Charter School and found the school's performance satisfactory. Therefore, the Institute recommends that the Charter Schools Committee approve the requested merger.

If the Charter Schools Committee approves this resolution, the merged Next Generation Charter Schools education corporation would operate two charter schools. The revision effectuating the merger by SUNY and by the New York City Schools Chancellor must also be approved by the New York State Board of Regents (the "Board of Regents") pursuant to the Act. The Board of Regents approved the merger at its meeting on May 5, 2025. The merger will be effective July 1, 2025.

For the charter schools listed above, the Institute properly notified the school district in which the schools are or are to be located regarding the receipt of application for revision. As of June 18, 2025, no comments were received.