



TO: The Higher Education Committee

FROM: John L. D'Agati *John L. D'Agati*

SUBJECT: Proposed Amendments to the Regulations of the Commissioner of Education Relating to Renewals of Provisional Certificates and Reissuances of Initial Certificates

DATE: October 2, 2012

AUTHORIZATION(S): *Richard A. Santorum John B. J. G.*

SUMMARY

Issue for Discussion

Should the Board of Regents adopt the proposed amendment to sections 80-1.7 and 80-1.8 of the Regulations of the Commissioner of Education relating to renewals of provisional certificates and reissuances of initial certificates?

Reason(s) for Consideration

Review of Policy.

Proposed Handling

The proposed amendment is submitted to the Higher Education Committee for discussion at its October 2012 meeting.

Procedural History

A Notice of Proposed Rule Making will be published in the State Register on November 7, 2012. A copy of the proposed amendment is attached. Supporting materials are available upon request from the Secretary to the Board of Regents.

Background

Reissuance of the Initial Certificate

Currently, an initial certificate is valid for five years. During those five years, the teacher is required to complete his/her master's degree and three years of teaching experience in order to qualify for the professional certificate. If the teacher is unable to complete the required three years of classroom teaching experience during the five year validity period of the initial certificate and his/her initial certificate has expired, he/she may apply for a reissuance of his/her initial certificate, which is valid for an additional five years. Any candidate whose certificate has been expired for two or more years from the date of his/her reissuance application shall be required to re-take the Content Specialty Test in the certificate area and complete 75 clock hours of acceptable professional development within one year of his/her application for reissuance.

The proposed amendment would allow all candidates applying for a reissuance of an initial certificate on or after September 1, 2013 to apply for a reissuance if they re-take the Content Specialty Test and complete 75 clock hours of acceptable professional development.

Renewal of the School Administrator and Supervisor certificate

This regulatory change would allow the Department to renew the provisional School Administrator and Supervisor (SAS) certificate for those certificate holders that have not been able to complete the two years of school leadership experience required for the permanent SAS certificate. We currently allow for the reissuance of the initial certificate for the School Building Leader (SBL) and in limited circumstances (i.e., where the certificate holder has been employed in a school district or BOCES to devote a substantial portion of his/her time to instructional support services during three of the past five school years). The proposed amendment allows all candidates with a provisional SAS that have not completed their experience to apply for a renewal of their certificate if they receive a passing score on the School Building Leader examination(s) prior to the issuance of the SAS renewal.

Recommendation

Not applicable.

Timetable for Implementation

It is anticipated that the proposed amendment will come before the Full Board for adoption as a permanent rule at the January 2013 Regents meeting. If adopted at the January Regents meeting, the proposed amendment will become effective on January 30, 2013.

AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF
EDUCATION

Pursuant to sections 101, 207, 215, 305, 3001 and 3003 of the Education Law.

1. Subdivision (c) of section 80-1.7 of the Regulations of the Commissioner of Education is repealed and a new subdivision (c) is added, effective September 1, 2013, to read as follows:

(c) The commissioner shall not accept an application for the renewal of a provisional school administrator and supervisor certificate submitted to the commissioner after September 1, 2013 unless the certificate holder has achieved a satisfactory score on the school building leader assessment(s) that is required at the time the renewed provisional certificate is issued.

2. Section 80-1.8 of the Regulations of the Commissioner of Education is amended, effective January 30, 2013, to read as follows:

§80-1.8 Reissuance of an initial certificate.

(a) The holder of an initial certificate whose certificate has expired and who has not successfully completed three school years of teaching experience, or its equivalent, as is required for a professional certificate, shall be [issued] reissued an initial certificate on one occasion only, for a period of five years from the date of reissuance [provided that the candidate has met the requirements in subdivision (b) of this section].

(1) For candidates applying for a reissuance on or before September 1, 2013, any candidate whose certificate has been expired for two or more years at the time of application for the reissuance shall meet the requirements in subparagraphs (i) and (ii) of this paragraph. For candidates applying for a

reissuance on or after September 1, 2013, all candidates applying for a reissuance shall meet the requirements in the following paragraphs:

(i) The candidate shall successfully complete 75 clock hours of acceptable professional development within one year of applying to the department for the reissued initial certificate. The definition of acceptable professional development and the measurement of professional development study shall be that prescribed in section 80-3.6 of this Part.

(ii) The candidate shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination content specialty test(s) in the area required for the certificate sought or, where applicable, the New York State assessment for school building leadership required for a certificate as a school building leader, which shall be taken within one year of the candidate's applying to the department for the reissuance of the initial certificate.

(b) Notwithstanding the above, an initial certificate as a school building leader may be reissued a second time if the certificate holder has met all of the requirements for the professional certificate except the experience requirement and has been employed in a school district or BOCES to provide instructional support services as defined in section 80-5.21 of this Part during three of the past five school years.

[(b) Any candidate whose certificate has been expired for two or more years at the time of application for the reissuance shall meet the requirements in both of the following paragraphs:

(1) The candidate shall successfully complete 75 clock hours of acceptable professional development within one year of applying to the

department for the reissued initial certificate. The definition of acceptable professional development and the measurement of professional development study shall be that prescribed in section 80-3.6 of this Part.

(2) The candidate shall submit evidence of having achieved a satisfactory level of performance on the new York State Teacher Certification Examination content specialty test(s) in the area required for the certificate sought or the New York State assessment for school building leadership required for a certificate as a school building leader, which shall be taken within one year of the candidate's applying to the department for the reissuance of the initial certificate.]