

Minutes of the September/October Commission Meeting

September 30 – October 1, 2004
Commission Offices, 1900 Capitol Avenue, Sacramento

COMMISSION MEMBERS ATTENDING

Lawrence H. Madkins, Jr., Teacher, Chair
Elaine C. Johnson, Public Representative, Vice-Chair
Kristen Beckner, Teacher
Steve Lilly, Faculty Member (Friday only)
Leslie Littman, Designee, Office of the Superintendent of Public Instruction
Alberto Vaca, Teacher
Os-Maun Rasul, Non-Administrative Services Credential Holder

EX-OFFICIO REPRESENTATIVES

Athena Waite, University of California
Bill Wilson, California State University

EX-OFFICIO REPRESENTATIVES ABSENT

Marilyn McGrath, California Postsecondary Education Commission
Karen Symms Gallagher, Association of Independent California Colleges and Universities

COMMISSION STAFF PRESENTING

Sam Swofford, Executive Director
Mary Armstrong, General Counsel, Director, Professional Practices Division
Janet Vining, Staff Counsel, Professional Practices Division
Kimberly Hunter, Staff Counsel, Professional Practices Division
Lee Pope, Staff Counsel, Professional Practices Division
Dale Janssen, Director, Certification, Assignment & Waivers Division
Rhonda Brown, Program Analyst, Certification, Assignment & Waivers Division
Leyne Milstein, Director, Information Technology & Support Management Division
Crista Hill, Manager, Fiscal & Business Services Division
Linda Bond, Director, Office of Governmental Relations
Elizabeth Graybill, Director, Professional Services Division
Amy Jackson, Administrator, Professional Services Division
Larry Birch, Administrator, Professional Services Division
Phyllis Jacobson, Consultant, Professional Services Division
Teri Clark, Consultant, Professional Services Division
Cheryl Hickey, Consultant, Professional Services Division
Susan Porter, Consultant, Professional Services Division
Mike McKibbin, Consultant, Professional Services Division
Mark McLean, Assistant Consultant, Professional Services Division
Kathleen Beasley, Proceedings Document Recorder

Thursday, September 30, 2004

GENERAL SESSION

The General Session was called to order by Chair Madkins. Roll was taken; because of a lack of quorum, two Ex-Officio representatives (Waite & Wilson) were selected by lot to establish a quorum.

PROFESSIONAL PRACTICE COMMITTEE OF THE WHOLE

2A: Interviews for Appointment to the Committee of Credentials

It was moved, seconded and carried (LM/AV) that the Commission appoint Joan Tillery to the elementary teacher member position on the Committee of Credentials for a term of two (2) years to commence October 1, 2004 and continue to advertise for the alternate elementary teacher member position.

Friday, October 1, 2004

GENERAL SESSION

4A: Meeting Called to Order

The general session was called to order by Chair Madkins. Roll was taken; because of a lack of quorum, an ex-officio representative (Waite) was selected by lot to establish a quorum. Everyone joined in the Pledge of Allegiance.

4B: Approval of the August 2004 Minutes

A motion to approve the August 2004 Commission minutes was made (Johnson), seconded (Vaca) and carried without dissent; Commissioner Lilly abstained due to prior absence.

Ex Officio Representative Wilson asked for an update on the Teacher Examination Study, referencing pages 20868 and 20869 of the minutes. Amy Jackson, Administrator, Professional Services Division, said that meetings are set for Nov. 16, Jan. 24 and 25, and Feb. 24. She said she is preparing a letter to UC and CSU that will request help in identifying the technical experts who should participate in the study.

Approval of the September/October 2004 Agenda

A motion to approve the September/October 2004 agenda with inserts (pertaining to 4C, 6A, 6B and 8A) was made (Lilly), seconded (Johnson) and carried without dissent.

4C: Approval of the September/October 2004 Consent Calendar

Vice Chair Johnson asked that the item on initial institutional accreditation (GS 4C-12) be pulled. A motion to approve the consent calendar without that item was made (Johnson), seconded (Beckner) and carried without dissent.

Vice Chair Johnson said she was heartened to see the county office of education request for accreditation for a mild/moderate special education internship. She asked if there were other such proposals in the works. Dr. Larry Birch said he does not know if other county office

programs are being proposed, but that two have already been approved and a third is being proposed by a district. A motion to approve the item was made (Johnson), seconded (Waite) and carried without dissent.

Division of Professional Practices

For your approval, the following items have been placed on the Consent Calendar for the September 30, 2004 through October 1, 2004 meeting of the California Commission on Teacher Credentialing:

RECOMMENDATIONS OF THE COMMITTEE OF CREDENTIAL

Education Code section 44244.1 allows the Commission to adopt the recommendation of the Committee of Credentials without further proceedings if the individual does not request an administrative hearing within a specified time.

1. **ADDINGTON, Christopher J.** Citrus Heights, CA
Mr. Addington is the subject of **public reproval** for misconduct pursuant to Education Code section 44421, effective immediately.
2. **ANDERSON, Joetta L.** Cerritos, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
3. **BARACCO, Craig W.** Sutter Creek, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
4. **BOWER, Michael O.** Buena Park, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of thirty (30) days** for misconduct pursuant to Education Code section 44421.
5. **BOWMAN, Sheryl M.** Redondo Beach, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of ten (10) days** for misconduct pursuant to Education Code section 44421.
6. **BROOKS, June M.** Fresno, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of six (6) days** for misconduct pursuant to Education Code section 44420.
7. **BUTLER, Nancy J.** Sacramento, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of forty-five (45) days** for misconduct pursuant to Education Code section 44421.

8. **CAETTA, James J.** Placentia, CA
Mr. Caetta is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
9. **CARPENTER, Janet K.** Fresno, CA
Ms. Carpenter is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
10. **CLAYTON, Susan P.** Oakley, CA
All pending applications are **denied** for misconduct pursuant to Education Code section 44345.
11. **DAUGHERTY, David A.** Bakersfield, CA
All pending applications are **denied** for misconduct pursuant to Education Code section 44345.
12. **DEAN, Susan C.** Visalia, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
13. **DE SILVA, Alexander J.** San Diego, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
14. **ELLWOOD, Joseph F.** Petaluma, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of thirty (30) days** for misconduct pursuant to Education Code section 44421.
15. **ENGILMAN, Brent** Studio City, CA
All pending applications are **denied** for misconduct pursuant to Education Code section 44345.
16. **ESTRADA, Gonzalo** El Centro, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of forth-five (45) days** for misconduct pursuant to Education Code section 44421.
17. **GAINES, Dana L.** Bakersfield, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
18. **GALVIN, Irene G.** Woodlake, CA
All pending applications are **denied** for misconduct pursuant to Education Code section 44345.

19. **GARCIA, Richard J.** Gilroy, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
20. **GARCIA, Timothy A.** Chico, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
21. **GARRETT, Sterling L.** Seaside, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of one hundred eighty (180) days** for misconduct pursuant to Education Code section 44421.
22. **GOOSSEN, Jonathan E.** Fullerton, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
23. **GREINKE, Samuel A.** Berkeley, CA
Mr. Greinke is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
25. **HANCOCK, Kenneth C.** Alta Loma, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
26. **HARABICHT, Robert F.** Redlands, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of one hundred eighty (180) days** for misconduct pursuant to Education Code section 44421.
27. **HERNANDEZ, Martin R.** Pomona, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
28. **HORTON, Willie J.** San Diego, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
29. **JOHNSON, Conchita F.** Menifee, CA
Ms. Johnson is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.

30. **KAISER, Kaylyn D.** Walnut Creek, CA
Ms. Kaiser is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
31. **KWOK, Evans** Union City, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of thirty (30) days** for misconduct pursuant to Education Code section 44421.
32. **LaRUE, Beirne R.** Vallejo, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of ninety (90) days** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
33. **LESLIE, Kelly E.** Porterville, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
34. **LOWE, Wanda** Oakland, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of five (5) days** for misconduct pursuant to Education Code section 44421.
35. **MANTLE, Gregory E.** McKinleyville, CA
All pending applications are **denied** for misconduct pursuant to Education Code section 44345.
36. **MARTINEZ, Joseph A.** Barstow, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
37. **MEANS, Barbara J.** El Cajon, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
38. **MEDEEN, Darryl J.** Los Angeles, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of ninety (90) days** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
39. **MERRIDA, Linda S.** Mountain View, CA
Ms. Merrida is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.

40. **MONCIER, Timothy C.** Lompoc, CA
Mr. Moncier is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
41. **MOUA, Thang** Merced, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of thirty (30) days** for misconduct pursuant to Education Code section 44421.
42. **MOORE, Donald E.** Riverside, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
43. **NACARIO, Wilson W.** Hayward, CA
Mr. Nacario is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
44. **NUNGARY, Jose** Sylmar, CA
Mr. Nungary is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
45. **ONIZUKA, Rochelle C.** Discovery Bay, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
46. **ORTIZ, Nemesio** Sacramento, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of thirty (30) days** for misconduct pursuant to Education Code section 44421.
47. **PETERSON, Jacqueline F.** Torrance, CA
Ms. Peterson is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
48. **RAWUKA, Debra J.** Big Bear Lake, CA
Ms. Rawuka is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
49. **REITZ, Lewis P. III** San Pedro, CA
Mr. Reitz is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
50. **REUM, Douglas E.** Los Angeles, CA
All pending applications are **denied** for misconduct pursuant to Education Code section 44345.

51. **RODRIGUEZ, Janice S.** Monterey Park, CA
Ms. Rodriguez is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
52. **RODRIGUEZ, Maria G.** Gilroy, CA
Ms. Rodriguez is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
53. **SANTENS, Clyde E.** Eutis, FL
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
54. **SHERMAN, Kathleen M.** Chico, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
55. **SILVER, Stacy R.** Capistrano Beach, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of five (5) days** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
56. **SIMMONS, Charlene M.** Placerville, CA
All pending applications are **denied** for misconduct pursuant to Education Code section 44345.
57. **SMULL, Sally N.** San Diego, CA
Ms. Smull is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
58. **TERRY, Scott B.** Newport Beach, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of sixty (60) days** for misconduct pursuant to Education Code section 44421.
59. **WHITING, Bruce A.** Parkville, MO
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of thirty (30) days** for misconduct pursuant to Education Code section 44421.
60. **WILLIAMS, Gail C.** Arroyo Grande, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of thirty (30) days** for misconduct pursuant to Education Code section 44421.

61. **WYLAND, Susan F.** Colton, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of ninety (90) days** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.

CONSENT DETERMINATIONS

62. **BARAJAS, Jesse M.** San Jose, CA
The Proposed Consent Determination, which stipulates that Mr. Barajas's Standard Secondary Teaching Credential and expired Preliminary Administrative Services credential are **suspended for a period of thirty (30) days**, however, **fifteen (15) days are stayed**, and he is placed on **probation for a period of two (2) years**, adopted.
63. **CASTILLO, Guillermo** San Diego, CA
The Proposed Consent Determination, which stipulates that Mr. Castillo's applications are **granted** and he is placed on **probation for a period not to exceed the amount of time needed to complete ten (10) one (1) hour counseling sessions**, is adopted.
64. **DACANAY, Alfonso A.** Stockton, CA
The Proposed Consent Determination, which stipulates that Mr. Dacanay's Standard Secondary Teaching Credential is **revoked**, however, the **revocation is stayed**, all certification documents are **suspended for a period of thirty (30) days**, pursuant to California Education Code section 44421, and at the end of the suspension he will be placed on **probation for a period of three (3) years** and his application for a Crosscultural, Language and Academic Development Certificate will be **granted**, is adopted.
65. **GARCIA, Jorge E.** Fullerton, CA
The Attorney General's Proposed Consent Determination, which stipulates that Mr. Garcia's certification documents are **revoked**, however, the **revocation is stayed**, all certification documents are **suspended for a period of sixty (60) days**, pursuant to California Education Code section 44421, at the end of the suspension he will be placed on **probation for a period of two (2) years**, is adopted.
66. **HERNANDEZ, Paul L.** Chino Hills, CA
The Proposed Consent Determination, which stipulates that Mr. Hernandez's Single Subject Teaching Credential is **revoked**, however, the **revocation is stayed**, and he is placed on **probation for a period of three (3) years**, pursuant to California Education Code section 44421, is adopted.
67. **HULL, Helen** Orangevale, CA
The Proposed Consent Determination, which stipulates that Ms. Hull's Multiple Subject Teaching Credential is **revoked**, she will not apply for a credential or petition for reinstatement before October 1, 2007, and when she applies for a credential or petitions for reinstatement, the burden will be on her to prove rehabilitation, is adopted.
68. **MAYO, Richard E.** Moreno Valley, CA
The Proposed Consent Determination, which stipulates that Mr. Mayo's credentials are **suspended for a period of forty-five (45) days**, pursuant to California Education Code section 44421, at the

end of the suspension his application for a Multiple Subject Teaching Credential will be **granted**, is adopted.

69. **SMITH, Erik J.** San Diego, CA
The Attorney General's Proposed Consent Determination, which stipulates that Mr. Smith's credential is **revoked**, however, the **revocation is stayed**, he is placed on **probation for a period of three (3) years**, and all certification documents are **suspended for a period of one hundred twenty (120) days**, pursuant to California Education Code section 44421, is adopted.

RECONSIDERATION CONSENT
(No new information)

70. **VIZCARRA, Victor** 10-14-75 549-97-5511 Huntington Park, CA
At its May 5-6, 2004 meeting, the Commission rejected the Administrative Law Judge's Proposed Decision and took action to deny Mr. Vizcarra's application. At its June 3, 2004 meeting, the Commission adopted the Decision and Order denying Mr. Vizcarra's application. Mr. Vizcarra submitted a letter dated June 28, 2004, requesting reconsideration. No new information was provided.

PRIVATE ADMONITIONS

Pursuant to Education Code section 44438, the Committee of Credentials recommends **four (4)** private admonitions for the Commission's approval.

FINDINGS

71. **KOCALIS, Elizabeth A.** Placentia, CA
The Decision and Order which stipulates that the Accusation in Ms. Kocalis's matter is **dismissed** with modifications in the legal analysis, is adopted.
72. **MANN, James N.** Hathaway Pines, CA
The Decision and Order which stipulates that Mr. Mann is the subject of **public reproof**, is adopted.

PROPOSED DECISIONS

73. **SALMI, Daven R.** Palo Alto, CA
The Administrative Law Judge's Proposed Decision, which reflects the Committee of Credentials' recommendation to **revoke** all credentials, life diplomas or other certification documents under the jurisdiction of the Commission, pursuant to California Education Code section 44421, is adopted.

RESCISSION

74. **YOO, Peter C.** Long Beach, CA
The Commission's action reported on the February 2004, (#6) All Points Bulletin to **deny** any pending applications, is hereby rescinded.

REQUESTS FOR REVOCATION

The Commission may revoke credentials upon the written request of the credential holder pursuant to Education Code sections 44423 and 44440.

75. **ARONSEN, Arthur N.** Vacaville, CA
Upon his written request, pursuant to Education Code section 44423, his supplementary authorizations of Biology, Animal Science and Introductory Life Science on his Professional Clear Single Subject Teaching Credential are **revoked**.
76. **BICKLER, David** San Diego, CA
Upon his written request, pursuant to Education Code section 44423, his supplementary authorizations of Biology, Chemistry and Family Life Education on his Clear Single Subject Teaching Credential are **revoked**.
77. **BOUCHER, Michael R.** Mammoth Lakes, CA
Upon his written request, pursuant to Education Code section 44423, his authorized field: Physical Education on his Single Subject Teaching Credential is **revoked**.
78. **BRONK, Nichola M.** Lakeport, CA
Upon her written request, pursuant to Education Code section 44423, her supplementary authorization of Mathematics on her Professional Clear Multiple Subject Teaching Credential is **revoked**.
79. **MOORE, Nancy L.** Santa Cruz, CA
Upon her written request, pursuant to Education Code section 44423, her Life special Teaching Credential is **revoked**.
80. **YANEZ, Gilberto B.** Hayward, CA
Upon his attorney's written request, pursuant to Education Code section 44423, all credentials and other certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **revoked**. This does not constitute consent for purposes of Education Code section 44440(b).

MANDATORY ACTIONS

All certification documents held by and applications filed by the following individuals are mandatorily revoked or denied pursuant to Education Code sections 44346, 44346.1, 44424, 44425 and 44425.5, which require the California Commission on Teacher Credentialing to mandatorily revoke the credentials held by individuals convicted of specified crimes and to mandatorily deny applications submitted by individuals convicted of specified crimes.

81. **ANDERSEN, Richard S.** Magalia, CA
82. **BANKS, Stephanie A.** Whittier, CA
83. **BERTCH, Thomas C.** Irvine, CA

84. **BLANCAFLOR-MANDATE, Irene S.** Santa Clara, CA
85. **BOITANO, Paul D.** El Segundo, CA
86. **CARDOZA, Gary M.** Williams, CA
87. **CASTRO, Ignacio M.** Lakewood, CA
88. **CAWELTI, Jason S.** Newport Beach, CA
89. **CHUNG, Lynn N.** Monterey Park, CA
90. **COLLINS, Debra A.** San Francisco, CA
91. **CONAN, Robin M.** Dunsmuir, CA
92. **ERNANDES, Monica E.** Long Beach, CA
93. **FLOCCO, Clay V.** Carpinteria, CA
94. **FROST, Charlotte C.** Sacramento, CA
95. **GLEASON, Robert C.** Walnut, CA
96. **GMITTER, Scott E.** Folsom, CA
97. **HARKLEROAD, Michael A.** Bakersfield, CA
98. **JANIO, Jaroslaw P.** Huntington Beach, CA
99. **LINDQUIST, Karen F.** Santa Rosa, CA
100. **McRORY, Andrew J.** San Diego, CA
101. **QUEZADA, Theodoro** Compton, CA
102. **TANNENBAUM, Linda S.** Pasadena, CA
103. **TORRES, Carlos A.** Rialto, CA
104. **WEBB, Frederick V.** San Jose, CA
105. **WILLIS, Sotera L.** Big Bear City, CA
106. **WRIGHT, John L.** Berkeley, CA

AUTOMATIC SUSPENSIONS

All certification documents held by the following individuals were automatically suspended because a complaint, information or indictment was filed in court alleging each individual committed an offense specified in Education Code section 44940. Their certification documents will remain automatically suspended until the Commission receives notice of entry of judgment pursuant to Education Code section 44940(d) and (e).

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|------------------------------------|-------------------|
| 107. CALLAHAN, Jason P. | Thousand Oaks, CA |
| 108. CAMERON, Roy L. III | Walnut Creek, CA |
| 109. COTTRELL, William D. | Los Angeles, CA |
| 110. FLYNN, Daniel T. | Newport Beach, CA |
| 111. HARLEY, Jason S. | Los Angeles, CA |
| 112. HASSAN, Farid A. | Lakewood, CA |
| 113. HILL, Yuri B. | Sacramento, CA |
| 114. HUSSAIN, Samir N. | San Diego, CA |
| 115. JONES, Bobby J. | Los Angeles, CA |
| 116. JUNGKEIT, Amy M. | Anaheim, CA |
| 117. KLEIN, Henry W. | Fairfield, CA |
| 118. McMANUS, Peter J. | Fresno, CA |
| 119. OGLESBY, Mark E. | La Mirada, CA |
| 120. PASILLAS, Guillermo S. | Pico Rivera, CA |
| 121. RANGEL, LaDonna M. | Fremont, CA |
| 122. SANTANA, Ruben M. | Santa Ana, CA |

Professional Services Division

REQUEST FOR INITIAL INSTITUTIONAL ACCREDITATION

The Stanislaus County Office of Education (SCOE) is an educational service agency. Its Instructional Services Department offers educators ongoing professional development,

instructional resources, clarification of mandates, and processes for monitoring and documenting the effectiveness of the instructional programs.

Based upon the high need for fully credentialed Special Education teachers, low teacher availability, the growing county population, and the absence of a local Special Education: Mild/Moderate Internship Program, Stanislaus County would like to provide an Education Specialist: Mild/Moderate Internship teacher training program for the central valley. The program is being established to service the twenty-seven districts in Stanislaus County and surrounding areas, including Tuolumne and Merced Counties. There are currently no Education Specialist Internship Programs available in any of these counties. The Stanislaus County Office of Education will serve as the LEA.

The main focus of the program will be employed teachers working with an Emergency Permit or Multiple and/or Single Subject credentialed teachers now assigned to a special education setting, most likely resource, special day, or emotionally disturbed classes. Another significant target, are SCOE's Special Education Pre-Intern graduates. The Tier I Program will last two years while the Tier II Program will require additional coursework.

Stanislaus County Office of Education has submitted a complete response to Commission's Preconditions and Standards for Education Specialist teacher training programs. The responses to the Preconditions and Standards are appropriate for this action. Based on the review of responses to Preconditions and Standards, staff recommends Stanislaus County Office of Education for initial accreditation establishing eligibility to submit a credential program for review. If the Commission acts to grant initial accreditation, the program proposal will be forwarded to the Committee on Accreditation for further consideration.

APPROVAL OF LOCAL ASSISTANCE TEACHER DEVELOPMENT GRANTS THAT EXCEED ONE HUNDRED THOUSAND DOLLARS

Section 610 of the CCTC Policy Manual (Contract Authority) requires that Local Assistance Grants of \$100,000 or more be approved by the California Commission on Teacher Credentialing. Attached are lists of the Grantees of the California School Paraprofessional Teacher Training Program and the California Alternative Certification (Internship) Program that exceed \$100,000.

A total of thirty-nine programs have met grant requirements for the California School Paraprofessional Teacher Training Program. The total allocation is \$5.4 million. This amount will allow these programs to serve 1,782 paraprofessionals.

Seventy-five Internship programs have met the grant terms and conditions to receive \$22,837,500 in alternative certification funds. These funds will allow university and district intern programs to serve 9,135 interns.

Staff recommends that the Local Assistance Programs contained in the attached lists be approved for grant funding.

Grant	Name of Program	Projected Enrollment	Estimated Grant
INTERN PROGRAMS			
901	California State University, Fullerton (Special Ed)	130	\$325,000
902	San Francisco Unified School District - MS, SS, Spec. Ed	138	\$345,000
903	Ventura County MS Internship Program Partnership	75	\$187,500
904	San Joaquin District Intern (IMPACT)	330	\$825,000
905	California State University, Fullerton Secondary	72	\$180,000
907	National University (MS/SS)	170	\$425,000
909	CSU Stanislaus/San Joaquin Consortium	69	\$172,500
910	North Coast Beginning Teacher Program	125	\$312,500
911	CSU, Los Angeles/Montebello USD	200	\$500,000
914	Compton District Intern Program	43	\$107,500
915	CSU Northridge/LAUSD Secondary Intern Program	375	\$937,500
917	San Gabriel Valley Consortium	386	\$965,000
919	Northstate Consortium	45	\$112,500
920	San Jose State Partnership Internship Program	81	\$202,500
923	Alameda County Office of Education-Intern Program	103	\$257,500
927	CSU Long Beach/Long Beach Unified School District	50	\$125,000
928	Sacramento Unified School District	118	\$295,000
929	CSU Northridge-LAUSD MS Intern	170	\$425,000
930	Riverside COE/CSU, San Bernardino	400	\$1,000,000
931	Alum Rock Union Elementary Teacher Intern Prog (TIP)	140	\$350,000
933	Orange COE District Intern Program	47	\$117,500
937	Alhambra/CSULA Special Education	150	\$375,000
938	CSU Long Beach/Long Beach USD Specialist Education	55	\$137,500
939	CSU Monterey Bay Consortium	76	\$190,000
940	CalStateTEACH Intern Program	474	\$1,185,000
943	San Diego State/Imperial Valley Alternative Internship	80	\$200,000
945	Santa Clara COE (Silicon Valley Intern Program (SVIP)	70	\$175,000
947	TeachLA Urban Intern MS Credential Program	125	\$312,500
953	Northeastern California Partnership for Special Education	80	\$200,000
954	Project Pipeline	285	\$712,500
957	CSU, Fresno Alternative Certification Project	100	\$250,000
960	Los Angeles Unified School District - (LISTOS)	778	\$1,945,000
962	Oakland USD	195	\$487,500
964	Santa Clara USD/San Jose State Special Ed	111	\$277,500
965	CSU San Bernardino/Riverside COE-M/M Disabilities	135	\$337,500
967	CSU San Bernardino, Special Education M/S	70	\$175,000
969	Loyola Marymount University	290	\$725,000
971	CSU Dominguez Hills	400	\$1,000,000
972	CSU Dominguez Hills - Special Ed	200	\$500,000

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974	The Win Win Internship Consortium Cal Poly Pomona	240	\$600,000
975	Elementary and Secondary Teaching Fellows Program	55	\$137,500
977	CSU Northridge Special Education Intern Program	350	\$875,000
981	West Contra Costa Unified School District	63	\$157,500
982	UCLA Extension Urban Intern Credential	68	\$170,000
984	Point Loma Nazarene University Internship Program	75	\$187,500
985	Kern County Superintendent of Schools Intern Consortium	380	\$950,000
986	Kern High School District Intern Program	60	\$150,000
987	Solano/North Bay Intern Program	45	\$112,500
988	San Diego USD/San Diego State University Special Ed	131	\$327,500
992	Fontana Unified School District/University of Redlands	50	\$125,000
995	Peninsula New Teacher Project	80	\$200,000
997	University of La Verne	100	\$250,000
	TOTAL INTERN PROGRAMS OVER \$100,000	8,638	\$21,595,000

PARAPROFESSIONAL PROGRAMS

302	Kings County Office of Education	67	\$201,000
304	Orange County Office of Education	140	\$420,000
313	Clovis/Fresno Unified School District	110	\$330,000
322	Merced Consortium	153	\$459,000
326	Palmdale School District	45	\$135,000
328	San Francisco Unified School District	59	\$177,000
336	Fresno County Office of Education	127	\$381,000
337	Ventura County Office of Education	175	\$525,000
338	Monterey County Office of Education	99	\$297,000
341	Los Angeles Unified School District	362	\$1,086,000
347	Antelope Valley Union High School District	37	\$111,000
	TOTAL PARAPROFESSIONAL PROGRAMS OVER \$100,000	1,374	\$4,122,000

Certification, Assignment and Waivers Division

DENIAL OF CREDENTIAL WAIVER REQUESTS

The Appeals and Waivers Committee having reviewed these waiver requests has recommended they be denied. The employing districts have not asked for reconsideration of the Committee's decisions.

1. Ditza Lea Oren/Contra Costa County
2. Jennifer Maasberg/Byron Union Elementary School District
3. Cheryl J. Millico Benere/Napa Valley Unified School District
4. Theresa Ann Franklin/Solano County
5. Cristina Guro Naval/Vallejo City Unified School District
6. Roberta Noelle Nerio/Foundation for the Junior Blind (NPS)

Division of Professional Practices (Insert)

The following items are added to the September/October 2004 Consent Calendar:

MONTERY, Aracely

San Diego, CA

Aracely Montero is the subject of **public reproof** for misconduct pursuant to Education Code section 44421, effective immediately.

MURPHY, Brian R.

Pt. Townsend, WA

The Proposed Consent Determination, which stipulates that Mr. Murphy's credentials are **suspended for a period of ten (10) days**, his application for a Single Subject Teaching Credential is **granted, revoked**, however, the **revocation is stayed**, and he is placed on **probation for a period of three (3) years**, pursuant to California Education Code section 44421, at the end of the suspension his application for a Multiple Subject Teaching Credential will be **granted**.

POSTEN, Ralph, W., Jr.

Chinese Camp, CA

Ralph Posten, Jr. has consented to settle his matter with the Commission by entering into a Consent Determination, which stipulates that Mr. Posten's application is **granted, revoked**, however, the **revocation is stayed**, and he is placed on **probation for a period of five (5) years**, pursuant to California Education Code section 44421.

4D: Chair's Report

Chair Madkins expressed condolences to Vice Chair Johnson on the loss of her mother.

Chair Madkins welcomed Ruth Bloom to the Commission as the State Board of Education Liaison. Ms. Bloom has been a public school teacher, arts educator and arts advocate for more than 30 years. She is currently a member of the board of trustees of the Museum of Contemporary Arts in Los Angeles; Hollygrove, a residential foster care home; and Teach for America. She is also an advisory board member of the CineVegas Film Festival and the Boise Art Museum.

Chair Madkins also announced with regret the resignation of Commission Hawk due to health reasons. During her time on the Commission, she has been instrumental in ensuring that California's children receive the finest possible education. Her unceasing commitment to the highest standards for teachers and teacher preparation will be missed.

4E: Executive Director's Report

On behalf of Commission staff, Dr. Swofford also expressed condolences to Vice Chair Johnson and welcomed Liaison Bloom.

Dr. Swofford announced with sorrow the death of Lynn Macey, a supervisor in the Certification Support unit and a Commission employee for almost nine years. He also noted the retirements of Chris Gramith, staff services analyst in the Professional Services Division and a Commission employee for the past five years, and Carol Roberts, Executive Assistant to the Director of the Professional Services Division and a Commission employee since 1989. He said all three women will be sorely missed.

PROFESSIONAL SERVICES COMMITTEE OF THE WHOLE

Commissioner Becker convened the Professional Services Committee of the Whole.

5A: Annual Report Card on California Teacher Preparation Programs for the Academic Year 2002-03 as Required by Title II of the 1998 Reauthorization of the Higher Education Act

Cheryl Hickey, Consultant, Professional Services Division, presented the fourth annual report since the federal requirement was created. She said the report is a compilation of data provided by institutions and districts, as well as Commission information about certification requirements, standards and policy changes.

She highlighted three changes from the prior report:

1. The pass rate tables in Appendix A reflect the new CSET exams.
2. The report for the first time includes a required three-year update on those who did not pass the test in their initial year of taking it. The update is designed to determine if candidates later took the test and did pass.
3. The federal government changed the definitions that affect waivers to align with No Child Left Behind, eliminating the flexibility that states had in the past. However, the new definitions generally are in line with California's manner of reporting so no changes were required.

Ms. Hickey noted that the 600 pages of institutional reports that constitute Appendix C will be posted online for anyone to review.

There were no questions. A motion to approve the report and submit it to the federal government was made (Johnson), seconded (Rasul) and carried without dissent.

5B: Bilingual Education Certification: Policy Considerations and Questions for Discussion

Susan Porter, Consultant, and Mark McLean, Assistant Consultant, Professional Services Division, presented this item.

Ms. Porter noted that the passage of Proposition 227 had a significant impact on the number of children in bilingual education programs. Because parents must sign a waiver for children to be in bilingual programs, the numbers have declined greatly. However, at the same time, there has been growth in dual immersion programs, which are designed to facilitate biliteracy in English

and a target language. These programs require a high degree of language proficiency on the part of teachers.

Mr. McLean said that the current structure of Crosscultural, Language and Academic Development (CLAD) and Bilingual Crosscultural, Language and Academic Development (BCLAD) certifications was created in 1992. In implementing SB 2042, the Commission folded requirements for teaching English learners into teacher preparation programs. As a result, standalone CLAD Emphasis programs are being phased out. In addition, the current contract for the BCLAD examination expires in Fall 2006. He noted that Appendix A shows the number of BCLAD certificates and the range of languages over the past six years.

Ms. Porter said that staff considered the possibility of using other states' examinations for bilingual certification to replace the BCLAD examination. However, staff compared other state's examination specifications (New York, Texas, and Florida) with California's BCLAD specifications and teacher preparation standards and they were not sufficiently comparable. Staff also surveyed bilingual educators to see if there is interest in creating an alternative pathway besides examination; there was strong support for both expanding the number of languages that certificates are available in and creating a coursework route.

Staff developed four questions for consideration:

1. Should the Commission explore alternatives to the current route to bilingual certification for already-credentialed teachers?
2. How shall the Commission maintain a structure for bilingual certification for those candidates who are in the process of earning a credential?
3. Given the increased number of languages spoken by students in California classrooms, how can the Commission provide bilingual certification for more languages?
4. How should newer models of instruction be considered in the development of updated requirements for bilingual certification?

Ms. Porter added that staff has received many e-mails in support of the Commission considering creating multiple pathways, as well as request for the field to be involved in any study that is undertaken.

Members of the audience addressed the Commission on this topic, including:

Martha Zaragoza-Diaz, California Association for Bilingual Education. She said CAFE supports the staff recommendation to conduct further research into the bilingual certification process and options. She said teachers in the field indicate there is an ongoing need for bilingual certification. Since the exam will expire in 2006, CAFE believes some type of action should be developed before then. She offered CAFE as a resource.

Elizabeth Jimenez, California Council on Teacher Education. She thanked Commission staff for reaching out to the field on the issue. She noted that not only are dual immersion programs expanding but that the new master plan for education cites creating a bilingual population as a goal. She said it is important to get the process under way before the current exam contract expires. She said that it has been a long time coming, since work on SB 2042 was completed some time ago, but she expressed gratitude that the Commission is now turning its attention to the topic and looks forward to being part of the process.

Sharon Robison, Association of California School Administrators. She said she has talked to a number of administrators and principals about the bilingual certification and that there is great interest in dual immersion programs beyond Spanish. She said the study will be important and that ACSA looks forward to being involved. As always, they will support high standards combined with flexibility for districts whenever possible.

Susan Westbrook, California Federation of Teachers. She said CFT supports the study and the continued offering of BCLAD programs. She said districts are continually looking for BCLAD-certified teachers and that interest in programs continues to be strong. She said as a member of the SB 2042 panel, she remembers that the Commission promised in 2001 that the issue would be studied. She noted it is important to get the work under way and completed before the exam expires in 2006. She also supported including dual immersion programs in any consideration of changing bilingual education.

Commissioner Beckner closed the public testimony and asked Commissioners for any questions. Commissioner Lilly said many people presumed that BCLAD would end once Proposition 227 passed, but that superintendents continue to seek BCLAD-certified teachers to hire. He said he is pleased to see the issue back on the table, and he urged that coursework options be created in addition to exam options. He said coursework allows people to get feedback and improve. He said the program may need to be renamed to reflect the new reality and new instructional models. He also questioned why coursework would need to come under the unit cap for the initial credential, since it would be analogous to a reading specialist doing extra coursework.

Vice Chair Johnson said that she is concerned about the cost of a test if low-incidence languages are included. Alternatives to an expensive test need to be considered. Mr. McLean said the current test fee ranges from \$245 to \$295 and that staff believes that will test fees would more than double for low-incidence languages.

Vice Chair Johnson said it is clear that the Commission should build on what the field has to say, and that it is good to see them involved in this early stage. She also suggested that professional development could be looked at as another avenue for teachers to meet bilingual requirements. Ms. Porter said that is one option, as long as the rigor was comparable and high standards were maintained.

Vice Chair Johnson suggested that staff look at the process used when SB 1969 (Hughes) was implemented. The Commission could use the same approach where things worked well and avoid the problems of approaches that did not work well. Ms. Porter agreed, saying that the priorities would be to expand the number of languages, serve local needs and avoid higher exam costs.

Ex Officio Representative Waite said there are two issues – serving the needs of all children, when there are many languages spoken, and the need to develop a strong coursework credential. She said the system the Commission uses of pulling together stakeholders will allow the Commission to take a thoughtful, careful approach to the issues.

Chair Madkins thanked the staff for their valuable groundwork and the stakeholders for their early involvement. He asked Vice Chair Johnson to summarize staff direction. She said staff

should explore alternatives to reshape and redirect the bilingual certification. She added that the status and problems of those already in the pipeline should be considered. New models of instruction should be considered, and new languages should be considered. She said overall that staff should come back with more specifics that address the four questions plus other issues raised by the Commission. Commissioner Beckner asked that the process for including stakeholders also be laid out when staff returns with the item.

5C: Options for the Review of Elementary Subject Matter Programs

Dr. Michael McKibbin, Consultant, Professional Services Division, presented this item, which summarized stakeholder input on program approval options for Elementary Subject Matter Preparation programs. A meeting conducted on July 1 was attended by 20 people from various interests, and the Commission has received a number of e-mails as well.

Dr. McKibbin said discussion at the meeting indicated that there is no interest in lowering standards. He said there was interest in having credentials indicate whether a person has taken a subject matter preparation program in addition to the now-required test. In the past, the credential noted if a person had filled their subject matter requirement by taking an exam rather than by completing coursework.

Another issue considered at the meeting was what to call programs. Attendees preferred “Commission-recognized;” staff suggested that the concept of alignment with content standards would be a good designation.

Beth Graybill, Director, Professional Services Division, said that the two issues that were the focus of the meeting was putting an identifier on the credential and renaming the authorized programs. She said the Commission should be aware that the credential has been a document that authorizes someone to teach, not a resume of what they have done to earn it. In addition, the wording of current law that indicates that the test is waived when a candidate completes a course may need to be reconsidered in light of No Child Left Behind, which requires the passage of a test.

Chair Madkins said he thinks it is an important issue, but is concerned that if wording on the credential is changed there will be a difference between people with current credentials and those getting new ones. He worried about how the credential for veteran teachers would be updated. He said to him it makes the most sense to have the credential reflect what the person is authorized to teach, not how they got there.

Commissioner Beckner agreed, and added that she likes the words Commission-approved because it means the program is aligned with K-12 content standards.

Commissioner Lilly said the issue came to the table because of the approval status of programs, not because of what could or could not be noted on the credential. He feared that unless the Commission copyrights the term “aligned” that any university can say their program is aligned. He favors using both Commission-recognized as content-aligned, adding that if the new name is not on the credential, then it won’t matter if it is lengthy and awkward.

Vice Chair Johnson asked for clarity on what is now on the credential. Dale Janssen, Director, Certification, Assignment and Waivers Division, said the word “exam” now appears in parenthesis if the candidate took an exam rather than coursework. Nothing appears if the candidate did not take the exam. Vice Chair Johnson asked why that practice could not simply continue, but with the word “program” instead of “exam.” She said it would simply be an indicator that a person has taken a program.

Commissioner Lilly said that since all people must take the exam, the credential need only indicate that people have met the subject matter requirement. He said there is a danger of giving an extra qualifier because then other kinds of qualifiers may be recommended. Mr. Janssen said the credential is meant to reflect that the candidate has met the requirement.

Dr. Swofford said the discussion was helpful for staff. He added that he believes that adding anything to the credential will make it confusing for the field. He agreed with Commissioner Lilly and Mr. Janssen that the credential should only indicate the requirements have been met and not provide qualifiers.

Noting that she had just received a public comment card, Commissioner Beckner called Beverly Young, CSU, forward. Ms. Young said that from her notes from the meeting, there was interest by K-12 districts in knowing who had put forth extra effort and completed coursework rather than only taking the exam. She also said her notes reflect that the group favored the name CTC-recognized as standard aligned rather than CTC-approved.

The item was for information only; no action was taken.

5D: Update on the Review of the Accreditation Framework

Cheryl Hickey and Teri Clark, Consultants, Professional Services Division, updated the Commission on the review of the accreditation framework. The Committee on Accreditation’s workgroup has met three times and is making steady progress on numerous issues. The group is looking at materials generated by staff, at other states and at stakeholder input.

The workgroup expects to meet twice more and the Committee on Accreditation once more before the next Commission meeting. It is possible that some recommendations or indication of direction will be ready by then.

Ms. Clark said that staff is working on a matrix that will tie together options that the workgroup brings forward with budget, workload, policy implications as well as what type of changes each option will require.

Commissioner Beckner thanked them for their work on the labor-intensive issue. The item was for information only; no action was taken.

CREDENTIALING AND CERTIFICATED ASSIGNMENTS COMMITTEE OF THE WHOLE

Commissioner Lilly convened the Credentialing and Certificated Assignments Committee of the Whole.

6A: Proposed Title 5 Regulations for the Short-Term Staff Permit and the Provisional Internship Permit

Mr. Janssen presented the proposed regulatory language for the new Short-Term Staff Permit and the Provisional Internship Permit that will replace the current emergency permit process. He noted a correction to the material in the agenda. In item (c) on page four, the permit may be reissued four times, not five.

Mr. Janssen summarized the requirements for the Short-Term Staff Permit, which is based on an acute, unforeseen staffing need. The candidate is required to have a bachelor's degree, have passed the CBEST and meet certain subject matter requirements (40 units for multiple subject and 18 for single subject). The employer is required to conduct a local recruitment effort, provide the permit holder with orientation and support, and supply a written justification. The permit would not be renewable.

The Provisional Internship Permit has the same requirements for the candidate, but the requirements for the employer are different. The employer must document a diligent search; provide supervision, support and a mentor; provide assistance to the candidate regarding completing subject matter competency during the first year of employment; and signing an agreement with the candidate that outlines the plan for moving into an internship. In addition, the employer has to provide public notice about the intent to hire using the permit. The document is issued in one-year increments and cannot exceed two years. The document will not be available to those who have been on emergency permits for five years.

Mr. Janssen said that the requirements regarding diligent search can be satisfied with either electronic or print advertising, as well as distributing job announcements, contacting placement centers and other recruitment steps.

Commissioner Lilly invited public comment. Those who spoke included:

Liz Guillen, Public Advocates Inc. She said her organization appreciates the inclusion of criteria that the employer must meet to document a diligent search, particularly since qualified teachers are the most important factor in student learning. However, Public Advocates continues to oppose the public notification process, which unlike NCLB does not require specific notification of parents. She said that in line with the recent settlement of the Williams lawsuit, there should be a greater effort to share information with county superintendents and others. She also said that Public Advocates will be providing formal input during the public comment period that is part of the regulatory process.

Sharon Robison, Association of California School Administrators. She expressed appreciation for the Commission's inclusion of stakeholders in the process of creating the new permits, which are critical for the school district administrators who are trying to meet the need for teachers. She urged the Commission to approve the language as presented, which she said provides not only clarity but also flexibility for districts addressing teacher shortages. She said that ACSA feels the notification process called for in the regulations is sufficient. While districts must follow NCLB in notifying parents, she argued that is the districts' responsibility and not the Commission's.

Bruce Kitchen, representing school district human resources administrators for San Bernardino and San Diego Counties. He called the two permits a positive addition to the teacher licensing approval process and urged the Commission to move quickly to approval. He said that school districts are likely to decrease emergency permits a year ahead of time if the new permits are put in place in time for the 2005-06 school year.

Carolina Pavia, Los Angeles Unified School District. She supported the regulatory language. She said the flexibility to use electronic media rather than only print media is important. Running ads in the Los Angeles Times two Sundays a month costs the district between \$4,000 and \$6,000 – far more expensive and no more effective than placing the notices on web sites and spreading the word through e-mails. She noted that the district has hired 2,100 candidates for this school year and is down to 408 emergency permits from 5,000 two years ago.

Barbara McCluskey, Patterson Unified School District. She also supported the inclusion of electronic media as a way to meet diligent search requirements. Out of 51 teachers hired for this school year, only seven heard about openings through newspaper ads; 20 found vacancies on EdJoin, 21 were from word of mouth; and three from recruitment fairs. She said small districts like hers, which has only 4,200 students, need the flexibility provided by the proposed regulations.

Commissioner Lilly asked for Commission discussion. Commissioner Rasul said that he supports the flexibility provided in the regulations because of the great difficulties that urban areas face in addressing teacher shortages. He commended staff and thanked stakeholders for their assistance in crafting the language.

Chair Madkins said he is pleased to see how well the inclusive process has worked. He said districts must have a safety net, and having flexibility to meet needs is critical. He also said it is important not to cross over lines of responsibility, especially when districts already are mandated to take certain actions, and that the Commission has done a good job of staying on point.

Commissioner Lilly asked about what happens to a person who is still taking coursework at the end of the first year of the Provisional Internship Permit, since renewal requires them to take the exam. Mr. Janssen said there did not appear to be a feasible way of documenting how close someone is to completing requirements, but that he presumed there would be some flexibility.

This was an information item; no action was taken.

6B: Proposed Title 5 Regulations to Implement Assembly Bill 2210

Mr. Janssen presented this item, which provides regulatory language to implement AB 2210 (Liu), signed into law as an urgency measure by the Governor. The law requires the completion of a Commission-approved induction program prior to the issuance of a professional clear credential unless such a program is not available or if the candidate needs to take coursework to meet NCLB requirements.

The proposed language requires the employing district to verify that induction is not available. If a person is not employed, the regulation requires an affidavit to be signed by the candidate saying that induction is not available.

Commissioner Lilly invited public comment. Those who spoke included:

Beverly Young, California State University. She said that she understands that since the law is an urgency statute that takes effect immediately, it is important for the Commission to move forward. She said she feels it is important for stakeholders to work with the Commission to develop definitions, standards and a definitive process for those without access to induction, which is clearly the preferred method of obtaining clear status. She said it is particularly important that the Commission ensure all routes be of equivalent quality.

Ellen Curtis Pierce, Chapman University and AICCU. She agreed that the Commission should convene a stakeholders group to answer the many questions that so far are unanswered about fifth-year programs when induction is not available.

Susan Westbrook, California Federation of Teachers. She supported the comments made by higher education groups and said it is important to continue to make induction the overwhelming choice for new teachers. Teachers who go through induction are much better prepared to teach and to stay with teaching as a career. The fifth year program is important for those who cannot do an induction process, but there needs to be very clear criteria about availability and especially equivalency of any alternative route.

Sally Plicka, Yolo Solano BTSA Induction Program. She also supported concerns about equivalent routes. She spoke of candidates now entering her program who are frustrated because they have enrolled in fifth year programs or master degree programs and now must do extra work through the induction process. She worried about language that once a candidate starts a fifth year program, they will not be required to switch to an induction program even if it is available. She said universities may pressure students into enrolling in programs before their job begins in a district that offers induction. She suggested that a timeframe is needed before an unemployed candidate is allowed to certify that no induction program is available.

Bruce Kitchen, representing school district human resources administrators for San Bernardino and San Diego Counties. He urged the Commission to move forward quickly with language, even though some polishing may be required to address the concerns raised. He said his districts supported the bill and the urgency language because induction is such an important step toward improving teacher quality and longevity.

Commissioner Lilly asked Mr. Janssen to comment on the concerns. Mr. Janssen said that there are some limitations on what the Commission can do in creating regulations to implement the law. He said staff discussed with legal counsel the idea of imposing a timeframe before an unemployed person could verify that no induction process is available, but that the law does not provide for the Commission to take such action. Mary Armstrong, General Counsel, agreed, noting that the regulations need to be approved by the Office of Administrative Law, which has responsibility for seeing that regulations do not exceed what a law mandates.

Vice Chair Johnson asked how the law came about. Linda Bond, Director, Office of Governmental Relations, said that school districts asked Assemblywoman Liu to author the legislation to address BTSA and clarify current code about who decide whether induction is available to a beginning teacher.

Commissioner Lilly said that the legislation clearly makes induction the preferred process, but that it leaves a hole because people can enroll in fifth year programs and then avoid induction once they are hired. Vice Chair Johnson said that induction is hard but valuable, and it is important to keep people from taking an easier way out.

Commissioner Lilly said there appears to be two issues. The first is the regulatory language to implement the urgency bill. The second is the need for standards or a different approach to fifth year programs, an issue that would have to be addressed separately from the regulations.

Commissioner Beckner asked for a review of what the law requires the Commission to do. Mr. Janssen began by pointing out that there may be some confusion because many think of current teacher preparation programs, which earn candidates a preliminary credential and involve student teaching, as fifth year programs because they come after the bachelor's degree. However, the fifth year programs referred to in this issue are the advanced knowledge required to earn the professional clear credential. The law makes it clear that induction is the preferred method for obtaining this advanced knowledge. But the law does not define who will verify when induction is not available. It does not provide authority to the Commission to block out a time period during which a candidate not employed by a school district must wait before enrolling in an alternative route, which is the fifth year program.

Commissioner Lilly asked Ms. Bond to ask for the legislative intent when the bill's language references "beginning teachers" and whether that requires that someone be employed. Commissioner Beckner said she thought such a clarification would be helpful.

Ex Officio Representative Waite said the Commission may want to look at the two-tiered approach taken in the Special Education credential process that puts the credential on hold if they don't obtain a job immediately.

Commissioner Lilly summarized that there is a consensus that the language is moving in the right direction but that there is serious concern about those who are not immediately employed; staff will clarify legislative intent. In addition, another issue separate from the legislation is the comparability of fifth year programs to induction. Commissioner Lilly requested that the issue of comparability of induction and fifth-year program standards and approval processes be added as a discussion item for a Commission meeting in the near future. It was agreed that this will be done.

The item was for information only; no action was taken.

LEGISLATIVE COMMITTEE OF THE WHOLE

In place of Commissioner Hauk, Chair Madkins convened the Legislative Committee of the Whole. Linda Bond, Director, Office of Governmental Relations, presented the items.

7A: Status of Legislation of Interest to the Commission

Ms. Bond said the Governor completed signing bills the day before the Commission meeting so all actions are now final and there is no pending legislation. AB 242 (Liu), which codified the Commission's action on emergency permits, was vetoed. The Governor's veto message

reference the fact that the Commission had already taken action to eliminate emergency permits. AB 1650 (Simitian), which would have transferred teacher preparation categoricals into a professional development block grant, was also vetoed because the Governor signed a more comprehensive block grant bill AB 825. AB 1914 (Montanez) that would have created a curriculum for teacher training for some in “correctional facilities” was also vetoed. AB 2909, which requires the Department of Education to study methods of providing services to deaf and hard-of-hearing infants and toddlers, was signed into law.

This was an information item; no action was taken.

7B: Items of Interest to the Commission

The two major issues addressed in legislation and signed into law during the week were categorical block grants and settlement of the Williams lawsuit. AB 825 (Firebaugh), originally SB 1510 (Alpert) consolidates 26 categorical funding streams into six block grants for a total of \$1.8 billion. There is a separate teacher credentialing block grant. The internship program was removed from the consolidation measure, which means it continues to exist as a separate program with statutes administered by the Commission. The BTSA program was included in the block grant, with language included to provide cost of living adjustments. At the request of the CTA, the PAR program was removed from the block grant.

The enactment of four bills brought the Williams lawsuit to a close. Although the Williams Settlement called for waivers of CBEST and fifth year requirements for out-of-state trained teachers, both the administration and the Legislature acknowledged that much has already been done to waive California’s requirements based upon equivalent preparation. AB 3007, therefore, calls for the Commission to conduct comparability studies of other states in respect to basic skills exams and postgraduate (5th year) requirements. Staff testified before the legislature that any such studies would involve costs. The cost estimate for the comparability studies will be provided by Leyne Milstein during the Fiscal Policy and Planning Committee of the Whole portion of the agenda.

Another bill was AB 2286 (Mountjoy), which builds on the Scott legislation to provide an alternative route for individuals seeking a special credential in mild/moderate disabilities. There was some confusion about the standards that such a route would have to meet, so he clarified his intent to meet existing Commission standards in special education with a letter entered in the Assembly Daily Journal, which is provided in the agenda materials. Mr. Mountjoy has also committed to carrying urgency clean-up legislation.

Ex Officio Representative Waite thanked Ms. Bond for her assistance on working with Assemblyman Mountjoy to clarify the situation. Chair Madkins thanked Ms. Bond for all of her work during the legislative year.

This was an information item; no action was taken.

FISCAL POLICY AND PLANNING COMMITTEE OF THE WHOLE

Commissioner Vaca convened the Fiscal Policy and Planning Committee of the Whole.

8A: Update on the Proposed 2004-05 Governor's Budget

Leyne Milstein, Director, Information Technology and Support Management Division, addressed AB 3001, the comparability bill that was part of the Williams settlement package of laws. She said that staff has written a concept paper to share with the Administration that indicates \$601,000 is needed for the current year, with another \$301,000 each year for ongoing updates.

The measure also changes the Commission's reporting requirements, including the provision of data that the Commission does not collect. The Commission will request additional resources to transfer pre-1989 records that are on microfilm into the database. Information could then be matched with records maintained by the Department of Education.

Chair Madkins asked how long compliance would take if money were allocated. Ms. Milstein said there would be a two-year period from the time the money is provided until the data could be generated. For the comparability study, putting together an RFP alone takes about six months, and then completion would depend on the vendor, but it would take at least a year for the whole process. Dr. Swofford said it is very difficult because the Commission continues to be understaffed and under-resourced to take on such new duties.

Ms. Milstein said it is particularly difficult since the credential fees have not been adjusted to cover the Commission's costs. She said that comparability studies in the past have been done with General Fund money because it is not appropriate for the testing fund, which is created from fees from those taking tests, to be used to establish that the requirement for tests can be waived for out-of-state candidates.

Commissioner Lilly said he thinks the Commission should making raising the credential fee a priority this year. He asked if the requirements should be considered unfunded mandates. Ms. Milstein said that historically when legislation has required action but provided no funding, the Commission has not been able to comply. She said the Administration and Legislature have been alerted that the Commission cannot meet these obligations without funding.

This was an information item; no action was taken.

8B: Fourth Quarter Report of Revenues and Expenditures for the Fiscal Year 2003-04

Crista Hill, Manager, Fiscal and Business Services Section, presented the updated charts that show the Commission's revenues and expenditures.

Commissioner Lilly asked if loans from the test development account are ever repaid. Ms. Milstein replied that in the past there have not been repayment provisions. The ideal is to repay but that is not possible if there are not enough revenues.

This was an information item; no action was taken.

GENERAL SESSION

4G: Report of Executive Committee

Chair Madkins reported the following:

The Executive Committee approved its June 3, 2004 minutes and recommended a motion to correct the typographical error found in the 2005 Commission meeting schedule. The Executive Committee recommended a motion to waive Section 301 of the Commission's Policy Manual to postpone the election of the Chair and Vice Chair until we have appointments from the Governor. The Sr. Staff presented updates to the 2001 Strategic Plan. Each division presented updated tasks for their respective action plans for achieving the goals and objectives of the Commission. The Committee directed staff to continue to refine the tasks and look to removing obstacles that prevent efficiencies.

Chair Madkins asked for approval; there was no dissent.

4H: Report of Closed Session

Chair Madkins presented the following report:

The Commission denied the following Petitions for Reinstatement:

- a. Robert McEwen
- b. James Edwards

The Commission adopted the Administrative Law Judge's Proposed Decision in the matter of Theresa Sakevitz. The Commission adopted the Administrative Law Judge's Proposed Decision in the matter of Sharolyn Sanders. The Commission denied reconsideration and sustained its previous decision in the matter of Ruth Koh.

4I: Appeals and Waivers Committee

Commissioner Rasul reported the following:

Call to Order

Commissioner Os-Maun Rasul called the meeting of the Appeals and Waivers Committee to order at approximately 3:35 p.m., Thursday, September 30, 2004.

A&W-3A: Minutes of the August 12, 2004 Meeting of the Appeals and Waivers Committee

It was moved, seconded, and carried (Vaca/Littman) that the minutes of the Appeals and Waivers Committee meeting of August 12, 2004, be **APPROVED**.

A&W-3B: Waivers: Consent Calendar

It was moved, seconded, and carried (Vaca/Littman) that the Committee **APPROVE** the 212 waiver requests on the Consent Calendar.

A&W-3C: Waivers: Conditions Calendar

It was moved, seconded, and carried (Vaca/Littman) that the Committee **APPROVE** 1 waiver request on the Conditions Calendar with specific conditions attached. The Commission recommends the following action on the individual waiver request listed below:

#1 APPROVE: The waiver request, Single Subject Teaching Credential, in Russian submitted by Grant Community Charter for Alena Petrashishen with the condition no subsequent CBEST waiver will be considered.

A&W-3D – Waivers: Denial Calendar

It was moved, seconded, and carried (Vaca/Littman) to recommend preliminary denial of the 6 Waiver Requests on the Denial Calendar. These waiver requests will be brought to the Commission for action at the November/December 2004 meeting.

Adjournment

The meeting of the Appeals and Waivers Committee was adjourned at approximately 3:39 p.m., Thursday September 30, 2004.

The Commission voted, without dissent, in favor of the actions taken by the Committee.

4J: New Business

Quarterly Agenda: The quarterly agenda for November/December 2004, January/February and March 2005 was provided as an information item.

Commission Member Reports: Ex Officio Representative Waite shared the news about a large federal grant to prepare science teachers. The grant will be used by a collaborative of public and private four-year and two-year institutions and BTSA. She thanked the Commission staff for writing support letters for the grant application.

Audience Presentations: None.

4K: Nominations of the California Commission on Teacher Credentialing Chair and Vice Chair for 2005

As per the Executive Committee action, the Commission postponed nominations until the Governor appoints members to fill vacancies.

ADJOURNMENT

The meeting adjourned. The next meeting will be held on November 30 and December 1, 2004 at the California Commission on Teacher Credentialing office, 1900 Capital Avenue, Sacramento, California.