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Action

General Session

Approval of the January 2009 Consent Calendar

Executive Summary: The Executive Director recommends that the Commission approve the January 2009 Consent Calendar. After review, the Commission may approve, or amend and approve the Consent Calendar.

Recommended Action: Approve the January 2009 Consent Calendar.

Presenter: None

Strategic Plan Goal: 1

Promote educational excellence through the preparation and certification of professional educators

- ◆ Sustain high quality standards for the preparation and performance of professional educators and for the accreditation of credential programs

January 2009

Consent Calendar

Division of Professional Practices

For your approval, the following items have been placed on the Consent Calendar for the January 29-30, 2009 meeting of the California Commission on Teacher Credentialing:

RECOMMENDATIONS OF THE COMMITTEE OF CREDENTIALS

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. **ADAME, Tom V., Jr.** 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.
2. **ALI, Riasat** Canoga Park, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of sixty (60) days** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
3. **BALDELLI, John D.** Mission Viejo, 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.
4. **BERUMEN, Margarita** Chualar, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of fourteen (14) days** for misconduct pursuant to Education Code section 44421.
5. **BOSCACCI, Luiza M.** Boulder Creek, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of thirty (30) days** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
6. **BROWN, Mary G.** Pasadena, CA
She is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
7. **BURCIAGA, Armando** Azusa, 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.

8. **CADY, Kent E.** San Jose, 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.
9. **CERDA, Fernando** Sunland, CA
All pending applications are **denied** for misconduct pursuant to Education Code section 44345.
10. **COLANGELO, Nicholas W.** Westlake Village, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of seven (7) days** for misconduct pursuant to Education Code section 44421, effective immediately.
11. **CORNELIUS, William** 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.
12. **CORT, John R.** Ventura, 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.
13. **CRUZ, Gumersinda H.** East Los Angeles, 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. **DAVIS, Kay S.** Rio Linda, 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.
15. **EYELER, Jeanine R.** Yuba City, CA
She is the subject of **public reproof** for misconduct pursuant to Education Code section 44421.
16. **EZELL, Ivan G.** San Jose, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of fourteen (14) days** for misconduct pursuant to Education Code section 44421.
17. **FIELD, Kenneth T.** Apple Valley, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of ninety (90) days** for misconduct pursuant to Education Code section 44421.

18. **FOSTER, Rebecca J.** Davis, 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 44420.
19. **GRIFFIN, Yvonne D.** San Diego, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of thirty (30) days** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
20. **HALFORD, Robert B.** 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. **IVANCICH, John M.** La Quinta, 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.
22. **JACOBSON, Jeff Y.** Lomita, 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.
23. **KAMPER, Matthias** Escondido, 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.
24. **KEVORKIAN, Antranik A.** Pasadena, CA
All pending applications are **denied** for misconduct pursuant to Education Code section 44345.
25. **KUIPERS, Alicia A.** Thousand Oaks, 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. **LASZLO, Traci L.** San Jose, 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.
27. **LEE, Asha L.** Sacramento, 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. **MACIAS, Maria** South Lake Tahoe, 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.
29. **McCOWIN, Kelly A.** Buena Park, 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.
30. **McMENOMY, Tony D.** Oakley, 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.
31. **McMILLON, Joe Ann** Cerritos, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of seven (7) days** for misconduct pursuant to Education Code section 44421.
32. **MOLLICA, Lia D.** Costa Mesa, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of seven (7) days** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345, effective immediately.
33. **NORTON, James R.** Pleasanton, CA
He is the subject of **public reproof** for misconduct pursuant to Education Code section 44421, effective immediately.
34. **POLK, Ronald T.** Oakley, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of fourteen (14) days** for misconduct pursuant to Education Code section 44421.
35. **ROGERS, Rebecca C.** Lake Forest, 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.
36. **ROMERO, Earl C.** San Diego, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of twenty-one (21) days** for misconduct pursuant to Education Code section 44421.
37. **RUNTE, August** Atascadero, 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.

38. **SIEGENTHALER, Linda M.** Modesto, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of seven (7) days** for misconduct pursuant to Education Code section 44421.
39. **SNYDER, William** La Verne, 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.
40. **SPELLMAN, Michael G.** Bloomington, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of sixty (60) days** and any pending applications are **denied** for misconduct pursuant to Education Code sections 44421 and 44345.
41. **TEEL, Harvey A.** Marysville, 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.
42. **TREMBLY, Robert B.** Ukiah, 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. **WEINMAN, Margaret B.** Fallbrook, 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.
44. **WILLIAMSON, Rhonda M.** Huntington Beach, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of twenty-one (21) days** for misconduct pursuant to Education Code section 44421.
45. **WOODS, Ryan G.** La Verne, CA
All certification documents under the jurisdiction of the California Commission on Teacher Credentialing are **suspended for a period of seven (7) days** for misconduct pursuant to Education Code section 44421.
46. **YEE, Darren S.** Elk Grove, 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.

CONSENT DETERMINATIONS

The following consent determinations have been adopted:

47. **ALRASHID, Sundiata** Alameda, CA
The Consent Determination allows him to **withdraw** his application as a result of misconduct, pursuant to Education Code section 44345.
48. **HAENEL, Paul B.** Santa Rosa, CA
The Consent Determination stipulates that all certification documents are **revoked**; however, the **revocation is stayed**, he will serve a **thirty (30) day suspension**, and is placed on **probation for a period of three (3) years** as a result of misconduct pursuant to Education Code section 44421.
49. **JAEGER, Norita E.** Costa Mesa, CA
The Consent Determination allows Ms. Jaeger to **self-revoke** all credentials, life diplomas or other certification documents under the jurisdiction of the Commission, and stipulates that any subsequent applications submitted will be rejected, as a result of misconduct pursuant to Education Code section 44423.
50. **SCUDDER, Carl A.** Porterville, CA
The Consent Determination stipulates that all certification documents are **suspended for a period of one hundred eighty (180) days**; however, **one hundred sixty (160) days are stayed**, he will serve a **twenty (20) day suspension**, and he is placed on **probation for a period of two (2) years** as a result of misconduct pursuant to Education Code section 44421.

PRIVATE ADMONITIONS

Pursuant to Education Code section 44438, the Committee of Credentials recommends two (2) private admonitions for the Commission's approval.

PROPOSED DECISION

51. **WHITHAM, James S.** Upland, 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, is adopted.

REQUESTS FOR REVOCATION

The following credentials are revoked pursuant to the written request of the credential holder pursuant to Education Code sections 44423 and 44440.

52. **CROWE, Sharon O.** Lake Isabella, CA
Upon her written request, pursuant to Education Code section 44423, her Supplemental Authorization in English to her Multiple Subject Teaching Credential is **revoked**.
53. **PALMER, Michael D.** Roseville, CA
Upon his written request, pursuant to Education Code section 44423, his supplemental authorizations of Life and Physical Science, and Psychology to his Life Single Subject Teaching Credential are **revoked**.

54. **WALPERT, Spiro R.** El Cajon, CA
Upon his written request, pursuant to Education Code section 44423, his certification documents are **revoked**, and he agrees that any submission of an application or Petition for Reinstatement will be automatically rejected.

DIVISION OF PROFESSIONAL PRACTICES

MANDATORY ACTIONS

All certification documents held by and applications filed by the following individuals were 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.

55. **AGUILAR, Charles D.** West Hills, CA
56. **ARCHULETA, Felicia M.** Riverside, CA
57. **ASADA, Tamara K.** Irvine, CA
58. **BARBER, Marcus A.** Hemet, CA
59. **BARCO, John A.** Bloomington, CA
60. **BOWLES, Daniel T.** Hawthorne, CA
61. **COE, Kevin L.** Carmichael, CA
62. **CONEY, Kristie M.** Hollister, CA
63. **CORDERO, Jose L.** Long Beach, CA
64. **DUFFIN, James M., Jr.** Torrance, CA
65. **GAINES, William F.** Manteca, CA
66. **GAWLIU, Melody Y.** Daly City, CA
67. **GRAY, David G.** North Hollywood, CA
68. **GUEVARA, Ricardo A.** Los Angeles, CA
69. **HAWTHORNE, John W.** Soquel, CA
70. **KELSO, Craig E.** San Diego, CA
71. **KOTHE, Kenneth E.** Alhambra, CA
72. **KUBICEK, Carl T.** Turlock, CA

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| 73. LEITE, George D. | Walnut Creek, CA |
| 74. McSPARREN, Larry D. | Fallbrook, CA |
| 75. NACK, Randy W. | Escondido, CA |
| 76. PORTILLO, Edward | Alhambra, CA |
| 77. QUINN, Gary P. | Oakland, CA |
| 78. RUNNERSTRAND, Michael N. | San Marcos, CA |
| 79. SCOTT, Eddie Jr. | Pasadena, CA |
| 80. THEOBALD, Brad J. | Upland, CA |
| 81. WENHAM, Jeffrey R. | La Mesa, CA |
| 82. WEST, Thomas L., Jr. | Riverside, CA |
| 83. WHITE, Michael Renard | Hayward, CA |
| 84. WILCOX, Garry L. | Spring Valley, 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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| 85. BARANY, James R. | Campbell, CA |
| 86. BELTRAN, Thomas A. | Los Angeles, CA |
| 87. BRAZELTON, Christopher M. | Lake Forest, CA |
| 88. DE LUCA, Frank J. | San Diego, CA |
| 89. DIETLIN, Scott E. | Petaluma, CA |
| 90. KINARD, John D. | Lomita, CA |
| 91. MANGAN, William N. | Torrance, CA |
| 92. MEGAW, James A. | Alta Loma, CA |
| 93. PIERSON, Eve V. | Temecula, CA |

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| 94. PUCCIO, James C. | North Hollywood, CA |
| 95. RODRIGUEZ, Armando | Chula Vista, CA |
| 96. SWAN, Rebecca R. | West Hills, CA |
| 97. YOUNG, Carol A. | Corona, CA |
| 98. UNFERTH, Brenton J. | Helendale, CA |
| 99. URBINA, Rene M. | South Gate, CA |
| 100. YAPKOWITZ, Richard | Los Angeles, CA |

NO CONTEST SUSPENSIONS

All credentials held by the following individuals were suspended, pursuant to Education Code section 44424 or 44425, because a plea of no contest was entered to an offense specified in the above sections of the Education Code. The credentials will remain suspended until final disposition by the Commission.

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| 101. PAK, Jane J. | Buena Park, CA |
| 102. WALTER, Robert A. | San Jose, CA |

TERMINATION OF AUTOMATIC SUSPENSIONS

Pursuant to Education Code section 44940(d), the automatic suspension of all credentials held by the following individuals is terminated and the matter referred to the Committee of Credentials for review.

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| 103. DURBIN, David R. | Clovis, CA |
| 104. SORG, Kay L. | Berkeley, CA |

Certification, Assignment and Waivers Division

VALIDATION OF SERVICE RENDERED WITHOUT A CREDENTIAL

The service rendered by the following persons is approved
pursuant to the provisions of the California Education Code, Section 45036.

Name	School District	County	Period of Service
Julie Adling	Garden Grove USD	Orange	11/01/08 – 11/05/08
Kerri Asbury	Twin Rivers USD	Sacramento	08/11/08 – 11/18/08
Paul Bundy	Parlier USD	Fresno	11/01/08 – 11/19/08
Frank Capalare	Fresno USD	Fresno	11/02/08 – 12/03/08
Heather Cardoso	Livingston Union SD	Merced	12/01/08 – 12/03/08
Della Caver	Fresno USD	Fresno	10/02/08 - 12/04/08
Sara Colborn	Tahoe Truckee USD	Placer	09/02/08 – 09/08/08
Kevin Costello	OUHSD	Butte	10/01/08 - 10/13/08
John Culver	Fresno USD	Fresno	10/02/08 – 12/04/08
Timothy Flynn	Oxnard UHSD	Ventura	10/01/08 – 10/06/08
Jon Frey	Fresno USD	Fresno	10/02/08 - 12/05/08
*Robin Hunter	Irvine USD	Orange	09/01/08 – 09/16/08
Lesia Irick	Fowler	Fresno	11/01/08 – 11/19/09
Joan Issari	Conejo Valley USD	Ventura	10/01/08 – 11/17/08
William Krebbers	Palo Verde USD	Riverside	11/03/08 – 11/05/08
Karen Lessard	Paradise USD	Butte	10/01/08 – 10/26/08
Mary Mcgrath	Ventura USD	Ventura	10/01/08 – 10/14/08
Anissa Morris	Sanger USD	Fresno	11/02/08 – 11/19/08
Diane Ray	Paradise USD	Butte	09/01/08 – 11/10/08
Catherine Schneberg	Hueneme SD	Ventura	10/02/08 – 11/03/08
Anne Sisney	Gridley USD	Butte	10/01/08 – 10/24/08
Jacqueline Sittre	Fresno USD	Fresno	10/01/08 - 12/15/08
Jennifer Smith	Ventura USD	Ventura	10/01/08 – 10/13/08
Joey Somawang	Fresno USD	Fresno	07/01/08 - 09/16/08
Deborah Spohr	Tahoe Truckee USD	Placer	10/01/08 – 10/13/08
Nancy Thomson	Conejo Valley USD	Ventura	10/01/08 – 10/21/08
Jake Turner	Fresno USD	Fresno	06/01/08 – 09/15/08
Suzanne Van Dyke	Ocean View	Orange	11/01/08 – 11/14/08
Hilary Waldinger	Conejo Valley USD	Ventura	10/01/08 – 10/21/08

*Two credentials – Multiple Subject and Administrative Services

Proposed Amendments to 5 California Code of Regulations §80413 Pertaining to Specific Requirements for Preliminary and Clear Multiple and Single Subject Teaching Credentials for Applicants Prepared in California

The Commission on Teacher Credentialing conducted a public hearing on August 8, 2008, regarding extensions for the Multiple and Single Subject Teaching Credentials. The Commission has noticed additional modifications to the text of the regulations. In order to comply with the provisions of the Administrative Procedures Act, the Commission noticed the additional modifications and no public comment was received. The modifications are summarized below:

- 1) In §80413(d)(2)(A) and (e)(2)(A): Reference the specific application form, including the instructions to complete the form, that applicants applying for an extension to a preliminary credential (valid or expired) must use to provide the information needed to process the application in §80413(d)(2)(A) and (e)(2)(A).

Clarify that the fee for a credential extension coincides with the time and effort for processing credential issuance, reissuance, or renewal applications including a review of the materials to determine the individual qualifies for the extension and all appropriate supporting materials have been submitted.

- 2) In section 80487(a)(1): Clarify that the fee for an extension is the same as for other types of applications section 80487.
- 3) In various sections of 80413 and 80487: Typographical errors are corrected as well as additional Education Code cited as references.

Below is the entire text showing the newly proposed amendments in **bold and double underlined** while the deleted is ~~plain text, double strike through, and single underlined~~. Single underline and strikeout is text previously noticed for the 45-day comment period and the public comment period closed on August 5, 2008. A public hearing was held August 8, 2008. The 15-Day comment period was from October 27 to November 12, 2008.

CALIFORNIA CODE OF REGULATIONS TITLE 5. EDUCATION DIVISION 8. COMMISSION ON TEACHER CREDENTIALING

Proposed Amendments to 5 California Code of Regulations §80413 Pertaining Specific Requirements for Preliminary and ~~Professional~~ Clear Multiple and Single Subject Teaching Credentials for Applicants Prepared in California

§80413. Specific Requirements for Preliminary and ~~Professional~~ Clear Multiple and Single Subject Teaching Credentials for Applicants Prepared in California.

- (a) The minimum requirements for the five-year preliminary multiple and single subject teaching credentials for California-prepared applicants shall include successful completion of all of the following:
 - (1) A baccalaureate degree or higher degree, except in professional education, from a regionally accredited institution of higher education.

- (2) ~~Passage of the California Basic Educational Skills Test (CBEST),~~ Meet the basic skills requirement as described in Education Code Section 44252, unless exempt by statutes or regulations.
 - (3) A Commission-approved multiple subject or single subject program of professional preparation, as appropriate to the credential sought as described in Education Code Section 44259(b)(3).
 - (4) Completion of a study of alternative methods of developing English language skills, including the study of reading, as provided in Education Code Section 44259(b)(4). In addition multiple subject applicants shall pass the reading instruction competence assessment as provided in Education Code Section 44283.
 - (5) Subject-matter knowledge:
 - (A) For a multiple subject credential, an applicant enrolled in a teacher preparation program prior to July 1, 2004 shall meet this requirement either by passage of an examination as provided in Education Code Sections 44280, 44281, and 44282 or by completion of a subject-matter program as provided in Education Code Section 44310. An applicant enrolled in a teacher preparation program on or after July 1, 2004 shall meet this requirement by passage of an examination as provided in Education Code Sections 44280, 44281 and 44282.
 - (B) For a single subject credential, an applicant shall meet this requirement either by passage of an examination as provided in Education Code Sections 44280, 44281, and 44282 or by completion of a subject-matter program as provided in Education Code Section 44310.
 - (6) Demonstration of knowledge of the Constitution of the United States as provided in Education Code Section 44335.
 - (7) Demonstration of basic competency in the use of computers in the classroom as provided in Education Code Section 44259(b)(7).
 - (8) ~~The recommendation from a regionally accredited institution of higher education that has~~ Verification of completion from a Commission-approved program accredited by the Committee on Accreditation in the preliminary credential sought, as provided in Education Code Sections ~~44227~~ 44373(c) and 44259(b)(3).
- (b) The minimum requirements for the ~~professional~~ clear multiple or single subject teaching credentials must be completed within five years from the initial date of the issuance of the preliminary credential. The requirements include, successful completion of all of the following:
- (1) Possession of a valid preliminary teaching credential.
 - (2) Effective August 30, 2004, completion of a Commission-approved program of beginning teacher induction as specified in Education Code Section 44259(c)(2). If a beginning teacher is eligible for induction but an employing agency verifies that induction is not available or the employing agency verifies that the beginning teacher is required under the federal No Child Left Behind Act of 2001 (20 U.S.C. Sec. 6301 et seq.) to complete subject matter course work to be qualified for a teaching assignment, the beginning teacher may complete a Commission-accredited fifth year program.
 - (3) A health education requirement, as provided in Education Code Section 44259(c)(4)(A)₂.
 - (4) Special education training, as provided in Education Code Section 44259(c)(4)(B)₂.

- (5) Study of advanced computer-based technology, including the uses of technology in educational settings, as provided in Education Code Section 44259(c)(4)(C).
 - (6) Effective July 1, 2005 advanced study in the area of Teaching English Learners.
 - (7) An application for a ~~professional~~ clear multiple subject or single subject credential shall only be submitted by either (A) or (B) below:
 - (A) A Commission-approved induction program; or
 - (B) A regionally accredited institution of higher education with a Commission-accredited fifth year.
- (c) All applicants for multiple subject and single subject ~~professional~~ clear credentials issued pursuant to Education Code Section 44259(c) with an issuance date on or after August 30, 2004 shall complete the requirements in subsection (b)(2) above.
- (d) The Commission may extend the term of the credential for a two-year period if the following conditions apply:
- (1) An individual's five-year preliminary time period has expired or will expire within one calendar year and the individual obtains employment in an employing agency as defined in subsection (f) which would allow the individual to complete the requirements in subsection (b).
 - (2) The individual submits the following to the Commission:
 - (A) A completed Application ~~application~~ for Credential Authorizing Public School Service (41-4) available on the Commission's web site and the appropriate fee as specified in section 80487(a)(1).
 - (B) Verification of employment from an employing agency in a position that allows the individual to complete the clear credential program.
 - (C) Verification of enrollment in a Commission-approved clear credential program.
 - (3) The extension may be issued only once, except in cases where the individual provides proof that verifies sufficient progress toward completion of the requirements.
- (e) The Commission may extend one time the term of the credential for a three-year period if the following conditions apply:
- (1) An individual's five-year preliminary time period has expired or will expire within one calendar year and the individual has not been employed in a position which would allow completion of the requirements in subsection (b).
 - (2) The individual submits the following to the Commission:
 - (A) A completed Application ~~application~~ for Credential Authorizing Public School Service (41-4) available on the Commission's web site and the appropriate fee as specified in section 80487(a)(1).
 - (B) A signed statement by the individual which includes:
 - (i) Why the clear credential program was not completed in the five years while the preliminary credential was valid and a description of the plan to complete the requirements within the three year extension time period, and
 - (ii) Certification that he or she was not employed in a position for which the clear credential program was available or was employed for less than one school year and was not able to complete the clear credential program.

(f) Definitions:

- (1) The term “employing agency” as used in this section shall mean:
 - (A) Public school districts in California.
 - (B) County offices of education or county superintendents of schools in California.
 - (C) Schools that operate under the direction of a California state agency.
 - (D) Nonpublic, nonsectarian schools and agencies as defined in Education Code Sections 56365 and 56366.
 - (E) Charter Schools as established in Education Code Section 47600.
 - (F) Private schools.
 - (G) Juvenile court school.
 - (H) Juvenile or adult corrections.
- (2) A beginning teacher is one who is eligible to participate in a Commission-approved induction program.
- (3) The “clear credential program” as used in this section shall mean either completion of a Commission-approved induction program or Commission-accredited fifth year of study.

NOTE: Authority cited: Section 44225, Education Code. Reference: Sections 44227, 44251, 44252, 44259, 44259.5, 44280, 44281, 44282, 44283, 44310, ~~and~~ 44335, and 44373, Education Code.