
5B

Action

Credentialing and Certificated Assignments Committee

Proposal to Waive a Condition within the Requirements Specified in Title 5 of the California Code of Regulations Pertaining to Adding a Teaching or Content Area to a General Education Teaching Credential

Executive Summary: This agenda item presents an overview of the impact of the English Learner Authorization requirement within regulations adopted by the Commission pertaining to adding a teaching or content area to a general education teaching credential. The item requests that the Commission delegate authority to staff to waive the condition within the requirement that limits the type of English Learner Authorization that is accepted for this purpose.

Policy Question: Does the Commission want to increase options for satisfying the English Learner Authorization requirement for those using Title 5 section 80499 to add a teaching authorization?

Recommended Action: That the Commission delegate authority to staff to waive a requirement specified in the CCR, Title 5 section 80499 and authorize staff to approve applications that meet the Commission's adopted criteria.

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Strategic Plan Goals

I. Educator Quality

- ◆ Ensure that credential processing and assignment monitoring activities accurately, effectively, and efficiently identify educators who have met high and rigorous certification standards and who are appropriately assigned.

Proposal to Waive a Condition within the Requirements Specified in Title 5 of the California Code of Regulations Pertaining to Adding a Teaching or Content Area to a General Education Teaching Credential

Introduction

This agenda item concerns the English Learner (EL) Authorization requirement (as it is currently specified in the California Code of Regulations (CCR), Title 5 section 80499 pertaining to adding a teaching or content area to a general education teaching credential. This requirement was adopted by the Commission in 2013. The EL authorization requirement currently limits the options for satisfying the requirement to either a Cross-cultural Language and Academic Development (CLAD) Certificate or an EL authorization issued on a teaching credential based on completion of an embedded EL teacher preparation program. However, there are previously issued EL authorizations that were not included in the regulations. This item proposes criteria for waiving a condition within the EL authorization requirement specified in the regulations and requests that the Commission delegate to staff the authority to approve or deny applications that meet the Commission's adopted criteria.

Background

Current law requires teachers who provide instruction to EL students to hold an appropriate EL authorization. The EL authorization signifies that the teacher has preparation in English Language Development (ELD) and/or Specially Designed Academic Instruction in English (SDAIE). Education Code section 44259.5 requires all teacher candidates admitted to a California Multiple or Single Subject teacher preparation program on or after July 1, 2002 to complete embedded content within their coursework for teaching EL students. Teachers who completed preparation prior to 2003 and who need to earn an EL authorization must qualify for a CLAD Certificate or EL authorization through the completion of a California Teachers of English Learners (CTEL) program or by passing the CTEL examination. However, the law provided other options to assist experienced teachers during the prior transition period.

For example, in 1994 Senate Bill (SB) 1969 (Chap. 1178, Stats. 1994) established an alternative route to enable permanent teachers to be assigned to teach English learners. Teachers who completed staff development training and passed an assessment were issued Certificates of Completion by school districts and county offices of education. The last date a district or county could issue a Certificate of Completion was January 1, 2003. Additionally, SB 395 took effect on January 1, 2000. This legislation required the Commission to issue a certificate based on the completion of a guidelines based staff development program approved by the Commission. This Certificate of Completion of Staff Development (CCSD) authorizes the holder to teach English language development (ELD) and/or specially designed academic instruction delivered in English

(SDAIE) to English learners. Assembly Bill 2913 (Chap. 169, Stats. 2004) extended the deadline for teachers to complete a Commission-approved CCSD program through January 1, 2008.

Section 80499 of Title 5 of the CCR establishes the requirements for holders of a valid general education teaching credential to qualify for a new content area or new general education credential. In January 2013, the Commission updated this regulatory section to require all individuals using Title 5 section 80499 to add a new content area or general education teaching credential to complete a methodology course and to hold an EL authorization. The Commission took action in June 2013 (<http://www.ctc.ca.gov/commission/agendas/2013-06/2013-06-21.pdf>) to amend the regulations. Effective January 1, 2014 individuals earning a new content area or general education teaching credential under the provisions of this regulatory section are required to hold an EL authorization issued pursuant to Education Code section 44253.3 or 44259.5.¹ The full text of the adopted regulation is provided in *Appendix A*.

Impact of the English Learner Authorization Requirement

The Commission did not include all approved methods of earning an EL authorization when the regulations were amended in 2013. While more than 140,000 teachers have earned a CLAD Certificate and many more have now completed an EL embedded teacher preparation program, there have also previously been more than 20 other options available for earning an EL authorization. Over the years, laws have provided multiple pathways for experienced teachers to earn an EL authorization. More than 100,000 experienced teachers have earned other types of certificates that legally authorize instruction to EL students.

As noted above, the CCSD for holders of Multiple and Single Subject Credentials previously issued on the basis of Education Code section 44253.10 is not specified in section 80499 as an option, nor are the locally issued SB 1969 Certificates. By limiting options for satisfying the EL authorization requirement only to the CLAD Certificate or EL authorization listed on a general education teaching credential, the regulations have had the effect of limiting the ability of experienced teachers to earn an additional authorization through the 80499 process without either completing a CTEL program or passing the CTEL examination even though the individuals hold a valid EL authorization of another type.

For example, a teacher with 20 years of experience who earned a CCSD as an EL authorization is currently unable to add a new content area without either completing a CTEL program or passing the CTEL examination because the teacher's EL authorization was not issued pursuant to Education Code section 44253.3 or 44259.5 which is a current requirement in section 80499. Future proposed regulatory amendments will be brought forward in order to include additional EL authorization options. Applications for these teachers for additional content areas are currently returned and the educator is informed that in addition to satisfying the credential,

¹ The EL authorization issued pursuant to Education Code section 44253.3 is specific to a CLAD Certificate or EL authorization issued based on completion of a CTEL program or examination. The EL Authorization issued pursuant to Education Code section 44259.5 pertain to those issued directly on the general education teaching credential based on completion of a teacher preparation program with embedded EL content.

subject matter, and pedagogy requirements, they must also complete a Commission-approved CTEL program or pass the CTEL examination. This situation may be an unintended consequence of updating the regulation, and the Commission may wish to provide additional options for these individuals through waiving the particular conditions within the regulation to permit additional EL authorizations to be used for this purpose.

Proposed Criteria to Waive the Conditions within the English Learner Authorization Requirement in Title 5, Section 80499 for Adding a Teaching or Content Area

Current teachers holding a valid elementary or secondary teaching credential who apply to add a general education teaching credential or content area must meet all requirements specified within Title 5 section 80499 of the CCR. The Commission has broad waiver authority through Education Code section 44225(m) and may approve waiver requests from employers or institutions of higher education. Staff proposes the Commission consider the proposed criteria below as options for waiving the condition that the EL authorization requirement be limited to only those authorizations issued pursuant to Education Code sections 44253.3 or 44259.5.

Request for Waiver Submitted by the Local Education Agency	English Learner Authorization Held	Minimum Teaching Experience	Verification that Most Recent Performance Evaluation was Satisfactory or Better
Yes	CCSD (EC section 44253.10)	5 Years	Yes
Yes	SB 1969 Certificate (Registered with Commission)	5 Years	Yes
Yes	SB 1969 Certificate (Not Registered with Commission)*	5 Years	Yes

*SB 1969 Certificates not registered with the Commission must be submitted as a verified true copy of the original by the LEA or County Office of Education.

If the Commission adopts the proposed criteria, staff recommends that authority be delegated to staff to grant a waiver that meets the adopted criteria.

For clarification, staff proposes that the following EL authorizations continue to **not** be accepted toward meeting the requirements for Title 5, section 80499 of the CCR:

1. General Teaching Credential
2. Supplementary Authorization in ESL or Introductory ESL
3. University or District Intern Credential with English Learner Authorization
4. CCSD for holders of a Designated Subjects Teaching Credential issued pursuant to Education Code 44253.11
5. SDAIE Authorization on a Clear Designated Subjects Teaching Credential
6. Emergency CLAD or Emergency Bilingual Authorization Permit
7. Provisional Internship Permit with EL Authorization
8. Short-Term Staff Permit with EL Authorization

Recommended Action

To address the unintended impact of the narrowly defined EL authorization, yet maintain the policy of requiring teachers to hold an authorization to teach EL students in order to earn an additional teaching credential or content area authorization, the Commission may wish to consider regulatory amendments that will encompass additional EL authorization options. In the interim, staff recommends that the Commission adopt the proposed criteria for waiving a condition within the English learner authorization requirement specified in the CCR, Title 5 section 80499 and authorize staff to approve applications that meet the adopted criteria as well as all other requirements specified in regulations.

Next Steps

If the Commission were to take the recommended action, staff would notify the field of the change, approve or deny applications based on the criteria in this agenda item as well as all other applicable criteria, and plan to amend the 80499 regulation as soon as is feasible. If the Commission declines to take the recommended action, staff would continue to deny the applications for an additional credential or content area authorization unless the individual holds an EL authorization based on Education Code sections 44253.3 or 44259.5.

Appendix A

California Code of Regulations, Title 5 Sections 80054(a)(4) and (g)(1)(2) Pertaining to Administrative Services Credentials

§ 80499. Adding a Teaching or Content Area to a Multiple or Single Subject Credential or Previously Issued Credential.

- (a) A qualified applicant who holds a teaching credential as described in (b) and desires an additional teaching or content area may apply for the authorization directly to the Commission pursuant to (c), (d), (e), (f), (g), (h), or (i) below.
- (b) The following definitions apply only to §80499. A “qualified applicant” is defined as a holder of a valid credential that meets the definition of a “basic teaching credential” pursuant to Education Code Section 44203(e)(1) only. The “holder of a valid credential” is defined as an individual who possesses the appropriate basic teaching credential that has not yet expired.
- (c) A qualified applicant holding a valid clear or life Multiple or Single Subject Teaching Credential may obtain an additional teaching or content area when the holder has verified successful completion of (1), (2), or (3) below.
 - (1) The holder of a Multiple Subject Teaching Credential may obtain a Single Subject Teaching Credential by verifying all of the following requirements:
 - (A) subject matter knowledge in the requested area by passage of the appropriate subject-matter examination(s) adopted by the Commission or completion of a Commission-approved subject-matter program,
 - (B) a course of three semester or four quarter units in subject matter pedagogy directly related to teaching in a departmentalized setting in the content area to be listed on the Single Subject Teaching Credential. Pedagogy courses completed in California shall be accepted only if the institution has a Commission-approved preparation program for the content area sought. Commission-approved preparation programs may grant equivalency for pedagogy coursework completed at their institution. A pedagogy course completed in another state shall be accepted only from a regionally-accredited institution with a professional teacher preparation program, and
 - (C) possession of a California English Learner Authorization issued pursuant to the requirements specified in Education Code Section 44253.3 or 44259.5.
 - (2) The holder of a Single Subject Teaching Credential may obtain a Multiple Subject Teaching Credential by verifying all of the following requirements:
 - (A) subject matter knowledge in the requested area by passage of the appropriate subject-matter examination(s) adopted by the Commission,
 - (B) a course of three semester or four quarter units in subject-matter pedagogy directly related to teaching in a self-contained setting. Pedagogy courses

- completed in California shall be accepted only if the institution has a Commission-approved Multiple Subject preparation program. A pedagogy course completed in another state shall be accepted from only a regionally-accredited institution with a professional teacher preparation,
- (C) study of alternative methods of developing English language skills as described in Education Code Sections 44259(b)(4) and 44283. This requirement shall be satisfied by completion of coursework at the level required for the Multiple Subject Teaching Credential and by passage of the Reading Instruction Competence Assessment (RICA), and
 - (D) possession of a California English Learner Authorization issued pursuant to the requirements specified in Education Code Section 44253.3 or §44259.5.
- (3) The holder of a Single Subject Teaching Credential may obtain a Single Subject Teaching Credential in an added content area by verifying the following requirements:
- (A) subject matter knowledge in the requested area by passage of the appropriate subject-matter examination(s) adopted by the Commission or completion of a Commission-approved subject-matter program.
 - (B) a course of three semester or four quarter units in subject matter pedagogy directly related to teaching in a departmentalized setting in the content area to be listed on the Single Subject Teaching Credential. Pedagogy courses completed in California shall be accepted only if the institution has a Commission-approved preparation program for the content area sought. Commission-approved preparation programs may grant equivalency for pedagogy coursework completed at their institution. A pedagogy course completed in another state shall be accepted only from a regionally-accredited institution with a professional teacher preparation program. Applicants adding the following content areas shall be exempt from this requirement:
 - (i) a Science content area to an existing Science credential;
 - (ii) upgrading a Foundational-Level Mathematics credential to the full Mathematics content area; or
 - (iii) a World Language content area, other than English Language Development, to an existing World Language credential in any content area other than English Language Development
 - (C) possession of a California English Learner Authorization issued pursuant to the requirements specified in Education Code Section 44253.3 or 44259.5.
- (4) A grade of "C" or better, "Pass," or "Credit," must be earned in the coursework in the study of alternative methods of developing English language skills and the subject-matter pedagogy.
- (5) The applicant will be granted a clear multiple or single subject teaching or content area if the credential held is a clear or life.

(d) A qualified applicant holding a valid preliminary Multiple or Single Subject Teaching Credential may obtain a preliminary multiple or single subject teaching or content area when the holder has verified successful completion of (1), (2), or (3) below:

(1) The holder of a Multiple Subject Teaching Credential may obtain a Single Subject Teaching Credential by verifying all of the following requirements:

- (A) subject matter knowledge in the requested area by passage of the appropriate subject-matter examination(s) adopted by the Commission or completion of a Commission-approved subject-matter program,
- (B) a course of three semester or four quarter units in subject matter pedagogy directly related to teaching in a departmentalized setting in the content area to be listed on the Single Subject Teaching Credential. Pedagogy courses completed in California shall be accepted only if the institution has a Commission-approved preparation program for the content area sought. Commission-approved preparation programs may grant equivalency for pedagogy coursework completed at their institution. A pedagogy course completed in another state shall be accepted only from a regionally-accredited institution with a professional teacher preparation program,
- (C) study of alternative methods of developing English language skills, as described in Education Code Section 44259(b)(4),
- (D) demonstration of a knowledge of the principles and provisions of the Constitution of the United States pursuant to Education Code Section 44335, and
- (E) possession of a California English Learner Authorization issued pursuant to the requirements specified in Education Code Section 44253.3 or 44259.5.

(2) The holder of a Single Subject Teaching Credential may obtain a Multiple Subject Teaching Credential by verifying all of the following requirements:

- (A) subject matter knowledge in the requested area by passage of the appropriate subject-matter examination(s) adopted by the Commission,
- (B) a course of three semester or four quarter units in subject matter pedagogy directly related to teaching in a self-contained setting. Pedagogy courses completed in California shall be accepted only if the institution has a Commission-approved Multiple Subject preparation program. A pedagogy course completed in another state shall be accepted only from a regionally-accredited institution with a professional teacher preparation program,
- (C) study of alternative methods of developing English language skills as described in Education Code Sections 44259(b)(4) and 44283. This requirement shall be satisfied by completion of coursework at the level required for the Multiple Subject Teaching Credential and by passage of the RICA,
- (D) demonstration of a knowledge of the principles and provisions of the Constitution of the United States pursuant to Education Code Section 44335, and
- (E) possession of a California English Learner Authorization issued pursuant to the requirements specified in Education Code Section 44253.3 or 44259.5.

- (3) The holder of a Single Subject Teaching Credential may obtain a Single Subject Teaching Credential in an added content area that will be valid for five years from the original issuance date of the initial preliminary Single Subject Teaching Credential by verifying all of the following requirements:
- (A) Subject matter knowledge in the requested area by passage of the appropriate subject-matter examination(s) adopted by the Commission or completion of a Commission-approved subject matter program,
 - (B) A course of three semester or four quarter units in subject matter pedagogy directly related to teaching in a departmentalized setting in the content area to be listed on the Single Subject Teaching Credential. Pedagogy courses completed in California shall be accepted only if the institution has a Commission-approved preparation program for the content area sought. Commission-approved preparation programs may grant equivalency for pedagogy coursework completed at their institution. A pedagogy course completed in another state shall be accepted only from a regionally-accredited institution with a professional teacher preparation program. Applicants adding the following content areas shall be exempt from this requirement:
 - (i) a Science content area to an existing Science credential;
 - (ii) upgrading a Foundational-Level Mathematics credential to the full Mathematics content area; or
 - (iii) a World Language content area, other than English Language Development, to an existing World Language credential in any content area other than English Language Development,
 - (C) study of alternative methods of developing English language skills, as described in Education Code Section 44259(b)(4),
 - (D) demonstration of a knowledge of the principles and provisions of the Constitution of the United States pursuant to Education Code Section 44335, and
 - (E) possession of a California English Learner Authorization issued pursuant to the requirements specified in Education Code Section 44253.3 or 44259.5.
- (4) A grade of "C" or better, "Pass," or "Credit," must be earned in the coursework in the study of alternative methods of developing English language skills and the subject-matter pedagogy.
- (5) The applicant will be granted a 5-year preliminary multiple or single subject teaching or content area. Upon completion of all requirements for the clear credential as specified in section 80413(b), 80413.3(a)(2), or 80413.3(b)(2), as applicable, the qualified applicant may be granted a clear single or multiple subject teaching or content area.
- (e) A qualified applicant holding a valid teaching credential obtained prior to January 1, 1974, who has completed a fifth year program after earning a baccalaureate degree at a regionally accredited institution may obtain a clear Multiple or Single Subject Teaching Credential by verifying subject matter knowledge in the requested area. Subject matter

knowledge can be verified pursuant to subsection (c)(1)(A) for the Single Subject Teaching Credential or subsection (c)(2)(A) for the Multiple Subject Teaching Credential.

- (f) A qualified applicant holding a valid teaching credential obtained prior to January 1, 1974, but who has not yet completed a fifth year program after earning a baccalaureate degree at a regionally accredited institution, may obtain a preliminary Multiple or Single Subject Teaching Credential when the holder has verified subject matter knowledge in the requested area. Subject matter knowledge can be verified pursuant to subdivision (c)(1)(A) for the single subject teaching credential or (c)(2)(A) for the multiple subject teaching credential. Upon completion of a fifth year program including the recommendation of a Commission-approved institution, the qualified applicant may be granted a clear Multiple or Single Subject Teaching Credential.
- (g) A qualified applicant holding a valid clear or life Multiple or Single Subject Teaching Credential may obtain a clear Multiple or Single Subject Teaching Credential pursuant to Education Code Section 44399.1 when the holder has verified successful completion of (1), (2), or (3) below:
 - (1) The holder of a Multiple Subject Teaching Credential may obtain a Single Subject Teaching Credential by verifying possession of National Board Certification in a departmentalized content area that is comparable to a content area specified in Education Code Section 44257.
 - (2) The holder of a Single Subject Teaching Credential may obtain a Multiple Subject Teaching Credential by verifying both of the following requirements:
 - (A) Possession of National Board Certification in the area of Early Childhood (ages 3-8) Generalist or Middle Childhood (ages 7-12), and
 - (B) subject matter knowledge in the requested area by passage of the appropriate subject-matter examination(s) adopted by the Commission pursuant to Education Code 44399.1(b).
 - (3) The holder of a Single Subject Teaching Credential may obtain a Single Subject Teaching Credential in an added content area by verifying possession of National Board Certification in a subject area in a departmentalized content area that is comparable to a content area specified in Education Code Section 44257.
- (h) A qualified applicant holding a valid preliminary Multiple or Single Subject Teaching Credential may obtain a preliminary Multiple or Single Subject Teaching Credential pursuant to Education Code Section 44399.1 when the holder has verified successful completion of (1), (2), or (3) below:
 - (1) The holder of a Multiple Subject Teaching Credential may obtain a 5-year preliminary Single Subject Teaching Credential by verifying possession of National Board Certification in a departmentalized content area that is comparable to a content area specified in Education Code Section 44257.
 - (2) The holder of a Single Subject Teaching Credential may obtain a 5-year preliminary Multiple Subject Teaching Credential by verifying both of the following requirements:

- (A) Possession of National Board Certification in the area of Early Childhood (ages 3-8) Generalist or Middle Childhood (ages 7-12), and
 - (B) subject matter knowledge in the requested area by passage of the appropriate subject-matter examination(s) adopted by the Commission pursuant to Education Code 44399.1(b).
- (3) The holder of a Single Subject Teaching Credential may obtain a Single Subject Teaching Credential in an added content area that will be valid for five years from the original issuance date of the initial preliminary Single Subject Teaching Credential by verifying possession of National Board Certification in a subject area in a departmentalized content area that is comparable to a content area specified in Education Code Section 44257.
- (4) Upon completion of all requirements for the clear credential, as specified in section 80413(b), 80413.3(a)(2), or 80413.3(b)(2) as applicable, the qualified applicant may be granted a clear Single or Multiple Subject Teaching Credential or content area.
- (i) A qualified applicant holding a valid clear or life Multiple or Single Subject Teaching Credential may obtain an additional teaching or content area on the basis of an out-of-state credential by verifying (1), (2), or (3) below:
- (1) The holder of a Multiple Subject Teaching Credential may obtain a clear Single Subject Teaching Credential by verifying possession of both of the following:
 - (A) a professional level teaching credential issued by another state or U.S. Territory with a departmentalized classroom teaching authorization that is comparable to an authorization specified in Education Code Section 44257, and
 - (B) a California English Learner Authorization issued pursuant to the requirements specified in Education Code Section 44253.3 or 44259.5.
 - (2) The holder of a Single Subject Teaching Credential may obtain a clear Multiple Subject Teaching Credential by verifying possession of both of the following:
 - (A) a professional level teaching credential issued by another state or U.S. Territory with an elementary education or self-contained classroom teaching authorization, and
 - (B) a California English Learner Authorization issued pursuant to the requirements specified in Education Code Section 44253.3 or 44259.5.
 - (3) The holder of a Single Subject Teaching Credential may obtain a clear Single Subject Teaching Credential in an additional content area by verifying possession of both of the following:
 - (A) a professional level teaching credential issued by another state or U.S. Territory with a departmentalized classroom teaching authorization that is comparable to an authorization specified in Education Code Section 44257, and
 - (B) a California English Learner Authorization issued pursuant to the requirements specified in Education Code Section 44253.3 or 44259.5.

Note: Authority cited: Section 44225(q), Education Code. Reference: Sections 44225(e), 44253.3, 44257, 44259, 44259.5, 44274.2 and 44399.1, Education Code.