

## COMMISSION ON TEACHER CREDENTIALING

1020 O STREET  
SACRAMENTO, CALIFORNIA 95814

OFFICE OF THE EXECUTIVE SECRETARY

September 20, 1985

85-8608

TO: All Individuals and Groups Interested in the Activities of  
the Commission on Teacher Credentialing

FROM: *Richard K. Mastain*  
Richard K. Mastain, Interim Executive Secretary

SUBJECT: Proposed California Administrative Code, Title 5  
Regulations, Relating to:

- (1) Limited (Assignment) Emergency Teaching Credentials  
(Section 80027)
- (2) The One Year Non-Renewable Emergency Credential (OYNRE)  
and the California Basic Education Skills Test (CBEST)  
(Section 80071.4)
- (3) Subjects Added as Supplementary Authorizations.  
(Section 80089)
- (4) Scholarship Requirements (Section 80454)
- (5) Requirements for Adding Authorizations to an Existing  
Credential (Section 80499)

In accordance with Commission Policy and Administrative Regulations, the above-cited Title 5 Regulations are being distributed prior to public hearing. The public hearing to adopt these regulations is scheduled as follows:

October 17, 1985  
1:00 p.m.  
El Rancho Hotel  
1029 W. Capitol Avenue  
West Sacramento, CA 95691

SECTION 80027 - BACKGROUND - LIMITED (ASSIGNMENT) EMERGENCY TEACHING CREDENTIALS

Existing Regulation Section 80027 enables the holder of a valid teaching credential to qualify for a Limited (Assignment) Emergency Credential on the basis of an application signed by the teacher and a school district official verifying consent of both parties and if the applicant has not previously held this emergency credential in another subject. The Limited (Assignment) Emergency Credential can be reissued only twice and each time on the basis of completion of six semester hours of collegiate coursework leading to the appropriate credential.

SECTION 80027 - PURPOSE OF AMENDMENT

The proposed amendment to Section 80027 would enable the holder of a valid teaching credential to qualify for the Limited (Assignment) Emergency Credential any number of times and to qualify for the reissuance of the credential on the basis of six semester hours of collegiate coursework or 120 hours of staff development directly related to the subject or class authorized by the credential.

SECTION 80071.4- BACKGROUND - One Year Non-Renewable Emergency Credential (OYNRE) and California Basic Education Skills Test (CBEST)

Existing Regulation Section 80071.4 implements and clarifies CBEST-related statutes of 1982 and 1983. Existing regulations authorize the issuance of the one year non-renewable emergency credential (ONYRE) until July 1, 1984, and limit the issuance of said credential to applicants who completed an out-of-state approved professional preparation program.

Existing regulations also specify three administrations of the CBEST; provide for special administrations of the CBEST in the event an emergency occurs; require the Commission to schedule the special administrations not later than ten days after receipt of a completed request; define an emergency as a reasonable unforeseeable circumstance requiring immediate action for which no preparation could have been made; and specify that the district or county must agree to reimburse the Commission for all necessary costs of the special administration in excess of those recovered by the applicant test fee.

SECTION 80071.4 - PURPOSE OF AMENDMENT

The proposed amendments to Section 80071.4 would:

- authorize the issuance of the OYNRE Credential indefinitely;
- redefine applicants eligible for the OYNRE Credential to include applicants prepared out-of-state and in California who have been out-of-state during the previous year and not had an opportunity to take CBEST;
- redefine an emergency as including a reasonable unforeseeable circumstance and a foreseeable circumstance that cannot be accommodated because of special and unique staff recruitment problems in the district;
- delete the existing commitment to schedule special administrations no later than ten days after the request because school districts could not make their own special arrangements within this period;
- simplify the language related to the school districts' obligation to pay the excess cost of a special administration;
- add a subsection (n) to make clear that the Commission has no authority to consider appeals of failure to pass the CBEST; and
- add a subsection (o) to restore a regulation that was in the original regulations and was inadvertently omitted.

SECTION 80089 - BACKGROUND - SUBJECTS ADDED AS SUPPLEMENTARY AUTHORIZATIONS

Existing Regulation Section 80089 authorizes the holder of an Introductory Supplementary Authorization to teach the subject in grades nine and below.

SECTION 80089 - PURPOSE OF AMENDMENT

The proposed amendment to Section 80089 would authorize the holder of an Introductory Supplementary Authorization to teach the subject matter typically included in curriculum guidelines and textbooks for study in grades nine and below. Secondary students from grades 9-12 are often enrolled in the introductory courses (English, general science, health services, languages, mathematics, and social science). Therefore, the Commission took a position three years ago that the existing regulations were unnecessarily limiting and that the authorization should be related to subject content and not to the grade level. This proposed amendment to Subsection 80089.2 was inadvertently omitted when Sections 80086-80089.1 were amended.

SECTION 80454 - BACKGROUND - SCHOLARSHIP REQUIREMENTS

Existing Regulation Section 80454 requires applicants to have a grade point average of C or better or a grade point average required by an approved educational institution for granting a degree.

SECTION 80454 - PURPOSE OF AMENDMENT

The proposed amendments to Section 80454 would specify that the applicant must earn a grade point average of C or the grade point average of the approved educational institution, whichever is higher. The proposed amendments would also require the applicant to earn a B or better in each assignment in directed teaching or the grade point average required by an educational institution approved to recommend for the credential, whichever is higher.

SECTION 80499 - PURPOSE OF AMENDMENT - REQUIREMENTS FOR ADDING AUTHORIZATIONS TO AN EXISTING CREDENTIAL

The amendments to subsections (b)(3), (b)(4), and (c) of Section 80499 are basically technical in nature:

- Under existing regulations, Subsection 80499(b)(3) stipulates verification of writing proficiency requirements for applicants of the single subject teaching authorization in English who verify subject matter by examination. This is already covered in Subsection 80499(b)(1).
- Section 80071.3, which is referenced in Subsection 80499(b)(3), was renumbered in March 1981 as Section 80078.
- Subsection 80049(b)(4) is covered under Subsection 80499(b)(1) and is therefore redundant.

## PRESENTATION OF WRITTEN COMMENTS AND ORAL TESTIMONY AT PUBLIC HEARING

Any interested person may present oral comments to the Commission at the time and place scheduled for the public hearing on the proposed amended regulations. Any person wishing to submit written comments at that time and place may do so. In order for all Commissioners and staff to have the immediate opportunity to review written comments submitted at the hearing, it is requested but not required that persons submitting such comments provide twenty-five copies. All written statements submitted at the hearing will, however, be given full consideration pursuant to Government Code Section 11346.8(a) regardless of the number of copies submitted. Comments submitted in writing must be received prior to the close of the public hearing on October 17, 1985, pursuant to Government Code Section 11345.6(a)(8) in order for them to be considered. If you do not want to make a presentation or submit a statement regarding this proposed regulation, you can reply on the response form found on the last page.

## DETERMINATION OF REIMBURSABLE MANDATE

The Executive Secretary of the Commission on Teacher Credentialing has determined that the proposed regulations will not impose a mandate on local agencies or school districts within the meaning of Government Code Section 11346.5(a)(5).

## COST STATEMENT

The Executive Secretary has determined that the proposed regulation will not create any increased costs or savings to any state agency, or cost to any local agency or school district that is required to be reimbursed under Section 2231 of the Revenue and Taxation Code, or other non-discretionary costs or savings imposed on local agencies, or cost or savings in federal funding to the state.

The Executive Secretary has also determined that the potential cost impact of the proposed action on private persons or businesses directly affected is expected to be insignificant within the meaning of Government Code Section 11346.53(b) of the Government Code.

## CHANGES IN THE PROPOSED REGULATIONS

Where the Commission substantially modifies the text of the proposed regulation and where such modification is sufficiently related to the text made available to the public so that the public was adequately placed on notice that the Commission might adopt the modified version, the full text of the modified version of the proposed regulations will be made available for at least fifteen days at the Commission's offices at 1020 O Street, Suite 222, Sacramento, CA 95814 prior to the date on which the Commission formally adopts such proposed regulations, pursuant to Government Code Section 11346.8(c).

PROPOSED TITLE 5 REGULATIONS

80027. Limited (Assignment) Emergency Teaching Credential.

(a) Requirements for the initial issuance of the Limited (Assignment) Emergency Teaching Credential.

(1) Applicant is currently employed by the local governing board requesting such assignment.

(2) Applicant holds a valid teaching credential based on a baccalaureate degree and completion of a professional preparation program, including student teaching. ~~clear, or preliminary Multiple-or-Single-Subject-Teaching-Credential-or-a-valid-clear-or-Partial-Standard-Elementary-or-Standard-Secondary-Teaching-Credential-or-General-Secondary-Teaching-Credential.~~

(3) The application is accompanied by the appropriate Commission-approved form signed by the teacher and an appropriate school district official verifying consent of both parties; describing briefly the whole assignment which the Emergency Credential authorizes; and, verifying prior approval of the assignment by the local governing board.

(4) Submission of the statement of need described in Section 80026(a), (d) and (e); a completed application form; and the fee as specified in Section 80487.

~~(5) The applicant has not previously held a limited (assignment) emergency teaching credential in another subject.~~

(b) Requirements for the reissuance of the Limited (Assignment) Emergency Teaching Credential.

~~(1) The Limited (Assignment) Emergency Teaching Credential may be reissued only twice, and each time in accordance with the initial issuance requirements specified in Section 80027(a)(1), (2), and (3).~~

~~(2) Submission of the statement of need described in Section 80026(a), (d) and (e); a completed application form; the fee as specified in Section 80487; and verification of six semester hours of collegiate work leading to the appropriate credential.~~

(1) Completion of one of the following:

(A) Six semester hours of collegiate coursework leading to the appropriate credential; or

(B) 120 hours of staff development that is directly related to the subject or class authorized by the Limited (Assignment) Emergency Teaching Credential.

(2) Submission of a completed application that includes: verification of the requirements specified in subsections (a)(1), (2), and (3) above; a statement of need described in Subsection 80026(a), (d) and (e); the fee as specified in Section 80487; and verification of completion of either (b)(1)(A) or (b)(1)(B) above.

(c) Authorization. The Limited (Assignment) Emergency Teaching Credential authorizes the holder to teach in the assignment described in the statement signed by the teacher and the appropriate school district official, and approved by the local governing board.

NOTE: Authority cited: Sections 44225(b) and 44252, Ed Code  
Reference: Section 44254, Ed Code

80071.4. Basic Skills Examination.

(a) After January 31, 1983, every applicant for a credential, permit or certificate, or for the renewal of an emergency credential shall be required to have obtained a passing score on the California Basic Educational Skills Test (CBEST). The test is not required to renew, reissue or upgrade a credential, certificate or permit except when upgrading a permit would require a baccalaureate degree.

(b) Pursuant to Education Code Sections 44252(b) and (d) applicants for the following credentials, permits, or certificates are exempt from this requirement:

- (1) a credential to be issued solely for teaching adults in an apprenticeship program;
- (2) a credential for an adult education designated subject other than an academic subject; and
- (3) a certificate of clearance;
- (4) a children's center permit or a permit authorizing service in a special center for the handicapped, when a baccalaureate degree is not required;
- (5) a credential, certificate, or permit for an additional teaching authorization when the applicant holds a non-emergency credential, certificate or permit that requires a baccalaureate degree and authorizes teaching;
- (6) a health services credential;
- (7) a Designated Subjects Vocational Education Teaching Credential.

(c) Pursuant to Education Code Section 44252(b)(3), a school district can request a one year non-renewable emergency credential after-January-31, 1983-and-before-July-1, 1984 for an individual who has not passed the CBEST if all of the following are met;

- (1) the school district governing board must certify on the approved form provided by the Commission that:
  - (A) there is no applicant available for this position who meets credential requirements and has passed the CBEST;
  - (B) attempts have been made to secure a qualified teacher by common recruiting methods;
  - (C) the position is necessary for the normal operation of the school curriculum; and
  - (D) the applicant for the one year non-renewable emergency credential will be hired if the credential is issued.
- (2) The applicant for the one year non-renewable emergency credential has:
  - ~~(A) completed an out-of-state approved professional preparation program for a credential comparable to the credential that would have been awarded by California prior to the introduction of the CBEST requirements;~~
  - (B) completed all other minimum requirements for the California credential; ~~that would have been awarded prior to the introduction of the CBEST requirement; and~~
  - (C) passed a basic skills test developed and administered by the employing school district; and
  - (C) met the requirements specified in either (1) or (2) below:
    1. holds or is eligible for an out-of-state program, comparable to the California credential requested; or
    2. completed all of the following:
      - a. a California professional preparation program prior to February 1, 1983;

80071.4 (continued)

- b. one year of full-time, out-of-state employment based on that state's certification; and
- c. one year of residence outside of California immediately preceding application for the One Year Non-Renewable Emergency Credential.

(d) Applicants for an exchange certificated employee credential can be issued a one-year preliminary credential pending the passage of the CBEST.

(e) An applicant for any credential needing the CBEST shall be required to have passed it only once, regardless of the time that has elapsed between the date of passing the test and the date of the application.

~~(f) The Commission will administer the test at least three times in a calendar year at times established after consultation with district and county superintendents and college and university education program administrators. The schedule for a fiscal or academic year will be determined no less than four months prior to the beginning of the next fiscal year.~~

(f) The commission will establish the schedule of test administrations no less than four months prior to the beginning of the next fiscal year, and will publicize the schedule by all reasonable means as quickly as practicable.

(g) The Commission will arrange for a special administration of the test in the event that an emergency occurs. that could not have been anticipated at least one week before the late registration deadline for the most recent previous regular administration of the test. An emergency for this purpose is a reasonably unforeseeable circumstance which cannot be avoided or a foreseeable one that cannot be accommodated because of the special and unique staff recruitment problems with which a school district or group of districts is faced.

The special administration will be scheduled by the Commission as soon as possible but no later than ten working days after receipt of a completed request consistent with the district's schedule for compliance with the requirements of sections 80071.4 (h)(1)(B), (h)(1)(C), and (h)(2)(C) below, except that no special administration will be scheduled in the three calendar weeks before a scheduled regular administration. No special administration will be scheduled without reasonable assurance that at least forty people will actually register and take the test at the special administration. Two or more districts or counties may jointly participate in a single administration, provided each can satisfy the requirements specified in Section 80071.4(h).

(h) The written request for a special administration must include a copy of relevant sections of the official minutes of the district or county governing board and documentation by the superintendent of the specific facts of the emergency.

(1) The minutes of the governing board meeting must show that the board accepts the following conditions:

(A) An emergency as defined in subsection (g) exists and is unavoidable. An emergency for the purpose of implementing this section is a reasonably unforeseeable circumstance requiring immediate action for which no preparation could have been made.

80071.4 (continued)

(B) District or county staff will assist in locating or providing space for the special administration and in the identification of qualified examination proctors if such assistance is requested by the Commission or its designated agent;

(C) District or county staff will provide administrative support in accomplishing the registration process in a manner that will be consistent with the CBEST registration and reporting system;

~~(D) The district or county agrees to reimburse the Commission for all necessary costs of a special administration that are in excess of those recovered by the applicant test fee as established in Section 80487(a)(5) of these regulations, including the payment of the full fee for persons not tested, in the event that fewer than forty people are tested at the special administration. The excess administration costs for which a district or county would be obligated would not include reimbursement of tests proctors identified by the district or county, these proctors would be reimbursed from test fees.~~

(D) The district agrees to pay the full fee required for testing forty persons, even if fewer than forty actually take the test at a special administration.

(E) The district or county agrees not to require that the people taking the test pay any of the excess administrative cost incurred by the district or county.

(2) The superintendent of the district or county shall provide the following information as part of the written request:

(A) A detailed statement on the cause of emergency and the reason it could not have been anticipated in time to make use of the most recent previous regular administration;

(B) Documentation on the numbers of substitute or contract teachers needed, the total number of teachers on contract to the district or county, or the average daily number of substitutes used in the preceding year as appropriate to the definition of an emergency cited in the governing board minutes;

(C) A description of the plans for publicizing the special administration to insure that it will be maximally effective in attracting people not previously tested who can meet the emergency needs of the district or county;

(D) A definitive statement about whether admission to the special administration will be limited to people who are potential employees of the district or county requesting the special administration, or will be open to anyone who wishes to take the test;

(E) Designation of the county or district having primary responsibility for administrative arrangements for the special administration, in the event that two or more counties or districts are participating jointly in the special administration.

80071.4 (continued)

(i) No special administration will be scheduled for a college or university.

(j) There will be no limit on the number of times a person may take the entire test or sections of the test. Section(s) of the test that have been passed need not be repeated, but no person taking the test may omit any section that has not been passed. The test fee for repeating the test will be as specified in Section 80487(a)(5) of these regulations.

(k) In determining whether a person has passed the test, the highest score obtained on any section of the test at any administration will be used without regard to the length of time that has elapsed since the score was obtained.

(l) All credential program applicants shall take the CBEST for diagnostic purposes no later than the deadline for submission of his/her application for admission to ~~any of the following:~~ the credential program unless the applicant is exempt from the CBEST for the credential.

- ~~(1) All-services-credential-programs-except-health-services.~~
- ~~(2) Multiple-Subjects, including the Bilingual/Crosscultural Emphasis-credential-program,~~
- ~~(3) Single-Subject, including the Bilingual/Crosscultural Emphasis-credential-program,~~
- ~~(4) Restricted-Severely-Handicapped-credential-program, and~~
- ~~(5) All-internship, experimental, exploratory, and-pilot credential-programs-which-are-based-on-any-of-the-programs-listed-in-this-subsection.~~

(m) An individual credential applicant who already holds a valid non-emergency teaching credential that requires a baccalaureate degree and is seeking an additional teaching authorization is exempt from the provisions of subsection (l).

(n) The Commission will not consider appeals by credential applicants who have failed to achieve the passing standard established by the Commission at the time the CBEST has been most recently attempted.

(o) The Commission will issue annually a report on the passing rates of various groups on the CBEST, including passing rates by institution attended for preparation for credentials.

NOTE: Authority cited: Section 44225 Education Code

Reference: Sections 44252, 44252.5, 44203, 44830, Ed Code

#### 80089. Subjects Added as Supplementary Authorization.

(a) The holder of a valid single subject teaching credential may have one or more of the subjects, taught in the public schools of California, as listed in Sections 80089.1 and 80089.2, added as a supplementary authorization. The candidate or an approved institution shall verify completion of 20 semester hours or 10 semester hours of upper division non-remedial collegiate coursework in a subject listed in Sections 80089.1 or 80089.2, with a scholarship record of grade C or better in any course used to meet requirements of this section. The coursework shall be completed through regionally accredited institutions or institutions specially approved by the Commission.

80089 (continued)

(b) Applicants for supplementary authorizations in subject matter categories other than industrial arts, physical education, music, art, or home economics shall meet the reading requirement described in Education Code Section 44259(e).

(c) Authorization.

(1) A supplementary authorization added under the provisions of Section 80089.1 authorizes the holder to teach that subject at any grade level; preschool, kindergarten, grades 1-12, or in classes organized primarily for adults;

(2) A supplementary authorization added under the provisions of Section 80089.2 authorizes the holder to teach the subject matter content typically included in curriculum guidelines and textbooks for study in grades 9 and below.

~~(d) Applicants who are progressing toward completion of supplementary authorization requirements as they existed on March 31, 1982 shall have until January 1, 1983 to apply for said authorizations.~~

NOTE: Authority cited: Section 44225, Education Code  
Reference: Sections 44256 and 44349, Education Code

80454. Scholarship Requirements.

(a) When applying directly to the Commission for a credential, the applicant shall meet the scholarship requirements set out in this section.

(b) In courses above the twelfth grade which are offered toward fulfillment of requirements for a credential, the applicant shall have a grade point average of C or better on a five-point scale, or a grade point average that is required by an approved educational institution for granting a degree, whichever is higher.

(c) Each assignment in directed teaching shall be completed with a grade of C B or better on a five point scale, or a grade point average that is required by an educational institution approved to recommend for the credential, whichever is higher.

NOTE: Authority cited: Section 44225, Education Code

80499. Requirements for Adding Authorization to an Existing Credential.

(a) A qualified applicant desiring additional authorization may apply for the credential by recommendation of an institution approved by the Commission to recommend for the credential, or may apply directly to the Commission pursuant to Article 2 of this chapter.

(b) The holder of a valid teaching credential based on a baccalaureate degree authorizing teaching in an elementary or secondary school on a regular full-time basis may obtain an additional single-subject instruction authorization or a multiple-subject instruction authorization when the holder has verified (1), (2), (3) and (4) below:

80499 (continued)

- (1) Subject matter knowledge by completion of either the appropriate subject matter examination(s) adopted by the Commission, or a subject matter program having waiver status;
- (2) A knowledge of teaching reading by completion of either a Commission-adopted examination or a Commission-approved course of study; (This is not required for art, home economics, industrial arts, music, and physical education single subjects.)
- (3) Verification of writing proficiency by applicants for ~~the single subject teaching authorization in English who verify subject matter knowledge by examination, as described in Section 80071-2, and by applicants for an initial Multiple or Single Subject Credential, other than English,~~ who are not being recommended by a California institution of higher education having a Commission-approved professional preparation program as described in Section 80071-3 80078;
- ~~(4) Verification of oral proficiency by applicants for the single subject credential teaching authorization in French, German or Spanish who verify subject matter knowledge by examination as described in Section 80071-1.~~

(c) Qualified applicants who have verified (1), (2), and (3) above may be granted a preliminary single subject or multiple subject credential, valid for five years. Upon completion of all requirements for the clear credential as specified in Section 80413, the qualified applicant may be granted a clear single subject or multiple subject credential.

(d) When a teacher is assigned outside his or her grade level or subject matter experience, opportunities for the teacher to have available transitional supervision or training shall be provided as deemed appropriate by the district or county superintendent.

NOTE: Authority cited: Section 44225, Education Code  
Reference: Section 44259 Education Code

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1020 O STREET  
SACRAMENTO, CALIFORNIA 95814



80027, 80071.4, 80089,  
80454 and 80499

OFFICE OF THE EXECUTIVE SECRETARY

Section(s)

RESPONSE TO ATTACHED TITLE 5 REGULATIONS

So that the Commission on Teacher Credentialing can more clearly estimate the general field response to the attached Title 5 Regulations which are coming up for Public Hearing, please return this response to the Commission Office at the above address by October 15, 1985 in order that the material can be presented at the October 17, 1985 Commission meeting.

- 1.  Yes, I agree with the proposed Title 5 Regulations. Please count me in favor of these regulations.
- 2.  No, I do not agree with the proposed Title 5 Regulations for the following reasons: (If additional space is needed, use the reverse side of this sheet.)
- 3.  Personal opinion of the undersigned only.  
 Organizational opinion. (Please specify) \_\_\_\_\_
- 4.  I shall be at the Public Hearing, place my name on the list for making a presentation to the Commission.  
 No, I will not make a presentation to the Commission at the Public Hearing.

\_\_\_\_\_  
(Print or type name) Date \_\_\_\_\_

Title \_\_\_\_\_

Representing: \_\_\_\_\_  
(Circle One: School District, College, University, Professional Organization, Private Citizen, Other)