

COMMISSION FOR TEACHER PREPARATION AND LICENSING

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SACRAMENTO 95814

74-751002

TO: All Individuals and Groups Interested in
the Activities of the Commission for
Teacher Preparation and Licensing

FROM: Peter L. LoPresti, Executive Secretary *PLP*

SUBJECT: Title 5 Regulations - Repealing of Sections
17939, 17940 and 17944.

The Commission for Teacher Preparation and Licensing has approved and adopted the attached Title 5 Regulations repealing Sections 17939, 17940 and 17944 dealing with certain out-dated and inapplicable sections of the California Administrative Code, Title 5 Regulations relating to Children Center Permits.

These regulations have been approved by the State Board of Education.

FOR FILING ADMINISTRATIVE REGULATIONS WITH THE SECRETARY OF STATE

(Pursuant to Government Code Section 11380.1)

Copy below is hereby certified to be a true and correct copy of regulations adopted, or amended, or an order of repeal by: Commission for Teacher Preparation and Licensing

(Agency)

Date of adoption, amendment, or repeal:

June 6, 1975

By:

Executive Secretary

(Title)

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ORDER REPEALING REGULATIONS OF COMMISSION FOR TEACHER PREPARATION AND LICENSING

After proceedings had in accordance with the provisions of the Administrative Procedure Act (Gov. Code, Title 2, Div. 3, Part 1, Chapter 4.5) and pursuant to the authority vested by Section 16670 of the Education Code, and to implement, interpret, or make specific Sections 16670, 16764, 13174, 13175, 13206, 13207, and 13208 of the Education Code, the Commission for Teacher Preparation and Licensing hereby repeals its regulations in Title 5, California Administrative Code, as follows:

(1) Repeals Section 17939.

17939. Permits for Persons Employed on September 15, 1961. The Superintendent of Public Instruction shall issue an appropriate regular children's center permit, valid for the life of the holder, to an applicant who has not had a credential or child care permit revoked or having had it revoked shows evidence of present good moral character and who complies with the procedure prescribed for application and submits verification of both of the following:

(a) On September 15, 1961, the person was employed to perform services in a position pertaining to the supervision and instruction of children or to the supervision of a child care program.

(b) For three years immediately preceding September 15, 1961, the person had been employed in a child care center in a position pertaining to the care and supervision of children or the supervision of a child care program.

The Superintendent of Public Instruction shall indicate on such a permit that it is issued pursuant to Education Code Section 16625.3.

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CONTINUATION SHEET
FOR FILING ADMINISTRATIVE REGULATIONS
WITH THE SECRETARY OF STATE

(Pursuant to Government Code Section 11380.1)

(2) Repeals Section 17940.

17940. Permits Issued Before but Expiring After October 15, 1966. A regular or provisional child care permit issued before, but specifying an expiration date later than October 15, 1966, shall constitute a regular or provisional children's center permit, as applicable, until such expiration date. The holder may perform in a children's center the same type of service authorized in the permit for a child care center, except that "supervision and instruction" are authorized wherever "care and supervision" are specified on the permit. Such a permit may be renewed in accordance with regulations respecting child care centers that were in effect immediately prior to October 15, 1966 (or if the child care permit held is a provisional permit and all requirements in effect immediately prior to October 15, 1966 have been met a regular permit may be issued) and when a permit is so renewed or issued it shall be named and be a children's center permit. The Superintendent of Public Instruction shall indicate upon any permit so renewed or issued that it is renewed or issued under this section.

(3) Repeals Section 17944.

17944. Denial, Suspension and Revocation of Children's Center Permits. (a) The Superintendent of Public Instruction shall deny any application for a children's center permit, or for the renewal thereof, made by any applicant who would be disqualified to receive a teaching credential under the provisions of Education Code Section 13130. A hearing shall be available hereunder only upon the grounds of mistake of identity and upon written demand of the applicant.

(b) The Superintendent of Public Instruction shall forthwith suspend (where the Board of Education would be required to suspend credentials) and shall forthwith revoke (where the Board of Education would be required to revoke credentials) children's center permits for the causes set forth in Education Code Sections 13206, 13207 and 13208 as grounds for suspension and revocation of teaching credentials. A hearing shall be available hereunder only upon the grounds of mistake of identity and upon written demand of the permittee.

This order shall take effect on the thirtieth day after its filing with the Secretary of State as provided in Section 11422 of the Government Code.

NOTE: The Executive Secretary has determined that the above regulations will add no cost to local government, pursuant to Section 2231, Chapter 358 of the 1973 Statutes of the Revenue and Taxation Code.

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