

COMMISSION ON TEACHER CREDENTIALING

1812 9TH STREET

SACRAMENTO, CA 94244-2700

(916)445-0184



July 9, 1987

87-8801

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

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

SUBJECT: Proposed Title 5 Regulations Related to Credentialing Fees

In accordance with Commission policy, proposed Title 5 Regulations, Sections 80028 and 80487, are being distributed prior to the public hearing. The public hearing is scheduled on:

September 3, 1987
1:30 p.m.
Stanford University
Palo Alto, California

Existing law specifies that effective January 1, 1987, the fee for the issuance and renewal of teaching and service credentials shall be fifty dollars. The law further stipulates that in subsequent years the Commission may set a different fee, but in no case shall the fee exceed sixty-five dollars. The Commission in these proposed regulations intends to make adjustments to all certification fees. It is also possible that at the time of the public hearing the Commission may choose to make adjustments in other fees listed in these regulations. These changes will be made only after the Commission has had the opportunity to review its fiscal condition which is in the process of being prepared and will be available at the public hearing.

Specifically, in Title 5 Regulation Section 80028 the Commission proposes to modify the regulation in the following manner:

Subsection 80028 (a) (1) (B).

Modify the regulation to make it clear that the Commission charges a fee for the reissuance of a previously revoked credential.

The fee for the Certificate of Competence presently states that the fee shall be one-half the credential application fee established by regulation. The Commission proposes to amend this regulation and regulation Section 80487 to indicate that the fee shall be one-half the credential application fee set in regulation or by law. This provision is necessary because in subsequent years the credential fee may be set annually by the Legislature pursuant to Education Code Section 44235. A similar provision is proposed in Section 80487. This regulation sets the credential fee and will serve to notice the public that a different credential application fee may be set by the Legislature than the one which appears in regulation.

Section 80028 (a) (1) (C).

Clarify the regulation so that it is clear that fees must accompany personal identification (fingerprint) cards sent to the Commission for processing through the Federal Bureau of Investigation or the State Department of Justice.

Specifically, in Title 5 Regulation Section 80487, the Commission proposes to amend the regulation in the following manner:

Subsection (a). Remove unnecessary language in the regulation; define "credential" to include all documents issued by the CTC.

Subsection (a) (1). Raise the existing credential application fee from \$50.00 to \$60.00 effective January 1, 1988. The reason for the fee increase is because the Commission's preliminary fiscal forecast indicates that it will

experience an \$800,000 revenue shortfall during the 1987-88 if the fee is not raised. The Commission will prepare a more current assessment of its fiscal condition in time for presentation at the public hearing. The actual amount of the required fee adjustment will depend upon the analysis of the revised fund condition estimate. It is also possible, if the revised fund condition warrants this action, that the Commission may elect to modify other fees in this regulation at the public hearing.

Clarify existing regulation to make it clear that a fee is charged for the reissuance of a previously revoked credential.

Subsection (a) (2). Revise the regulation to read that the fee for a duplicate credential is one-half the credential application fee instead of the fee specified in regulation (which was previously set on the basis of one-half the credential application fee).

Subsection (a) (6). Redefinition makes this language unnecessary.

Subsection (a) (7). Department of Justice has lowered its actual fee to \$16.00 for this service effective July 1, 1987.

Subsection (a) (10) Title 5 Regulation Section 80028 (a) (1) (B) presently contains the fee provisions for the Certificate of Competence. This fee provision should also appear in Section 80487.

Please feel free to duplicate and distribute these proposed Title 5 Regulations to anyone you believe might be interested in responding. If you wish to make a presentation regarding the above to the Commission, please bring 30 copies of your material for distribution to the Commissioners and staff. If you can provide your statement to the Commission office fifteen days prior to the public hearing, sufficient copies of the material will be duplicated and distributed for the Commission and staff use. We would also appreciate a call to the Commission office if you plan to make a presentation in order to schedule sufficient time on the agenda for people who wish to address the Commission. If you do not want to make a presentation or submit a statement regarding the proposed Title 5 Regulations, you can reply on the Response Form found on the last page. The response must be received at the Commission office prior to the date of the public hearing.

PROPOSED AMENDMENTS TO TITLE 5, SECTIONS 80028 AND 80487

80028. Certificate of Clearance.

A Certificate of Clearance is a document, issued by the Commission, which verifies that the holder meets personal and health qualifications necessary to obtain a regular California teaching or services credential.

(a) Each candidate for an initial credential shall, prior to admission to student teaching under any professional preparation program approved by the Commission, obtain a Certificate of Clearance in accordance with (1) or (2) below.

(1) No less than 60 working days prior to admission to student teaching, the candidate shall submit the following materials to the Commission:

(A) Completed application form.

(B) One-half of the credential issuance~~r~~, reissuance or renewal fee specified in Section 80487 (a) (1) unless otherwise established by law. The fee shall apply toward the initial credential if the Certificate of Clearance accompanies the credential application.

(C) Duplicate personal identification cards as specified in Section 80442 including appropriate fees specified in Section 80487 (a) (6) and 80487 (a) (7) or by law.

The Certificate of Clearance shall be issued when the Commission has verified the candidate's personal and health status.

(2) At any time prior to admission to student teaching, the candidate shall submit the following materials to the dean/director of teacher education or the chief campus officer of the institution of higher education at which such admission is sought:

(A) All materials as specified in (A), (B) and (C) of subsection (a) (1) of this section.

(B) An affidavit attesting to the identification and personal and health qualifications of the candidate, completed and signed, under penalty of perjury, by the candidate.

The dean/director of teacher education or chief campus officer of the institution shall complete and sign, under penalty of perjury, an affidavit stating as follows: "I am the dean/director of teacher education or the chief campus officer at the above institution of higher education. I have personally examined the identification documents of this applicant and know that he/she is in fact the person he/she represents himself/herself to be. I have personally interviewed the candidate and explained to him/her the very serious consequences of any concealment or falsification of his/her identity or fitness. I hereby certify under penalty of perjury that the foregoing is true and correct."

The dean/director of teacher education or chief campus officer of the institution shall forward all materials to the Commission and will retain copies of all materials submitted. Copies of these materials shall serve in lieu of actual issuance of the Certificate of Clearance and shall authorize admission to student teaching.

The Certificate of Clearance shall be issued when the Commission has verified the candidate's personal and health status.

(b) Each potential candidate for an initial credential may, prior to admission to any professional preparation program approved by the Commission, obtain a Certificate of Clearance.

Application for the Certificate of Clearance shall be submitted to the Commission and shall include all materials specified in (A), (B), and (C) of subsection (a) (1) of this section.

The Certificate of Clearance shall be issued when the Commission has verified the potential candidate's personal and health status.

Except as provided in Subsection (a), institutions and local education agencies should not construe this as an authorization or direction to require this clearance of all students.

NOTE: Authority cited: Section 44225 (b), Education Code. Reference: Section 44320 (b), Education Code.

80487. Fees.

(a) ~~The Commission sets the following fees for issuance, renewal, duplicates or replacements of teaching and related credentials, and for obtaining summary criminal history information. For the purpose of this section, credential means any credential, certificate, permit, authorization, or other certification document, which the Commission is empowered to issue.~~

(1) ~~Thirty five~~ Fifty dollars for the issuance, ~~reissuance,~~ or renewal of a teaching or related credential, ~~unless otherwise established by law.~~ Effective ~~July 1, 1984~~ January 1, 1988 this fee shall be ~~forty~~ sixty dollars.

(2) ~~Seventeen dollars and fifty cents~~ The fee for a duplicate or replacement credential shall be one-half the fee specified in (a) (1) or the credential fee established by law. Effective ~~July 1, 1984~~ this fee shall be ~~twenty~~ dollars.

(3) Two hundred fifty dollars for a Board of Examiners' fee as provided in Section 80076.

(4) Thirty dollars for an examination processing fee as provided in Section 80077.

(5) Thirty-two dollars for the state basic skills assessment examination pursuant to Education Code Section 44252.5.

(6) Fourteen dollars, or the actual fee if different from this amount, to reimburse the Commission for the actual amount charged by the Federal Bureau of Investigation for furnishing its summary criminal history information applicable to all credentials, ~~permits, and certificates.~~

(7) ~~Eighteen~~ Sixteen dollars and fifty cents, or the actual fee if it is different from this amount, to reimburse the Commission for the fee charged by the California State Department of Justice, Criminal Identification and Investigation Bureau, for furnishing its summary criminal history information on applicants for credentials, ~~permits, and certificates.~~

(8) Forty-six dollars for each unit of the Bilingual-Crosscultural Competency Certificate examination if taken separately or a fee of one hundred twenty dollars for the entire examination, (all three units of the examination) if taken at the same time. For persons who take only one section of the Language portion of the examination, a fee of forty-two dollars will be charged.

(9) A fee of one hundred twenty dollars for the full Language Development Specialist examination; forty-two dollars for Part I, and ninety dollars for Part II, if taken separately.

(10) The fee for the Certificate of Clearance, as specified in Section 80028, shall be one-half the fee in (a) (1) or the credential fee established by law.

(b) Except for the fee specified in (a) (5), (a) (8), and (a) (9), the fees shall accompany the application for issuance, reissuance or renewal, or the request for a duplicate or replacement credential; the fees shall be deemed earned upon receipt and shall not be refunded even though the applicant does not qualify for the credential or subsequently finds a reportedly lost or destroyed document.

(c) The fee for the basic skills assessment examinations administered by a contractor on behalf of the Commission, specifically (a) (5), (a) (8), and (a) (9), shall be paid directly to the testing contractor unless otherwise specified by contract.

(d) The applicant shall receive either a credential or an evaluation which sets forth the requirements which have not been met.

(e) Where an applicant has all the qualifications for a credential at the time the application therefor is submitted, but where required verification or documentation has been delayed, no new or additional fee shall be charged if such required verification or documentation is submitted within one year.

(f) Where applicable, each application for a credential shall be accompanied by an examination processing fee pursuant to Section 80077 of these regulations.

NOTE: Authority cited: Sections 44225, 44252.5 and 44475, Education Code. Reference: Sections 44235, 44252.5, 44253.5, 44280, 44289, 44298, 44332.5 (b), 44339, 44340, 44341, 44352, 44479, 44481, 52134, and 52178, Education Code; and Section 11105 (e), Penal Code.

COMMISSION ON TEACHER CREDENTIALING

1812 9TH STREET
SACRAMENTO, CA 94244-2700



OFFICE OF THE EXECUTIVE SECRETARY

Section(s) 80028 and 80487

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 August 31, 1987 in order that the material can be presented at the September 3, 1987 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 of Type Name) Date _____

Title _____

Representing: _____
(Circle One: School District, College, University, Professional Organization, Private Citizen, Other