

CALIFORNIA COMMISSION ON TEACHER CREDENTIALING

1812 Ninth Street
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(916) 445-7254



98-9823

DATE: November 30, 1998

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

FROM: Sam Swofford, Ed.D.
Executive Director

SUBJECT: Proposed Amendment of Sections 80023.1, 80024.1, 80024.2,
80024.2.1, 80024.3, 80024.3.1, 80024.3.2, 80024.4, 80024.5, 80024.6,
80024.7, 80024.8, 80026, 80026.1, 80026.4 and 80026.6 of Title 5,
California Code of Regulations, Pertaining to Emergency Permits

Notice of Public Hearing is Hereby Given:

In accordance with Commission policy, proposed Title 5 Regulations are being distributed prior to the public hearing. A copy of the proposed regulations is attached. The added text is underlined, while the ~~deleted~~ is lined-through. The public hearing is scheduled on:

February 4, 1999

1:30 p.m.

California Commission on Teacher Credentialing
1900 Capitol Avenue
Sacramento, California

Statement of Reasons

Education Code Section 44300 provides that the Commission may issue or renew emergency teaching or specialist permits in accordance with regulations adopted by the Commission.

Section 80023.1 of Title 5 defines terms used in the emergency permit regulations. Charter schools are being added as an entity that may submit emergency permits and a grade of "C" is being added for all coursework required for an emergency permit.

Section 80024.1 of Title 5 lists the requirements for the issuance of an emergency multiple or single subject teaching permits. The amendment to this section changes the intent of the emergency permit holder to enroll in a credential program and allows for an exception for the first reissuance of an emergency permit.

Section 80024.2 of Title 5 lists the requirements for the issuance of an emergency multiple or single subject teaching permits with a bilingual, crosscultural, language and academic development emphasis. The amendment to this section changes the intent of the emergency permit holder to enroll in a credential program and allows for an exception for the first reissuance of an emergency permit.

Section 80024.2 of Title 5 lists the requirements for the issuance of an emergency multiple or single subject teaching permits with a crosscultural, language and academic development emphasis. The amendment to this section changes the intent of the emergency permit holder to enroll in a credential program and allows for an exception for the first reissuance of an emergency permit.

Section 80024.3 of Title 5 lists the requirements for the emergency specialist instruction permit which can no longer be initially issued. Subsection (a) of this section, referring to initial issuance, will be deleted.

Section 80024.3.2 of Title 5 lists the requirements for the issuance of an emergency education specialist instruction permit. The amendment to this section changes the intent of the emergency permit holder to enroll in a credential program and allows for an exception for the first reissuance of an emergency permit.

Section 80024.4 of Title 5 lists the requirements for the issuance of an emergency clinical or rehabilitative services permit. The amendment to this section changes the intent of the emergency permit holder to enroll in a credential program.

Section 80024.6 of Title 5 lists the requirements for the issuance of an emergency library media teacher services permit. The amendment to this section changes the intent of the emergency permit holder to enroll in a credential program.

Section 80026 of Title 5 provides that employing agencies must submit a Declaration of Need for Fully Qualified Educators. Charter schools will be exempt from this section. Employing agencies will need to estimate the number of participants in pre-internship or internship programs, the employing agency stipulates that there is an insufficient number of certificated persons that meet employment criteria as described on an employment announcement or job bulletin and that a written justification must be submitted by the employing agency when hiring individuals in non-shortage emergency permit areas.

Section 80026.6 of Title 5 provides what is needed for the reissuance of an emergency permit. The proposed amendment requires the holder of an initial emergency permit to obtain an evaluation by a Commission-accredited professional preparation institution identifying requirements needed for the related credential.

Documents Relied Upon in Preparing Regulations

The California Commission on Teacher Credentialing *1996-97 Annual Report: Emergency Permits and Credential Waivers* was relied upon to prepare these regulations.

Documents Incorporated by Reference

There are no documents incorporated by reference.

Written Comment Period

Any interested person, or his or her authorized representative, may submit written comments on the proposed actions. The written comment period closes at 5:00 p.m. on February 3, 1999.

Any written comments received 14 days prior to the public hearing will be reproduced by the Commission's staff for each Commissioner as a courtesy to the person submitting the comments and will be included in the written agenda prepared for and presented to the full Commission at the hearing.

Submission of Written Comments

A response form is attached for your use when submitting written comments to the Commission. Please send it to the Commission at 1900 Capitol Avenue, Sacramento, CA 95814, so it is received at least one day prior to the date of the public hearing,

Public Hearing

Oral comments on the proposed action will be taken at the public hearing. We would appreciate 14 days advance notice in order to schedule sufficient time on the agenda. Please contact the Executive Director's office at (916)445-0184 regarding this.

Any person wishing to submit written comments at the public hearing may do so. 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 regardless of the number of copies submitted.

Modification of Proposed Actions

If the Commission proposes to modify the actions hereby proposed, the modifications (other than nonsubstantial or solely grammatical modifications) will be made available for public comment for at least 15 days before they are adopted.

Contact Person/Further Information

Inquiries concerning the proposed action may be directed to Dale Janssen, at (916) 323-5065. Upon request, a copy of the express terms of the proposed action and a copy of the initial statement of reasons will be made available. In addition, all the information on which this proposal is based is available for inspection and copying.

Attachments

PROPOSED TITLE 5 REGULATIONS EMERGENCY PERMITS

80023.1. General Provisions Governing Emergency Permits.

The provisions of this section shall apply to all emergency permits specified in Section 80023.

- (a) Terms that are used in Sections 80023 through 80027, inclusive, are defined as follows:
 - (1) The terms "employing agency" and "local education agency" mean the school district, charter school, county office of education, nonpublic, nonsectarian school or agency, or school operating under the direction of a California state agency, which submits an emergency permit application to the Commission in order to employ the applicant.
 - (2) "Applicant" is the individual for whom an emergency permit application is submitted.
 - (3) "Regionally accredited college or university" means an institution of postsecondary education accredited by a regional accrediting body recognized by the Council on Postsecondary Accreditation and the United States Department of Education. In California the regional accrediting body is the Western Association of Schools and Colleges (WASC).
 - (4) "Related credential" refers to the credential that provides the same authorization as a particular emergency permit.
- (b) The following entities may submit emergency permit applications. Each application shall be submitted to the Commission on behalf of the applicant.
 - (1) Public school districts in California.
 - (2) County offices of education or county superintendents of schools in California.
 - (3) Schools that operate under the direction of a California state agency.
 - (4) Nonpublic, nonsectarian schools and agencies as defined in Education Code Sections 56365 and 56366.
 - (5) Charter Schools as defined in Education Code Section 47605.
- (c) Emergency permits are valid for the length of time specified as follows:
 - (1) An emergency permit is valid for one year.
 - (2) The expiration date of an emergency permit which is dependent upon the possession of a valid basic credential will expire with that credential if it expires before the date explained above. The emergency permit may be extended, with an application and fee but without verification of ~~renewal~~ reissuance requirements, to the end of the specified period when the basic credential is renewed.
 - (3) An individual who holds an emergency permit that was initially issued prior to January 1, 1998, and that is in effect on or after January 1, 1998, may receive one or more reissuances of that permit for a maximum of five additional one-year periods.
 - (4) An individual who is issued an initial emergency permit on or after January 1, 1998, may receive one or more reissuances of that permit for a maximum of four additional one-year periods.

- (d) Teaching or service authorized by an emergency permit shall be restricted to schools operated by the employing agency that requested the permit.
- (e) A grade of "C" or higher, "Pass", or "Credit" must be earned in each course required for the initial issuance and reissuance of an emergency permit. "Non-remedial" coursework for the purposes of this section shall be defined as coursework that is applicable toward a bachelor's degree or a higher degree at a regionally accredited college or university.

NOTE: Authority Cited: Section 44225(q), Education Code. Reference: Sections 44225, subdivisions (d) and (g), 44251(c) and 44300 Education Code.

80024.1. Emergency Multiple or Single Subject Teaching Permits.

- (a) Requirements for the initial issuance of an Emergency Multiple or Single Subject Teaching Permit include all of the following:
 - (1) The applicant and the employing agency must meet the general requirements specified in Section 80023.2.
 - (2) The applicant must ~~demonstrate~~ provide a written affirmation of his or her intent to enroll in a Commission-approved program for the related credential within the valid period of the emergency permit complete the requirements set forth in Section 80026.6 during the period of the permit.
 - (3) The applicant must verify one of the following:
 - (A) Passage of the appropriate subject matter examination(s) approved by the Commission for the related credential; or
 - (B) Successful completion of the specified number of semester units, or equivalent quarter units, of appropriate course work taken at a regionally accredited college or university as follows:
 - 1. For the Emergency Single Subject Teaching Permit, at least 18 semester units, or nine upper division or graduate semester units of course work in the subject to be taught; or
 - 2. For the Emergency Multiple Subject Teaching Permit, at least 10 semester units of course work in each of at least four of the following subject areas or at least 10 semester units of course work in each of three subject areas and an additional 10 semester units in a combination of two of the remaining subject areas. The subject areas are as follows: language studies, history, literature, humanities, mathematics, the arts, science, physical education, social science, and human development.
- (b) To ~~renew~~ reissue an Emergency Multiple or Single Subject Teaching Permit, the applicant and the employing agency must meet the requirements for ~~renewal~~ reissuance of emergency permits specified in Section 80026.6.
 - (1) The applicant who has not completed the subject matter knowledge requirement specified in Section 80413(a)(3) may, for the first reissuance only, take all components of the appropriate subject matter examination as described in Section 80071 in lieu of six semester units of coursework from a regionally accredited college or university.

(c) Authorization:

- (1) An Emergency Multiple Subject Teaching Permit authorizes the same service as a Multiple Subject Teaching Credential.
- (2) An Emergency Single Subject Teaching Permit authorizes the same service as a Single Subject Teaching Credential in the authorized field(s) listed on the permit.

NOTE: Authority cited: Section 44225(d), (g), and (q), and 44300, Education Code.
Reference: Sections 44300, and 44301 Education Code.

80024.2. Emergency Multiple or Single Subject Teaching Permit with a Bilingual, Crosscultural, Language and Academic Development (BCLAD) Emphasis .

(a) Requirements for the initial issuance of an Emergency Multiple or Single Subject Teaching Permit with a Bilingual, Crosscultural, Language and Academic Development (BCLAD) Emphasis include all of the following:

- (1) The applicant and the employing agency must meet the general requirements specified in Section 80023.2.
- (2) The applicant must verify target-language proficiency by one of the following:
 - (A) Passage in the target language of the listening and speaking sections of Test 6 of the CLAD/BCLAD Examinations, or the oral language component of the Bilingual Certificate of Competence (BCC) examination, or
 - (B) Passage in the target language of an assessment covering oral language proficiency, both listening and speaking, administered by a California college or university as a part of its Commission-approved accredited BCLAD emphasis program, or
 - (C) Passage in the target language for which the Commission has no BCLAD Test 6 of an assessment covering oral language proficiency, both listening and speaking, performed by an approved organization pursuant to Education Code Section 44253.5(a), or
 - (D) Possession of a three-year or higher degree from a foreign institution in which all instruction was delivered in the target language. The foreign institution must be equivalent in status to a regionally accredited institution of higher education in the United States.
 - (E) Possession of a valid, non-emergency California Single Subject or Standard Secondary Teaching Credential with a major in the target language.
- (3) The applicant must verify subject-matter competence by one of the following:
 - (A) Passage of the appropriate subject matter examination(s) approved by the Commission for the related credential; or
 - (B) Successful completion of the specified number of semester units, or equivalent quarter units, of appropriate course work taken at a regionally accredited college or university as follows:

1. For the Emergency Single Subject Teaching Permit with a BCLAD Emphasis, at least 18 semester units, or nine upper division or graduate semester units of course work in the subject to be taught; or
 2. For the Emergency Multiple Subject Teaching Permit with a BCLAD Emphasis, at least 10 semester units of course work in each of at least four of the following subject areas or at least 10 semester units of course work in each of three subject areas and an additional 10 semester units in a combination of two of the remaining subject areas. The subject areas are as follows: language studies, history, literature, humanities, mathematics, the arts, science, physical education, social science, and human development.
- (4) ~~The applicant must demonstrate~~ provide a written affirmation of his or her intent to enroll in a Commission approved program for the related credential within the valid period of the emergency permit complete the requirements set forth in Section 80026.6 during the period of the permit.
- (b) To ~~renew~~ reissue an Emergency Multiple or Single Subject Teaching Permit with a BCLAD Emphasis, the applicant and the employing agency must meet the requirements for ~~renewal~~ reissuance of emergency permits specified in Section 80026.6.
- (1) The applicant who has not completed the subject matter knowledge requirement specified in Section 80413(a)(3) may, for the first reissuance only, take all components of the appropriate subject matter examination as described in Section 80071 in lieu of six semester units of coursework from a regionally accredited college or university.
- (c) Authorization.
- (1) An Emergency Multiple Subject Teaching Permit with a BCLAD Emphasis authorizes the same service as a Multiple Subject Teaching Credential with a BCLAD Emphasis in the target language(s) listed on the permit.
 - (2) An Emergency Single Subject Teaching Permit with a BCLAD Emphasis authorizes the same service as a Single Subject Teaching Credential with a BCLAD Emphasis in the target language(s) and authorized field(s) listed on the permit.

NOTE: Authority cited: Section 44225(d), (g) and (q) and 44300, Education Code.
Reference: Sections 44300 and 44301 Education Code.

80024.2.1 Emergency Multiple or Single Subject Teaching Permit with a Crosscultural, Language and Academic Development (CLAD) Emphasis

- (a) Requirements for the initial issuance of an Emergency Multiple or Single Subject Teaching Permit with a Crosscultural, Language and Academic Development (CLAD) Emphasis include all of the following:
- (1) The applicant and the employing agency must meet the general requirements specified in Section 80023.2.
 - (2) The applicant must verify one of the following:
 - (A) Passage of the appropriate subject matter examination(s) approved by the Commission for the related credential; or
 - (B) Successful completion of the specified number of semester units, or equivalent quarter units, of appropriate course work taken at a regionally accredited college or university as follows:
 1. For the Emergency Single Subject Teaching Permit with a CLAD Emphasis, at least 18 semester units, or nine upper division or graduate semester units of course work in the subject to be taught; or
 2. For the Emergency Multiple Subject Teaching Permit with a CLAD Emphasis, at least 10 semester units of course work in each of at least four of the following subject areas or at least 10 semester units of course work in each of three subject areas and an additional 10 semester units in a combination of two of the remaining subject areas. The subject areas are as follows: language studies, history, literature, humanities, mathematics, the arts, science, physical education, social science, and human development; or
 - (3) The applicant must ~~demonstrate~~ provide a written affirmation of his or her intent to enroll in a Commission-approved program for the related credential within the valid period of the emergency permit complete the requirements set forth in Section 80026.6 during the period of the permit.
- (b) To ~~renew~~ reissue an Emergency Multiple or Single Subject Teaching Permit with a CLAD Emphasis, the applicant and the employing agency must meet the requirements for ~~renewal~~ reissuance of emergency permits specified in Section 80026.6.
- (1) The applicant who has not completed the subject matter knowledge requirement specified in Section 80413(a)(3) may, for the first reissuance only, take all components of the appropriate subject matter examination as described in Section 80071 in lieu of six semester units of coursework from a regionally accredited college or university.
- (c) Authorization:
- (1) An Emergency Multiple Subject Teaching Permit with a CLAD Emphasis authorizes the same service as a Multiple Subject Teaching Credential with a CLAD Emphasis.
 - (2) An Emergency Single Subject Teaching Permit with a CLAD Emphasis authorizes the same service as a Single Subject Teaching Credential with a CLAD Emphasis in the authorized field(s) listed on the permit.
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NOTE: Authority cited: Section 44225(d), (g) and (q) and 44300, Education Code. Reference: 44300, and 44301 Education Code.

80024.3 Emergency Specialist Instruction Permits for Teaching the Learning Handicapped, the Severely Handicapped, the Physically Handicapped, the Communication Handicapped, or the Visually Handicapped.

- ~~(a) Requirements for the initial issuance of an Emergency Specialist Instruction Permit for Teaching the Learning Handicapped, the Severely Handicapped, the Physically Handicapped, the Communication Handicapped, or the Visually Handicapped include all of the following:~~
- ~~(1) The applicant and the employing agency must meet the general requirements specified in Section 80023.2.~~
 - ~~(2) Either (A) or (B) below:~~
 - ~~(A) The applicant must possess a valid California teaching credential requiring a baccalaureate degree and a professional preparation program, including student teaching, or~~
 - ~~(B) The applicant must possess or show eligibility for an out-of-state credential in special education requiring a baccalaureate degree, and have completed a program approved by the responsible state licensing agency at a regionally accredited institution.~~
 - ~~(3) The applicant must demonstrate intent to enroll in a Commission-approved program for the appropriate Special Education Specialist Instruction Credential or the basic teaching credential within the valid period of the emergency permit.~~
 - ~~(4) Emergency Specialist Instruction Permits shall not be issued initially after June 30, 1998.~~
- ~~(b)(a) To ~~renew~~ reissue an Emergency Specialist Instruction Permit for Teaching the Learning Handicapped, the Severely Handicapped, the Physically Handicapped, the Communication Handicapped, or the Visually Handicapped the applicant and the employing agency must meet the requirements for ~~renewal~~ reissuance of emergency permits specified in Section 80026.6.~~
- ~~(1) Emergency Specialist Instruction Permits shall not be ~~renewed~~ reissued after June 30, 2001.~~
- (c) Authorization: An Emergency Specialist Instruction Permit authorizes the same service as the Specialist Instruction Credential in the authorized field(s) listed on the permit.

NOTE: Authority cited: Section 44225(q), Education Code. Reference: Sections 44225, subdivisions (d) and (g), and 44300 Education Code.

80024.3.1 Emergency Resource Specialist Permit.

- (a) Requirements for the initial issuance of an Emergency Resource Specialist Permit include all of the following:
- (1) The applicant and the employing agency must meet the general requirements as stated in Section 80023.2.
 - (2) Either (A) or (B) below:

- (A) The applicant must possess a valid California teaching credential requiring a baccalaureate degree and a professional preparation program, including student teaching, or
 - (B) The applicant must possess or show eligibility for an out-of-state credential in special education requiring a baccalaureate degree, and have completed a program approved by the responsible state licensing agency at a regionally accredited institution.
- (3) Either (A), (B), or (C) below:
- (A) The applicant who holds a basic California teaching credential which does not authorize instruction for special education students must demonstrate intent to enroll in a Commission-~~approved~~ accredited program for the appropriate Special Education Specialist Instruction Credential within the valid period of the emergency permit.
 - (B) The applicant who holds a California teaching credential which authorizes instruction for special education students must demonstrate intent to either enroll in a Commission-~~approved~~ accredited program or complete the assessment for the Resource Specialist Certificate of Competence as outlined in Sections 80070.2 through 80070.8 within the valid period of the emergency permit.
 - (C) The applicant who holds or is eligible for an out-of-state credential in special education must demonstrate intent to enroll in either a Commission-~~approved~~ accredited program for the appropriate Special Education Specialist Instruction Credential or the basic teaching credential, as appropriate to his or her training, within the valid period of the emergency permit.
- (b) To ~~renew~~ reissue an Emergency Resource Specialist Permit the applicant and the employing agency must meet the requirements for ~~renewal~~ reissuance of emergency permits specified in Section 80026.6, except in lieu of the six semester units of coursework or ninety clock hours of professional development described in Section 80026.6(a)(5), the applicant who holds a California teaching credential which authorizes instruction for special education students may complete the assessment for the Resource Specialist Certificate of Competence provided for in Section 80070.6.
- (c) Authorization: An Emergency Resource Specialist Permit authorizes the same service as the Resource Specialist Certificate of Competence.

NOTE: Authority cited: Section 44225(q), Education Code. Reference: Sections 44225, subdivisions (d) and (g), and 44300 Education Code.

80024.3.2. Emergency Education Specialist Instruction Permits.

- (a) Requirements for the initial issuance of an Emergency Education Specialist Instruction Permit in the areas of Mild/Moderate Disabilities, Moderate/Severe Disabilities, Deaf and Hard-of-Hearing, Physical and Health Impairments, Visual Impairments, and Early Childhood Special Education include all of the following:

- (1) The applicant and the employing agency must meet the general requirements specified in Section 80023.2.
- (2) In addition, the applicant must meet (A), (B), (C) or (D) below:
 - (A) must possess a valid California teaching credential requiring a baccalaureate degree and a professional preparation program, including student teaching, or
 - (B) must possess or show eligibility for an out-of-state credential in special education requiring a baccalaureate degree, and have completed a program approved by the responsible state licensing agency at a regionally accredited institution, or
 - (C) must verify a minimum of three years of successful full-time classroom experience, or the equivalent in part-time experience, working with special education students in a public school or a state certified nonpublic, nonsectarian school or a state certified nonpublic, nonsectarian agency with students in the age range of the authorization being requested, or
 - (D) must verify a minimum of nine semester units of coursework ~~with a grade of "C" or better~~ in special education or in a combination of special education and regular education that are appropriate to a special education or regular education teaching credential.
- (3) The applicant must ~~demonstrate~~ provide a written affirmation of his or her intent to enroll in a program accredited by the Committee on Accreditation for the appropriate Education Specialist Instruction Credential within the valid period of the emergency permit complete the requirements set forth in Section 80026.6 during the period of the permit.
- (b) To ~~renew~~ reissue an Emergency Specialist Instruction Permit in the areas of Mild/Moderate Disabilities, Moderate/Severe Disabilities, Deaf and Hard-of-Hearing, Physical and Health Impairments, Visual Impairments, and Early Childhood Special Education, the applicant and the employing agency must meet the requirements for ~~renewal~~ reissuance of emergency permits specified in 80026.6.
 - (1) The applicant who completed a professional preparation program as described in Section 80048.3(b)(2) must complete at least six semester units of coursework toward completion of the requirements described in Section 80048.3(b)(4) through (8) in lieu of the requirements described in 80026.6 (a)(5)(A).
 - (2) The applicant who has not completed the subject matter knowledge requirement specified in Section 80413(a)(3) may, for the first reissuance only, take all components of the appropriate subject matter examination as described in Section 80071 in lieu of six semester units of coursework from a regionally accredited college or university.
- (c) Authorization: An Emergency Education Specialist Instruction Permit authorizes the same service as the Education Specialist Instruction Credential in the authorized field(s) listed on the permit.

NOTE: Authority cited: Section 44225(q), Education Code. Reference: Sections 44225, subdivisions (d) and (g), 44265 and 44300 Education Code.

80024.4. Emergency Clinical or Rehabilitative Services Permit in Language, Speech and Hearing, including the Special Class Authorization.

- (a) Requirements for the initial issuance of an Emergency Clinical or Rehabilitative Services Permit in Language, Speech and Hearing, including the Special Class Authorization include all of the following:
- (1) The applicant and the employing agency must meet the general requirements as stated in Section 80023.2.
 - (2) The applicant must verify either of the following:
 - (A) Possession of a valid Clinical or Rehabilitative Services Credential in Language, Speech and Hearing; or
 - (B) Possession of a baccalaureate degree from a regionally accredited college or university and successful completion of an organized program of at least two full years or 60 semester units, including a minimum of 75 hours of supervised clinical practice with school-age children, in a regionally accredited college or university, in the area of language, speech and hearing.
 - (3) The applicant must ~~demonstrate~~ provide a written affirmation of his or her intent to enroll in a Commission approved program for the Clinical or Rehabilitative Service Credential in Language, Speech and Hearing, including the Special Class Authorization, within the valid period of the emergency permit complete the requirements set forth in Section 80026.6 during the period of the permit.
 - (4) The Emergency Clinical or Rehabilitative Services Permit in Language, Speech and Hearing, including the Special Class Authorization shall not be issued initially after July 1, 2000.
- (b) To ~~renew~~ reissue an Emergency Clinical or Rehabilitative Services Permit in Language, Speech and Hearing, including the Special Class Authorization, the applicant and the employing agency must meet the requirements for ~~renewal~~ reissuance of emergency permits specified in Section 80026.6.
- (c) Authorization. An Emergency Clinical or Rehabilitative Services Permit in Language, Speech and Hearing, including the Special Class Authorization, authorizes the same service as a Clinical or Rehabilitative Services Credential in Language, Speech and Hearing, including the Special Class Authorization.

NOTE: Authority cited: Section 44225(q), Education Code. Reference: Sections , 44225 subdivisions (d) and (g), 44268 and 44300 Education Code.

80024.5. Emergency Clinical or Rehabilitative Services Permit in Language, Speech and Hearing.

- (a) Requirements for the initial issuance of an Emergency Clinical or Rehabilitative Services Permit in Language, Speech and Hearing include all of the following:
- (1) The applicant and the employing agency must meet the general requirements as stated in Section 80023.2.
 - (2) The applicant must verify possession of a baccalaureate degree from a regionally accredited college or university and successful completion of

an organized program of at least two full years or 60 semester units, including a minimum of 75 hours of supervised clinical practice with school-age children, in a regionally accredited college or university, in the area of language, speech and hearing.

- (3) The applicant must ~~demonstrate~~ provide a written affirmation of his or her intent to enroll in a Commission-approved program for the Clinical or Rehabilitative Service Credential in Language, Speech and Hearing within the valid period of the emergency permit complete the requirements set forth in Section 80026.6 during the period of the permit.
- (4) The Emergency Clinical or Rehabilitative Services Permit in Language, Speech and Hearing shall not be issued initially after July 1, 2000.
- (b) To ~~renew~~ reissue an Emergency Clinical or Rehabilitative Services Permit in Language, Speech and Hearing, the applicant and the employing agency must meet the requirements for ~~renewal~~ reissuance of emergency permits specified in Section 80026.6.
- (c) Authorization. An Emergency Clinical or Rehabilitative Services Permit in Language, Speech and Hearing authorizes the same service as a Clinical or Rehabilitative Services Credential in Language, Speech and Hearing.

NOTE: Authority cited: Section 44225(q), Education Code. Reference: Sections 44225 subdivisions (d) and (g), 44268 and 44300 Education Code.

80024.6 Emergency Library Media Teacher Services Permit.

- (a) Requirements for the initial issuance of the Emergency Library Media Teacher Services Permit are as follows:
 - (1) Persons holding a valid California Teaching Credential must verify all of the following:
 - (A) The applicant and the employing agency must meet the general requirements specified in Section 80023.2.
 - (B) The applicant must possess a valid California Teaching Credential based on a baccalaureate degree and a professional preparation program, including student teaching.
 - (C) The applicant must ~~demonstrate~~ provide a written affirmation of his or her intent to enroll in a Commission-approved program for the Library Media Teacher Services Credential within the valid period of the emergency permit complete the requirements set forth in Section 80026.6 during the period of the permit.
 - (2) Persons holding or eligible for a valid service credential from a state other than California must verify all of the following:
 - (A) The applicant and the employing agency must meet the general requirements specified in Section 80023.2.
 - (B) The applicant must verify possession of or eligibility for an out-of-state credential or certificate authorizing service as a school librarian.
 - (C) The applicant must ~~demonstrate~~ provide a written affirmation of his or her intent to enroll in a Commission-approved program for the Library Media Teacher Services Credential within the valid

~~period of the emergency permit~~ complete the requirements set forth in Section 80026.6 during the period of the permit.

- (b) To ~~renew~~ reissue an Emergency Library Media Teacher Services Permit, the applicant and the employing agency must meet the requirements for ~~renewal~~ reissuance of emergency permits specified in Section 80026.6.
- (c) Authorization. An Emergency Library Media Teacher Services Permit authorizes the same service as a Library Media Teacher Services Credential.

Note: Authority cited: Section 44225 subsections (b) and (q), Education Code.
Reference: Sections 44225, subdivisions (d) and (g), and 44300 Education Code.

80024.7 Emergency Bilingual, Crosscultural, Language and Academic Development (BCLAD) Permit

- (a) Requirements for the initial issuance of an Emergency Bilingual, Crosscultural, Language and Academic Development (BCLAD) Permit include all of the following:
 - (1) The applicant and the employing agency must meet the general requirements specified in section 80023.2.
 - (2) The applicant must possess a valid credential or permit as specified in Education Code Section 44253.4(b)(1).
 - (3) The applicant must verify target-language proficiency by one of the following:
 - (A) Passage in the target language of the listening and speaking sections of Test 6 of the CLAD/BCLAD Examinations, or the oral language component of the Bilingual Certificate of Competence (BCC) examination, or
 - (B) Passage in the target language of an assessment covering oral language proficiency, both listening and speaking, administered by a California college or university as a part of its Commission-~~approved~~ accredited BCLAD emphasis program, or
 - (C) Passage in the target language for which the Commission has no BCLAD Test 6 of an assessment covering oral language proficiency, both listening and speaking, performed by an approved organization pursuant to Education Code Section 44253.5(a), or
 - (D) Possession of a valid, non-emergency California Single Subject or Standard Secondary Teaching Credential with a major in the target language, or
 - (E) Possession of a three-year or higher degree from a foreign institution in which all instruction was delivered in the target language. The foreign institution must be equivalent in status to a regionally accredited institution of higher education in the United States.
- (b) To ~~renew~~ reissue an Emergency Bilingual, Crosscultural, Language and Academic Development (BCLAD) Permit the applicant and the employing agency must meet the requirements for ~~renewal~~ reissuance of emergency permits specified in Section 80026.6 except in lieu of the six semester units of

coursework or ninety clock hours of professional development described in Section 80026.6(a)(5), the applicant must complete both of the following:

- (1) Pass either Test 4, Test 5, or all four parts of Test 6 of the CLAD/BCLAD Examinations if these tests, or their equivalent as detailed in Section 80015.1, were not passed prior to issuance of the emergency permit being ~~renewed~~ reissued. If all of these tests were passed prior to the issuance of the emergency permit being ~~renewed~~ reissued, three semester units of coursework required for the CLAD Certificate may be substituted. Passage of the four parts of Test 6 is not required of anyone who qualifies for the emergency permit by completion of subsections (D) or (E) in section 80024.7(a)(3) above.
 - (2) Pass either Test 1, Test 2, or Test 3 of the CLAD/BCLAD Examinations if these tests, or their equivalent as detailed in Section 80015.1, were not passed prior to issuance of the emergency permit being ~~renewed~~ reissued. If all of these tests were passed, or if the applicant opts to complete coursework in lieu of taking these tests, three semester units of coursework required for the CLAD Certificate may be substituted.
- (c) Authorization. The Emergency Bilingual, Crosscultural, Language and Academic Development (BCLAD) Permit authorizes the same service as the Bilingual, Crosscultural, Language and Academic Development (BCLAD) Certificate.

NOTE: Authority cited: Section 44225(q), Education Code. Reference: Sections 44225, subdivisions (d) and (g), and 44300 Education Code.

80024.8 Emergency Crosscultural, Language and Academic Development (CLAD) Permit

- (a) Requirements for the initial issuance of an Emergency Crosscultural, Language and Academic Development (CLAD) Permit include all of the following:
 - (1) The applicant and the employing agency must meet the general requirements specified in section 80023.2.
 - (2) The applicant must possess a valid credential or permit as specified in Education Code Section 44253.3(b)(1).
- (b) To ~~renew~~ reissue an Emergency Crosscultural, Language and Academic Development (CLAD) Permit the applicant and the employing agency must meet the requirements for ~~renewal~~ reissuance of emergency permits specified in Section 80026.6 except in lieu of the six semester units of coursework or ninety clock hours of professional development described in Section 80026.6(a)(5), the applicant must complete any two of the following: Test 1, Test 2, or Test 3 of the CLAD/BCLAD Examination, if these tests, or their equivalent as detailed in Section 80015.1, were not passed prior to issuance of the emergency permit being ~~renewed~~ reissued. If the tests were passed, or if the applicant opts to complete coursework in lieu of taking the tests, three semester units of coursework required for the CLAD Certificate may be substituted for each test not taken.

- (c) Authorization. The Emergency Crosscultural, Language and Academic Development (CLAD) Permit authorizes the same service as the Crosscultural, Language and Academic Development (CLAD) Certificate.

NOTE: Authority cited: Section 44225(q), Education Code. Reference: Sections 44225, subdivisions (d) and (g), and 44300 Education Code.

80026. Declaration of Need for Fully Qualified Educators.

Submission of a Declaration of Need for Fully Qualified Educators by the employing agency shall be a prerequisite to the issuance of any emergency permit for that agency. Charter schools as defined in Education Code Section 47605 shall be exempt from submitting a Declaration of Need for Fully Qualified Educators. The Declaration of Need for Fully Qualified Educators by an employing agency shall be valid for no more than twelve months, and shall expire on the June 30 following its submission to the Commission, unless the employing agency has an approved Plan to Develop Fully Qualified Educators which specifies a period of validity longer than twelve months. The Declaration of Need for Fully Qualified Educators shall be submitted to the Commission on a form to be provided by the Commission, and shall include all of the following information:

- (a) Estimated Need: This shall include the title(s) and number of each type of emergency permit which the employing agency estimates, based on previous year actual needs and projections of enrollment, it will need during the year covered by the Declaration. In addition, it shall include each subject to be listed on Emergency Single Subject Teaching Permits and the target language on Emergency Multiple Subject or Single Subject Teaching Permits with a Bilingual, Crosscultural, Language and Academic Development (BCLAD) Emphasis or on Emergency BCLAD Permits. The Declaration of Need for Fully Qualified Educators shall be revised, when the number of emergency permits needed exceeds the estimate by ten percent, by the governing board or superintendent/administrator of the employing agency, as specified in subsection (e) below.
- (b) Efforts to Recruit Certificated Personnel. This shall include a brief description of efforts that the employing agency has undertaken to locate and recruit individuals who hold the needed credentials, such as dated copies of written announcements of its vacancy or vacancies which were mailed to college or university placement centers.
- (c) Efforts to Establish Alternative Training Options. The Declaration shall:
 - (1) identify the names of institutions of higher education co-sponsoring internships or other certification programs with the employing agency or, if no such programs exist, briefly explain why; ~~and~~
 - (2) if the employing agency participates in pre-internship or internship programs, estimate the number which the employing agency reasonably expects to employ during the year covered by the Declaration; and
 - ~~(2)~~(3) indicate whether the employing agency has considered developing a "Plan to Develop Fully Qualified Educators" in cooperation with other education agencies in the region pursuant to Section 80026.4, or if not briefly explain why.

- (d) ~~Stipulation of Insufficiency of Suitable Applicants.~~ The employing agency shall certify that there is an insufficient number of certificated persons who meet the employing agency's specified employment criteria ~~to fill necessary positions as described on the employment announcement or job bulletin.~~
- (e) Justification for Employment of Emergency Permit Holders: The employing agency shall provide a written justification for the need to employ individuals in non-shortage areas as defined by the Commission.
- (~~e~~)(f) Adoption of the Declaration. The Declaration of Need for Fully Qualified Educators shall be adopted by the governing board of a school district, or by the superintendent of a county office of education or by the administrator of a state school or nonpublic, nonsectarian school or agency.
- (1) A Declaration of Need for Fully Qualified Educators by a school district shall be adopted by the governing board in a regularly-scheduled, public meeting of the board. The entire Declaration of Need for Fully Qualified Educators shall be included in the board agenda, and shall not be adopted by the board as part of a consent calendar.
- (2) A superintendent of a county office or the administrator of a state school or nonpublic, nonsectarian school or agency shall publicly announce his or her intent to adopt a Declaration of Need for Fully Qualified Educators at least 72 hours prior to adopting the Statement. The adopted Statement shall be signed by the superintendent or administrator.

NOTE: Authority Cited: Section 44225(q), Education Code. Reference: Sections 44225, subdivisions (d) and (g), and 44300 Education Code.

80026.1. Information to Applicants.

The local education agency shall inform each applicant for an emergency permit specified in Section 80023 of all of the following:

- (a) that the employing agency will provide the orientation, guidance and assistance required by Section 80026.5,
- (b) the name, or if providing the name is not feasible, the position, of the individual responsible for providing the guidance and assistance required by Section 80026.5;
- (c) that, in order to ~~renew~~ reissue an emergency permit, the applicant must ~~be admitted to a Commission-approved professional preparation program, and must~~ complete a minimum of six semester units, or nine quarter units, of approved course work for the related credential or, for the first ~~renewal~~ reissuance, be participating in a professional development program, and complete the equivalent as described in the employing agency's "Plan to Develop Fully Qualified Educators:", unless exceptions for ~~renewal~~ reissuance are listed under the specific requirement for the type of emergency permit for which application is being made.

NOTE: Authority Cited: Section 44225(q), Education Code. Reference: Sections 44225, subdivisions (d) and (g), and 44300 Education Code.

80026.4. Plan to Develop Fully Qualified Educators

- (a) Any employing agency may submit a Plan to Develop Fully Qualified Educators to the Commission for approval. Such a Plan shall be developed by the employing agency, in collaboration with a county office of education, regionally accredited college or university, Special Education Local Planning Area, or other public education entity in the region of the employing agency, as appropriate. The Plan shall describe efforts by the employing agency to:
- (1) recommend to the Commission the certification of personnel who, by virtue of education, training or experience, have been judged by certificated educators from the employing agency as competent to serve in an assignment, but are not yet certified to do so;
 - (2) support and assist persons who have training and experience in teaching, but neither training nor experience in the area to which they will be assigned; and
 - (3) provide development activities for persons who have neither training nor experience in teaching, for example, through university or district internships, technologically based learning, or intensive professional development programs.
- (b) Any Plan To Develop Fully Qualified Educator may propose alternatives to enrollment in a Commission-~~approved~~ accredited preparation program for the first year of development of persons granted an emergency permit for the first time. Such alternatives shall be designed to provide ninety clock hours of professional development and to be equivalent to at least 6 units of course work offered to first-year emergency permit holders by a college or university with a preparation program ~~approved~~ accredited by the Commission. Any such proposed alternative shall include information on how the performance of the applicant for the ~~renewal~~ reissuance of an emergency permit shall be evaluated.
- (c) Any Plan to Develop Fully Qualified Educators may propose ways for the employing agency to streamline or decentralize existing procedures for the issuance or ~~renewal~~ reissuance of any or all of the emergency permits listed in Section 80023 to allow the employing agency to devote more personnel or fiscal resources to supporting, assisting and developing fully qualified educators, and fewer resources to paperwork or other tasks associated with applying for emergency permits.

NOTE: Authority cited: Section 44225(q), Education Code. Reference: Section 44225, subdivisions (d) and (g), and 44300, Education Code.

80026.6 Requirements for the ~~Renewal~~ Reissuance of Emergency Permits.

- (a) The ~~renewal~~ reissuance requirements for an emergency permit identified in Section 80023, shall include all of the following:
- (1) A completed Application for Credential Authorizing Public School Service (form 41-4, rev 4-94), .
 - (2) Payment of the fee(s) required by Section 80487.
 - (3) Prior submission of a Declaration of Need for Fully Qualified Educators that satisfies the provisions of Section 80026.
 - (4) Verification that orientation, guidance and assistance have been provided as required in Section 80026.5.
 - (5) For the first reissuance only, an evaluation by a Commission-accredited professional preparation institution identifying requirements the emergency permit holder must complete to be eligible for the related credential.
- (5)(6) The following, unless exceptions for ~~renewal~~ reissuance are listed under the specific requirement for the type of emergency permit for which application is being made:
- (A) ~~admission to and enrollment in a Commission-approved professional preparation program, and e~~Completion of at least six semester units (or the equivalent quarter units) of approved coursework in a Commission-accredited professional preparation program required for issuance of the related credential; or
 - (B) for the first ~~renewal~~ reissuance only, completion of a minimum of ninety hours of professional development activities that are directly related to the subject or class authorized by the emergency permit if the applicant is employed by a employing agency with a Plan to Develop Fully Qualified Educators which has been ~~approved~~ accredited by the Commission.

NOTE: Authority Cited: Section 44225(q), Education Code. Reference: Sections 44225, subdivisions (d) and (g), and 44300 Education Code.

CALIFORNIA COMMISSION ON TEACHER CREDENTIALING

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Attn.: Sam Swofford, Ed. D.
Executive Director

Title: **Emergency Permits**
Section Nos.: 80023.1, 80024.1, 80024.2, 0024.2.1, 80024.3,
80024.3.1, 80024.3.2, 80024.4, 80024.5, 80024.6, 80024.7,
80024.8, 80026, 80026.1, 80026.4 and 80026.6

Response to the 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, please return this response form to the Commission office at the above address by 5:00 pm on February 3, 1999, in order that the material can be presented at the February 4, 1999 public hearing.

- 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. and/or
- 4. Organizational opinion representing: _____
(Circle One) School District, County Schools, College, University, Professional Organization, Other
- 5. I shall be at the public hearing, place my name on the list for making a presentation to the Commission.
- 6. No, I will not make a presentation to the Commission at the public hearing.

Signature: _____ Date: _____

Printed Name: _____

Title: _____ Phone: _____

Employer/Organization: _____

Mailing Address: _____

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