



# CODED CORRESPONDENCE

---

**DATE:**

November 22, 2024

**NUMBER:**

24-07

**TO:**

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

**FROM:**

Mary Vixie Sandy  
Executive Director  
Commission on Teacher Credentialing

**SUBJECT: Proposed Amendments to Title 5 of the California Code of Regulations Pertaining to Cost Recovery Fees for Extraordinary Accreditation Activities**

---

**Summary**

The Commission on Teacher Credentialing (Commission) proposes amendments to Title 5 of the California Code of Regulations (CCR) related to Cost Recovery Fees for Extraordinary Accreditation Activities. This rulemaking action proposes updates to the language in sections 80692 of Title 5 of the California Code of Regulations (CCR) related to Cost Recovery fees, specifically amending section 80692(a)(1)(B) and section 80692(a)(1)(E) to reflect the PK-3 Early Childhood Education (ECE) Specialist Instruction Credential, amending language for clarity in section 80692(a)(1)(E), amending language in section 80692(a)(1)(C) to reflect the PK-3 ECE Specialist Instruction Credential and deleting text in 80692(a)(1)(C)(7) since it is a duplication of text found in 80692(a)(1)(D)(2).

**Notice of Public Hearing**

The Commission has not scheduled a public hearing on this proposed action. However, the Commission will hold a hearing if it receives a written request for a public hearing from any interested person, or their authorized representative, no later than 15 days before the close of the comment period.

**Written Comment Period**

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed action by fax, through the mail, or by email. The written comment

period closes on January 6, 2025. Comments must be received by that time or may be submitted at the public hearing, should one be requested. Interested parties may fax their response to (916) 327-3165; write to the Commission on Teacher Credentialing, Attn: Lynette Roby, Commission on Teacher Credentialing, 651 Bannon Street, Suite 600, Sacramento, California 95811; or submit an email to Lynette Roby ([Lynette.Roby@ctc.ca.gov](mailto:Lynette.Roby@ctc.ca.gov)) or Cheryl Hickey at [chickey@ctc.ca.gov](mailto:chickey@ctc.ca.gov).

### **Summary of Existing Laws and Regulations**

Education Code section 44374.5 authorizes the Commission to develop and implement a cost recovery plan for extraordinary accreditation activities. The Commission adopted regulations related to cost recovery fees for extraordinary accreditation activities at the September 27, 2013 Commission meeting. Emergency regulations were approved by the Office of Administrative Law in October 2013 and in 2014 the regulations became permanent.

The Commission adopted regulations for the authorization and credential requirements for the PK-3 ECE Specialist Instruction credential at its August 2022 meeting and adopted the program standards and teaching performance expectations for this credential at its October 2022 meeting. At its December 2022 meeting, the Commission adopted the full set of regulations for the credential with minor revisions and directed staff to move forward with the rulemaking process. The final regulations were approved by the Office of Administrative Law and the regulations became effective as of April 1, 2024.

Concurrently, on December 8, 2022, the Commission adopted amendments to Cost Recovery for Program Approval and Accreditation regulations to replace the number of educator preparation program standards as the basis for each fee category with lists of preparation programs included in each fee category. The final revisions and amendments to Title 5 of the California Code of Regulations (CCR) related to Cost Recovery were approved by the Office of Administrative Law and filed with the Secretary of State on June 5, 2024. This regulatory action became effective as of October 1, 2024.

### **Summary of Objectives and Anticipated Benefits of the Proposed Regulations**

This rulemaking action proposes corrections to the adopted language in section 80692 of Title 5 of the California Code of Regulations (CCR) related to Cost Recovery fees. It is necessary to update and amend the Cost Recovery regulations to reflect the approval of the PK-3 ECE Specialist Instruction Credential. The necessity for the proposed amendments and deletion to the cost recovery regulations is as follows:

Amend section 80692(a)(1)(B)(17) - This proposed addition to 80692(a)(1)(B) updates the list of preliminary credentials to include the approval of the *Preliminary PK-3 ECE Specialist Instruction Credential*.

Amend section 80692(a)(1)(C)(4) - In the current regulations, the title of the early childhood instruction credential was listed in 80692(a)(1)(C) as the *Professional Clear Early Childhood Education Specialist Instruction Credential*. The term "professional" is no longer being used and

has been removed to create consistency with the other clear programs listed in this section. As previously noted, the PK-3 ECE Specialist Instruction Credential was approved while the Cost Recovery regulations were still being reviewed by OAL. The Cost Recovery regulations were subsequently approved so it is now necessary to update the cost recovery regulations to reflect the approved credential title *PK-3 ECE Specialist Instruction Credential*.

Amend section 80692(a)(1)(E) - The proposed addition to 80692(a)(1)(E) updates the list of initial program reviews to include the *Preliminary PK-3 ECE Specialist Instruction Credential* internship program. Additionally, “subject” was added to multiple and single subject programs for clarity. As previously noted, the PK-3 ECE Specialist Instruction Credential was approved while the Cost Recovery regulations were still being reviewed by OAL. The Cost Recovery regulations were subsequently approved so it is now necessary to update the cost recovery regulations to reflect the approved credential title of *PK-3 Early Childhood Education Specialist Instruction Credential*.

Delete Section 80692(a)(1)(C)(7) - This regulatory action proposes deleting text in 80692(a)(1)(C)(7) as it is a duplication of text found in 80692(a)(1)(D)(2).

#### **Determination of Inconsistency/Incompatibility with Existing State Regulations**

The Commission has determined that the proposed regulation amendments are not inconsistent or incompatible with existing regulations. After conducting a review of any regulations that would relate to or affect this area, the Commission has concluded that these are the only regulations that concern Cost Recovery fees assessed for extraordinary accreditation activities.

#### **Disclosures Regarding the Proposed Actions/Fiscal Impact**

The Commission has made the following initial determinations.

##### ***Local Mandate***

These proposed regulations will not impose a mandate on local agencies or school districts that must be reimbursed in accordance with Part 7 (commencing with section 17500) of the Government Code. Local education agencies may choose to sponsor educator preparation programs utilizing the proposed regulations; however, no mandate exists requiring local agencies or school districts to have educator preparation programs and, therefore, no reimbursement in accordance with Part 7 (commencing with section 17500) of the government code is required.

##### ***Fiscal Impact***

#### **Costs to any local agency or school districts requiring reimbursement pursuant to Government Code section 17500 et seq.**

These proposed regulations will not impose a cost to local agencies or school districts requiring reimbursement in accordance with Part 7 (commencing with section 17500) of the Government

Code as sponsoring an educator preparation program which is aligned to the proposed regulations and is not required by law.

**Cost or savings to any state agency**

None. This will not create a cost or savings to any state agency.

**Other non-discretionary costs or savings imposed upon local agencies**

None. Sponsoring an educator preparation program is not required by law.

**Cost or savings in federal funding to the state**

None. Sponsoring an educator preparation program which is aligned to the proposed regulations is not required by law and would not impact federal funding to the state.

*Housing Costs*

No effect on housing costs. These regulations only pertain to currently approved educator preparation programs, to institutions seeking approval to offer a teacher preparation program, and to institutions expanding their business into education preparation in California.

*Significant Statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states*

The Commission has concluded there is no significant adverse impact on business.

*Statement of the Results of the Economic Impact Assessment*

In accordance with Government Code section 11346.3(b), the Commission has made the following assessments regarding the proposed regulations:

**Creation or Elimination of Jobs within California**

These amendments will not create or eliminate jobs in California.

**Creation of New Businesses or Elimination of Existing Business within California**

These amendments will not create or eliminate existing businesses in California.

**Expansion of Businesses Currently Doing Business within California**

These amendments will not cause the expansion or elimination of existing businesses in California.

**Benefits of the Regulations**

The Commission anticipates that the proposed amendments will continue to benefit the health and welfare of California residents by providing clarity and consistency for educator preparation programs and their constituents when determining the Cost Recovery fees to be assessed for extraordinary accreditation activities. Cost recovery fees support the Commission's accreditation system which ensures high quality educator preparation programs for California's public schools. The Commission does not anticipate that these regulations will result in a direct benefit to worker safety or the state's environment.

*Cost Impacts on a Representative Private Person or Business*

The Commission is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

*Effect on Small Business*

The proposed regulations will not have a significant adverse economic impact upon small business.

*Alternatives Statement*

The Commission must determine that no reasonable alternative it considered or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposed action, or would be more cost-effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. The Commission invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations during the written comment period or at the public hearing.

*Contact Person/Further Information*

General or substantive inquiries concerning the proposed action may be directed to:

Lynette Roby

Commission on Teacher Credentialing

651 Bannon Street, Suite 600

Sacramento, CA 95811

Phone: 916-324-3668

Email: [Lynette.robby@ctc.ca.gov](mailto:Lynette.robby@ctc.ca.gov)

The backup contact person for these inquiries is:

Cheryl Hickey

Commission on Teacher Credentialing

651 Bannon Street, Suite 600

Sacramento, CA 95811

Phone: (916) 322-0695

Email: [chickey@ctc.ca.gov](mailto:chickey@ctc.ca.gov)

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. This information is also available on the Commission's website at <http://www.ctc.ca.gov/notices/rulemaking.html>. In addition, all the information on which this proposal is based is available for inspection and copying.

*Availability of Statement of Reasons and Text of Proposed Regulations*

The entire rulemaking file is available for inspection and copying throughout the rulemaking process at the Commission office at the above address. As of the date this notice is published in

the Notice of Register, the rulemaking file consists of the Notice of Proposed Rulemaking, the proposed text of regulations, the Initial Statement of Reasons, and an economic impact assessment/analysis contained in the Initial Statement of Reasons. Copies may be obtained by contacting Lynette Roby at the addresses or telephone number provided above.

*Modification of Proposed Action*

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

*Availability of Final Statement of Reasons*

The Final Statement of Reasons is submitted to the Office of Administrative Law as part of the final rulemaking package, following the conclusion of the public hearing. Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Lynette Roby at [Lynette.robby@ctc.ca.gov](mailto:Lynette.robby@ctc.ca.gov).

*Availability of Documents on the Internet*

Copies of the Notice of Proposed Rulemaking, the Initial Statement of Reasons, and the text of the regulations can be accessed through the Commission's website at <http://www.ctc.ca.gov/notices/rulemaking.html>.

CALIFORNIA CODE OF  
REGULATIONS TITLE 5.  
EDUCATION  
DIVISION 8. COMMISSION ON TEACHER CREDENTIALING  
Chapter 5. Approved Programs  
Article 3. Other Program Approval Procedures  
Subarticle 3. Cost Recovery Fees for Program Approval and Accreditation

§ 80692. Program Approval and Accreditation Fees.

(a) The following fees associated with the activities defined in section 80691 shall be submitted to the Commission by the professional preparation program:

(1) Fees for document review beyond the Standard Accreditation Cycle shall be submitted with the professional preparation program's formal response to the applicable standards as follows:

(A) Initial institutional approval: \$2,000 flat fee.

(B) Initial program review:

A \$2,000 flat fee shall be assessed for professional preparation programs that lead to one of the following credentials or authorizations:

1. Preliminary Multiple Subject Teaching Credential (Sections 80003 and 80413; Ed. Code section 44259(b));
2. Preliminary Single Subject Teaching Credential (Sections 80004 and 80413; Ed. Code section 44259(b));
3. Education Specialist Instruction Credential: Mild to Moderate Support Needs (Section 80048.6(b)(3));
4. Education Specialist Instruction Credential: Extensive Support Needs (Section 80048.6(b)(4));
5. Education Specialist Instruction Credential: Deaf and Hard-of-Hearing (Section 80048.6(b)(5));
6. Education Specialist Instruction Credential: Visual Impairments (Section 80048.6(b)(6));
7. Education Specialist Instruction Credential: Early Childhood Special Education (Sections 80047 and 80048.6(b)(7));
8. Preliminary Administrative Services Credential (Section 80054);
9. Preliminary and Clear Designated Subjects Career Technical Education Teaching Credential (Sections 80034.2, 80035.1, and 80035.5);
10. Preliminary and Clear Designated Subjects Special Subjects Teaching Credential (Section 80037);
11. Pupil Personnel Services Credential: School Counseling, School Social Work, or School Psychology (Section 80049);
12. School Nurse Services Credential (with or without the Special Teaching Authorization in Health) (Section 80050);

13. Speech-Language Pathology Services Credential (with or without Special Class Authorization) (Sections 80048.9 and 80048.9.4);
14. Clinical or Rehabilitative Services Credential: Orientation and Mobility (Section 80048.9.1);
15. Clinical or Rehabilitative Services Credential: Audiology (Section 80048.9.2);
16. Library Teacher Librarian Services Credential (with or without Special Class Authorization) (Sections 80053 and 80053.1);
17. Preliminary PK-3 Early Childhood Education Specialist Instruction Credential (Section 80067(a)).

(C) Initial program review: A \$1,500 flat fee shall be assessed for professional preparation programs that lead to one of the following credentials or authorizations:

1. Clear Multiple Subject Teaching Credential (Section 80413; Ed. Code section 44259(c));
2. Clear Single Subject Teaching Credential (Section 80413; Ed. Code section 44259(c));
3. Clear Education Specialist Instruction Credential (Section 80048.8.1);
4. ~~Professional~~ Clear PK-3 Early Childhood Education Specialist Instruction Credential (Section 80067(b));
5. Clear Administrative Services Credential (Section 80054);
6. Bilingual Authorization (Section 80033);
- ~~7. Adapted Physical Education Added Authorization (Section 80046.1).~~

(D) Initial program review: A \$1,000 flat fee shall be assessed for professional preparation programs that lead to one of the following credentials or authorizations:

1. Special Education Added Authorization: Autism Spectrum Disorders (Section 80048.7(d)(1));
2. Adapted Physical Education Added Authorization (Section 80046.1);
3. Special Education Added Authorization: Deaf-Blind (Section 80048.7(d)(2));
4. Early Childhood Special Education Added Authorization (Section 80048.5);
5. Preliminary Resource Specialist Added Authorization (Section 80070.3);
6. Clear Resource Specialist Added Authorization (Section 80070.4);
7. Mathematics Instructional Added Authorization (Section 80069.2);
8. Clear Mathematics Instructional Leadership Specialist Credential (Section 80070);
9. Reading and Literacy Added Authorization (Section 80014);
10. Restricted Specialist Teaching Credential in Reading (Section 80048.1);
11. Clear Agricultural Specialist Instruction Credential (Section 80068);
12. Designated Subjects Special Subjects Teaching Credential (Section 80037);
13. Designated Subjects Supervision and Coordination Credential (Section 80038);
14. Crosscultural, Language and Academic Development (CLAD) Certificate or English Learner Authorization (Section 80015);
15. Special Teaching Authorization in Health (Section 80050);



16. Special Class Authorization for Speech-Language Pathology Services Credential (Section 80048.9.4);
17. School Child Welfare and Attendance Authorization (Section 80049).

(E) Initial Program Review: A flat fee of \$500 shall be assessed for each multiple subject, single subject, PK-3 Early Childhood Education Specialist Instruction Credential and Education Specialist internship program.

(F) A professional preparation program that provides a number of Board of Institutional Review members that is equal to or greater than two times the number of their program documents submitted for initial program review annually and that assume all travel costs related to the review of the program documents submitted for initial review shall be exempt from payment of the fees associated with subsection (a)(1).

(2) Fees for the following activities in excess of the regularly scheduled accreditation activities shall be submitted to the Commission in the year that the extraordinary activities are performed:

(A) Focused site visit: \$1,000 for each individual attending the focused site visit.

(B) Late reviews: \$500 per submission.

(C) Stipulations:

1. Site revisit: \$1,000 per individual attending the site revisit.

2. Review of a report due to stipulations that does not require a site revisit as detailed in the *Accreditation Handbook*, Chapter Nine, Activities during the Seventh Year of the Accreditation Cycle (Rev. 2012), hereby incorporated by reference: \$500 flat fee.

3. Review of a report associated with a site revisit as detailed in the *Accreditation Handbook*, Chapter Nine, Activities during the Seventh Year of the Accreditation Cycle (Rev. 2012): \$1,000 flat fee.