



Credential Information Alert

DATE:
October 7, 2021

NUMBER:
21-04

SUBJECT: Passage of Assembly Bill (AB) 167 Temporarily Extends Substitute Teaching Limitations for the 2021-22 School Year

Summary:

California Education Code and Regulations restrict holders of most credentials or permits authorizing substitute teaching to a maximum of 30 cumulative days for any one educator in a general education assignment and 20 cumulative days for any one educator in a special education assignment during a school year. Passage of Assembly Bill (AB) 167 (Chap. 252, Stats. 2021) temporarily extends this 30 day/20 day limitation to 60 cumulative days for the holder of a qualifying credential or permit issued by the Commission on Teacher Credentialing.

Key Provisions:

Day-to-day substitute teaching is authorized by various substitute teaching permits issued by the Commission. These permits are limited in the number of days a holders can serve for one teacher. Title 5 California Code of Regulations (CCR) §80025.3 provides that the holder of a valid teaching or services credential for which the requirements are equal to or greater than those of an Emergency 30-Day Substitute Teaching Permit is authorized to serve as a day-to-day substitute for a maximum of 30 days for any one teacher during the school year in a general education setting. Education Code §56061 limits day-to-day substitute teaching to no more than 20 cumulative days for any one teacher in a special education classroom unless the educator holds the appropriate authorization for the assignment.

AB 167 temporarily increases these limits in response to unprecedented educator shortages. This new provision effectively extends the number of days the holder of a qualified document authorizing substitute teaching may substitute for any one educator to 60 cumulative days in both general education and special education classrooms during the 2021-22 school year.

Holders of valid Commission documents authorizing substitute teaching are temporarily authorized to substitute for any one educator for a maximum of 60 cumulative days during the 2021-22 school year in general education, special education, or career technical education (CTE) classroom. These documents include:

- Substitute Permit (including Emergency 30-Day, Prospective*, and Career)
- Single Subject Teaching Credential
- Multiple Subject Teaching Credential
- Education Specialist Instruction Credential
- Adult Education Teaching Credential in Academic Subjects
- Teaching Permit for Statutory Leave
- Provisional Internship or Short-Term Staff Permit

*Prospective Substitute Permit holder may not serve for more than a total of 90 days in a school year.

Holders of valid Commission documents issued in designated subjects or career technical education (CTE) documents are temporarily authorized pursuant to AB 167 to substitute for any one educator for a maximum of 60 cumulative days during the 2021-22 school year *in the setting listed*:

- Designated Subjects CTE 30-Day Substitute Teaching Credential: limited to CTE setting
- Designated Subjects CTE Teaching Credential: limited to CTE setting
- Designated Subjects Adult Education Teaching Credential (Excluding Academic Subjects): limited to Adult Education setting

You may find a list of documents that authorize substitute teaching here:

<https://www.ctc.ca.gov/credentials/assignment-resources/misassignment-correction-options/substitute-teaching-assignment-options>

Important Dates:

Effective Date: September 23, 2021

Flexibility Ends: July 1, 2022

Sources:

Assembly Bill 167 Education Finance: Education Omnibus Trailer Bill:

https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=202120220AB167

Substitute Teaching Assignment Options:

<https://www.ctc.ca.gov/credentials/assignment-resources/misassignment-correction-options/substitute-teaching-assignment-options>

References:

Substitute Teaching Web Resource:

<https://www.ctc.ca.gov/credentials/assignment-resources/ar-sub-teaching>

Contact Information:

Credential questions can be directed to the Commission's Information Services Unit at credentials@ctc.ca.gov.

Assignment related questions must be directed to the entity that serves as the monitoring authority for the Local Education Agency (LEA). County Offices of Education may contact the Commission's Assignment Unit directly with assignment-related questions regarding certificated staffing through the dedicated COE email address. County personnel who do not have access to the dedicated email address may request it by sending their full name, position, and county office of employment to credentials@ctc.ca.gov.