

## AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

1. Subdivision (b) of section 80-1.5 of the Regulations of the Commissioner of Education is amended, effective January 2, 2013, to read as follows:

(b) A school or school system shall not prohibit an [employee] individual who is a current or prospective applicant for [permanent] certification from videotaping a classroom for the purpose of meeting the requirements of the teacher performance assessment for certification as a teacher in the classroom teaching service or the performance assessment of teaching skills requirement for permanent certification, transmitting such videotape in the department, or otherwise fulfilling this classroom presentation requirement. A videotape made for this purpose shall be a confidential record of the department and as such, is not subject to viewing or disclosure to any individual or entity other than the applicant for certification, appropriate departmental personnel, and others engaged by the department to evaluate the videotape for purposes of determining the candidate's eligibility for certification.

2. Paragraph (2) of subdivision (b) of section 80-3.3 of the Regulations of the Commissioner of Education is amended, effective January 2, 2013, to read as follows:

(2) Examination. The candidate shall meet the examination requirement by meeting the requirements in one of the following subparagraphs:

(i)(a) Except as otherwise provided in this section, for candidates who have completed all requirements for initial certification on or before April 30, 2014 and who apply for certification on or before April 30, 2014, the candidate shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination liberal arts and sciences test, written assessment of teaching skills, and content specialty test(s) in the area of the certificate on or before April 30,

2014, except that a candidate seeking an initial certificate in the title of Speech and Language Disabilities (all grades) shall not be required to achieve a satisfactory level of performance on the content specialty test. Instead of meeting the examination requirements of this subdivision, a candidate applying for certification on or before April 30, 2014 may achieve a satisfactory level of performance on the set of certification examinations described in subdivision (b) of this section.

(b) Except as otherwise provided in this section, for candidates applying for certification on or after May 1, 2014 or candidates who applied for certification on or before April 30, 2014 but did not meet all the requirements for an initial certificate on or before April 30, 2014, such candidates shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination teacher performance assessment, the educating all students test, the academic literacy skills test and the content specialty test(s) in the area of the certificate, except that a candidate seeking an initial certificate in the title of Speech and Language Disabilities (all grades) shall not be required to achieve a satisfactory level of performance on the content specialty test.

(c) Examination requirement for candidates with a graduate degree in science, technology, engineering or mathematics and two years of post-secondary teaching experience in the area of the certificate sought.

(1) Any candidate seeking an initial certificate in earth science, biology, chemistry, physics, mathematics or in a closely related field as determined by the department in [(grades 5-9) or] (grades 7-12) and who is [seeking] applying for an initial certificate through individual evaluation under section 80-3.7(a)(3)(ii)(c) of this Subpart on or before April 30, 2014 and who has completed all other requirements for initial certification under such section on or before April 30, 2014 shall [not be required to achieve a satisfactory level of performance on the content specialty test] only be

required to achieve a satisfactory level of performance on the liberal arts and sciences test.

(2) Any candidate seeking an initial certificate in earth science, biology, chemistry, physics, mathematics or in a closely related field as determined by the department in (grades 7-12) and who is applying for an initial certificate through individual evaluation under section 80-3.7(a)(3)(ii)(c) of this Subpart on or after May 1, 2014 or candidates who applied for certification on or before April 30, 2014 but did not meet all the requirements for an initial certificate through individual evaluation on or before April 30, 2014, shall only be required to achieve a satisfactory level of performance on the educating all students test and the academic literacy skills test.

(ii) . . .

(c) Requirements for initial certificates in a specific career and technical subject within the field of agriculture, business and marketing, family and consumer sciences, health, a technical area, or a trade (grades 7 through 12). The candidate shall meet the requirements for the initial certificate by successfully completing the requirements in paragraph (1) or (2) of this subdivision.

(1) Option A. The requirements of this paragraph are applicable to candidates who seek an initial certificate through completion of an associate degree program or its equivalent. The candidate shall meet the requirements in each of the following subparagraphs:

(i) . . .

(ii) Examination. The candidate shall meet the examination requirement by meeting the requirements in one of the following clauses:

(a) [The candidate]

(1) A candidate who has completed all requirements for initial certification on or before April 30, 2014 and who applies for certification on or before April 30, 2014, shall

submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination written assessment of teaching skills, [and content specialty test(s) in the area of the certificate] on or before April 30, 2014 or achieve a satisfactory level of performance on the teacher performance assessment and the educating all students test.

(2) A candidate who applies for certification on or after May 1, 2014 or a candidate who applies for certification on or before April 30, 2014 but does not meet all the requirements for an initial certificate on or before April 30, 2014, shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination teacher performance assessment and the educating all students test.

(b) . . .

(iii) . . .

(2) Option B. The requirements of this paragraph are applicable to candidates who seek an initial certificate through completion of a program of coursework that does not lead to an associate or higher degree. This option shall not be available in specific family and consumer science, business and marketing and technical subject titles. The candidate shall meet the requirements in each of the following subparagraphs:

(i) . . .

(ii) Examination. The candidate shall meet the examination requirement by meeting the requirements in one of the following clauses:

(a) [The candidate]

(1) A candidate who has completed all requirements for initial certification on or before April 30, 2014 and who applies for certification on or before April 30, 2014, shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination communication and quantitative skills

test[,] and the written assessment of teaching skills[, and content specialty test(s) in the area of the certificate] on or before April 30, 2014 or evidence of having achieved a satisfactory level of performance on the communication and quantitative skills test, the teacher performance assessment and the educating all students test.

(2) A candidate who applies for certification on or after May 1, 2014 or a candidate who applies for certification on or before April 30, 2014 but does not meet all the requirements for an initial certificate on or before April 30, 2014, shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination communication and quantitative skills test, the teacher performance assessment and the educating all students test.

(b) . . .

(iii) . . .

3. Section 80-3.4 of the Regulations of the Commissioner of Education is amended, effective January 2, 2013, as follows:

Section 80-3.4. Requirements for the professional certificate in the classroom teaching service.

(a) . . .

(b) Requirements for professional certificates in all titles in classroom teaching service, except in a specific career and technical subject within the field of agriculture, business and marketing, family and consumer sciences, health, a technical area, or a trade (grades 7 through 12). The candidate shall meet the requirements in each of the following paragraphs:

(1) . . .

(2) . . .

(3) Examination.

(i) (a) Candidates who hold a transitional C certificate for career changers and others holding a graduate academic or graduate professional degree, pursuant to the requirements of section 80-5.14 this Part, and who have completed all requirements for professional certification on or before April 30, 2014, or have completed all requirements for professional certification with the exception of completion of their registered Transitional C program, and who apply for certification on or before April 30, 2014 shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination written assessment of teaching skills on or before April 30, 2014 or shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination teacher performance assessment.

(b) Candidates who hold a transitional C certificate for career changers and others holding a graduate academic or graduate professional degree, pursuant to the requirements of section 80-5.14 this Part, and who apply for certification on or after May 1, 2014 or candidates who apply for professional certification on or before April 30, 2014 but do not meet all the requirements for a professional certificate on or before April 30, 2014 shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination teacher performance assessment.

(ii) . . .

(c) Requirements for professional certificates in a specific career and technical subject within the field of agriculture, business and marketing, family and consumer sciences, health, a technical area, or a trade (grades 7 through 12). The candidate shall meet the requirements for the professional certificate by successfully completing the requirements in paragraph (1) or (2) of this subdivision.

(1) Option A. The requirements of this paragraph are applicable to candidates who seek a professional certificate and who hold an associate degree or its equivalent. The candidate shall meet the requirements for the professional certificate in each of the following subparagraphs:

(i) . . .

(ii) . . .

(iii) Examination.

(a) [The candidate] A candidate who has completed all requirements for a professional certificate and who apply for certification on or before April 30, 2014, shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination liberal arts and sciences test on or before April 30, 2014 or evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination academic literacy skills test.

(b) A candidate who applies for certification on or after May 1, 2014 or who applies for certification on or before April 30, 2014 but does not meet all the requirements for a professional certificate on or before April 30, 2014, shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination academic literacy skills test.

(2) Option B. The requirements of this paragraph are applicable to candidates who seek a professional certificate and do not possess an associate degree or its equivalent. This option shall not be available in specific family and consumer science, business and marketing, and technical subject titles. The candidate shall meet the requirements in each of the following subparagraphs:

(i) . . .

(ii) . . .

(iii) Examination.

(a) [The candidate] A candidate who has completed all other requirements for a professional certificate and who applies for certification on or before April 30, 2014, shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination liberal arts and sciences test on before April 30, 2014 or a satisfactory level of performance on the New York State Teacher Certification Examination academic literacy skills test.

(b) A candidate who applies for certification on or after May 1, 2014 or who applies for certification on or before April 30, 2014 but does not meet all the requirements for a professional certificate on April 30, 2014, shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination academic literacy skills test.

4. Section 80-3.9 of the Regulations of the Commissioner of Education is amended, effective January 2, 2013, as follows:

(a) . . .

(b) Professional certificate. In lieu of meeting the education, experience, and examination requirements prescribed in section 80-3.4(b) of this Subpart, the candidate issued an initial certificate under the requirements of subdivision (a) of this section shall meet the following requirements for a professional certificate as a teacher of speech and language disabilities (all grades):

(1) . . .

(2) . . .

(3)

(i) [the candidate] a candidate who has completed all other requirements for the professional certificate on or before April 30, 2014 and who applies for certification on or before April 30, 2014, must achieve a satisfactory level of performance on the liberal arts and sciences test [portion of the New York State teacher certification examinations]

on before April 30, 2014 or a satisfactory level of performance on the academic literacy skills test.

(ii) A candidate who applies for certification on or after May 1, 2014 or a candidate who applies for certification on or before April 30, 2014 but does not meet all the requirements for a professional certificate on or before April 30, 2014 must achieve a satisfactory level of performance on the academic literacy skills test; and

(4) . . .

5. Clause (b) of subparagraph (ii) of paragraph (1) of subdivision (a) of section 80-3.10 of the Regulations of the Commissioner of Education is amended, effective January 2, 2013, to read as follows:

Section 80-3.10. Certificates for the educational leadership service.

(b) Examination. The candidate shall submit evidence of having achieved a satisfactory level of performance on the New York State assessment for school building leadership[, provided that such assessment is available at the time the candidate applies and upon application qualifies for the initial certificate. The department shall determine the date on which such assessment is available and required]. In addition, for candidates applying for certification on or after May 1, 2014 or candidates who apply for certification on or before April 30, 2014 but do not meet all the requirements for an initial certificate on or before April 30, 2014, the candidate shall also achieve a satisfactory level of performance on the educating all students test.

6. Subparagraph (ii) of paragraph (2) of subdivision (a) of section 80-5.13 of the Regulations of the Commissioner of Education is amended, effective January 2, 2013, to read as follows:

(ii) Examination.

(a) [The candidate] A candidate who applies for a Transitional B certificate on or before April 30, 2014 and who meets all the requirements for a Transitional B certificate on or before April 30, 2014, shall submit evidence of having achieved a satisfactory level of performance on the New York State teacher certification examination liberal arts and sciences test, and the content specialty test(s) in the area of the certificate, where such content specialty test is required for the certificate title on or before April 30, 2014. Successful completion of the content specialty test in the area of the certificate shall not be required for the transitional B certificate authorizing the teaching of English to speakers of other languages, students with disabilities, students who are deaf or hard-of-hearing, students who are blind or visually impaired, or students with speech and language disabilities, or for an extension of a transitional B certificate in bilingual education. Instead, the candidate shall submit evidence of having achieved a satisfactory level of performance on a New York State teacher certification examination content specialty test prescribed by the Commissioner [or a teaching certificate in the classroom teaching service].

(b) A candidate who applies for a Transitional B certificate on or after May 1, 2014 or a candidate who applies for a Transitional B certificate on or before April 30, 2014 but does not meet all the requirements for a Transitional B certificate on April 30, 2014 shall submit evidence of having achieved a satisfactory level of performance on the New York State teacher certification examination academic literacy skills test, the education for all students test and the content specialty test(s) in the area of the certificate, where such content specialty test is required for the certificate title. Successful completion of the content specialty test in the area of the certificate shall not

be required for the transitional B certificate authorizing the teaching of English to speakers of other languages, students with disabilities, students who are deaf or hard-of-hearing, students who are blind or visually impaired, or students with speech and language disabilities, or for an extension of a transitional B certificate in bilingual education. Instead, the candidate shall submit evidence of having achieved a satisfactory level of performance on a New York State teacher certification examination content specialty test prescribed by the Commissioner or a teaching certificate in the classroom teaching service.

7. Subparagraph (ii) of paragraph (1) of subdivision (b) of section 80-5.13 of the Regulations of the Commissioner of Education is amended, effective January 2, 2013, to read as follows:

(ii) Examination.

(a) [The candidate] A candidate who applies for an initial certificate on or before April 30, 2014, and who has completed all other requirements for an initial certificate or who has completed all requirements for an initial certificate except completion of their registered Transitional B program, on or before April 30, 2014 shall submit evidence of having achieved a satisfactory level of performance on the New York State teacher certification examination written assessment of teaching skills test, and any other examination required for the provisional or initial certificate, as applicable, and/or a bilingual education extension of such certificate, as applicable, on or before April 30, 2014 or a satisfactory level of performance on the teacher performance assessment, and any other examination required for the provisional or initial certificate, as applicable, and/or a bilingual education extension of such certificate, as applicable.

(b) A candidate who applies for an initial certificate on or after May 1, 2014 or who applies for an initial certificate on or before April 30, 2014 but does not meet all the requirements for an initial certificate on or before April 30, 2014, shall submit evidence of having achieved a satisfactory level of performance on the teacher performance assessment, and any other examination required for the provisional or initial certificate, as applicable, and/or a bilingual education extension of such certificate, as applicable.

8. Paragraph (2) of subdivision (b) of section 80-5.14 of the Regulations of the Commissioner of Education is amended, effective January 2, 2013, to read as follows:

(2) Examination.

(a) [The candidate] A candidate who applies for a Transitional C certificate on or before April 30, 2014 and who has completed all other requirements for a Transitional C certificate on or before April 30, 2014, shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination liberal arts and sciences test, and content specialty test(s) in the area of the certificate on or before April 30, 2014, or a satisfactory level of performance on the academic literacy skills test, the educating all students test and the content specialty test(s) in the area of the certificate.

(b) Candidates who apply for a Transitional C certificate on or after May 1, 2014 or who apply for a Transitional C certificate on or before April 30, 2014 but do not meet all the requirements for an initial certificate on or before April 30, 2014, shall submit evidence of having achieved a satisfactory level of performance on the academic literacy skills test, the educating all students test and the content specialty test.

9. Subparagraph (ii) of paragraph (2) of subdivision (a) of section 80-5.22 of the Regulations of the Commissioner of Education is amended, effective January 2, 2013, to read as follows:

(ii) Examination.

(a) [The candidate] A candidate who applies for a Transitional G certificate on or before April 30, 2014 and who meets all the requirements for a Transitional G certificate on or before April 30, 2014 shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination liberal arts and sciences test on or before April 30, 2014 or achieve a satisfactory level of performance on the New York State Teacher Certification Examination academic literacy skills test.

(b) A candidate who applies for a Transitional G certificate on or after May 1, 2014 or who applies for a Transitional G certificate on or before April 30, 2014 but does not meet all the requirements for a Transitional G certificate on or before April 30, 2014 shall submit evidence of having achieved a satisfactory level of performance on the New York State Teacher Certification Examination academic literacy skills test.