

AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

Pursuant to Education Law sections 101, 207, 210, 215, 305, 3001, 3003, 3006 and 3009.

1. Subdivision (a) of section 52.21 of the Regulations of the Commissioner of Education, shall be amended, to read as follows:

(a) Programs leading to certification in pupil personnel service shall meet the requirements of this subdivision, except that programs leading to initial and/or professional certification in school counseling shall meet the requirements of subdivision (d) of this section by September 1, [2020] 2021. Programs leading to certification in educational leadership service shall meet the requirements of subdivision (c) of this section by September 1, 2004. Prior to September 1, 2004, programs leading to certification in educational leadership service shall meet the requirements of this subdivision or subdivision (c) of this section.

(1) . . .

(2) . . .

(3) . . .

(4) . . .

(5) . . .

2. Subdivision (d) of section 52.21 of the Regulations of the Commissioner of Education, shall be amended, to read as follows:

(d) Programs leading to certification as a school counselor. The requirements of this subdivision shall be met by September 1, [2020] 2021 for programs leading to initial certification pursuant to paragraph (2) of this subdivision and/or professional certification

in school counseling pursuant to paragraph (3) of this subdivision.

(1) . . .

(2) Standards for programs leading to initial certification as a school counselor.

In addition to meeting the applicable provisions of this Part, programs leading to initial certification as a school counselor shall be programs leading to a master's degree or higher, which shall include a minimum of 48 semester hours of graduate study, including [but not limited to] the [six] eight core content areas described in subparagraph (i) of this paragraph and shall have a minimum college-supervised practicum of 100 hours and a college-supervised internship of 600 hours as described in subparagraph (ii) of this paragraph.

(i) [~~Six~~] Eight core content areas. The program shall include a requirement that the candidate complete study that prepares candidates with knowledge, understanding, and skills in [at least] the following [six] eight core content areas and subareas of school counseling [and the subareas for these core content areas, as further defined by the Commissioner in guidance]:

(a) . . .

(b) . .

(c) . . .

(d) . . .

(e) Child growth, development and student learning, including using knowledge of child development, individual differences, learning barriers, and pedagogy to contribute to and support student learning; [and]

(f) . . .

(g) Best practices for the profession and in school counseling programming, including assessing, developing, implementing, leading, and evaluating a data-driven school counseling program that is comprehensive, utilizes best practices and advances the mission of the school; and

(h) Research and program development, including the use of research and evaluation in advancing the school counseling program, its components and the profession.

(ii) . . .

(3) Standards for programs leading to professional certification as a school counselor. Programs leading to professional certification as a school counselor shall require a candidate to complete either:

(b) a registered program leading to a master's degree, with a minimum of 60 semester hours of graduate study, which shall meet the program registration requirements for a school counselor program leading to the initial certificate as described in paragraph (2) of this subdivision. [including but not limited to, 48 semester hours of graduate study, the 100 clock hours of practicum and the 600 clock hour internship, and also require the candidate to complete a minimum of 12 semester hours of additional graduate study in at least the following two core content areas and the subareas for these core content areas, as further defined by the Commissioner in guidance: best practices for the profession and in school counseling programming, including assessing, developing, implementing, leading, and evaluating a data-driven school counseling program that is comprehensive, utilizes best practices, and advances the mission of the school; and research and program development, including the use of research and evaluation in advancing the school

counseling program, its components and the profession]; or

(ii) a registered program leading to an advanced certificate with a minimum of 12 semester hours of graduate study in any of the eight core content areas of school counseling as described in paragraph (2)(i) of this subdivision. [at least the following two core content areas and the subareas for these content areas, as further defined by the Commissioner in guidance: best practices for the profession and in school counseling programming and research and program development, as described in subparagraph (i) of this paragraph]. Only individuals who have completed a registered school counselor program leading to initial certification as a school counselor or its equivalent, and who hold their initial certification as a school counselor, or individuals who have met the requirements for initial certification as a school counselor, shall be admitted to a school counseling program that leads to an advanced certificate.

(4) . . .

(5) Accreditation. School counseling programs registered for the first time on or after September 1, [2020] 2021 leading to initial and/or professional certification under this subdivision shall be accredited by an acceptable professional education accrediting association, meaning an organization which is determined by the Department to have equivalent standards to the State's registration standards, that is approved by the department and is recognized by the United States Department of Education or the Council for Higher Education Accreditation, within seven years of the date of their initial registration, and shall be continuously accredited thereafter by an acceptable professional education accrediting association.

3. The title of Subpart 80-2 of the Regulations of the Commissioner of

Education is amended, to read as follows:

SUBPART 80-2

REQUIREMENTS FOR CERTIFICATES IN THE CLASSROOM TEACHING SERVICE APPLIED AND QUALIFIED FOR ON OR BEFORE FEBRUARY 1, 2004, THE ADMINISTRATIVE AND SUPERVISORY SERVICE APPLIED FOR ON OR BEFORE SEPTEMBER 1, 2006, AND THE PUPIL PERSONNEL SERVICE (EXCEPT FOR CERTIFICATES FOR SCHOOL COUNSELING APPLIED AND QUALIFIED FOR ON OR AFTER [SEPTEMBER 2, 2022] FEBRUARY 2, 2023).

4. Section 80-2.1 of the Regulations of the Commissioner of Education shall be amended, to read as follows:

§80-2.1 Application of this Subpart and definitions.

(a) Application of this Subpart.

(1) Provisional certificates.

(i) . . .

(ii) . . .

(iii) Candidates who apply and qualify for the provisional certificate in the title school counselor prior to [September 2, 2022] February 2, 2023 shall be subject to the requirements of this Subpart. Candidates who do not meet these requirements shall be subject to the requirements of Subpart 80-3 of this Part, unless otherwise specifically prescribed in this Part.

(2) Permanent certificates.

(i) . . .

(ii) . . .

(iii) . . .

(iv) . . .

(v) Candidates with an expired provisional certificate in the title school counselor who apply for a permanent certificate in the title school counselor prior to [September 2, 2022] February 2, 2023 shall be subject to the requirements of this Subpart, provided that they have been issued a provisional certificate in this title and have met all requirements for the permanent certificate while under a provisional certificate that was in effect. Candidates with expired provisional certificates who apply for permanent certificates in the title school counselor on or after [September 2, 2022] February 2, 2023 or who do not meet these conditions shall be subject to the requirements of Subpart 80-3 of this Part, unless otherwise specifically prescribed in this Part.

5. The title of Subpart 80-3 of the Regulations of the Commissioner of Education is amended, to read as follows:

SUBPART 80-3

REQUIREMENTS FOR CERTIFICATES IN THE CLASSROOM TEACHING SERVICE APPLIED AND QUALIFIED FOR ON OR AFTER FEBRUARY 1, 2004, THE EDUCATIONAL LEADERSHIP SERVICE APPLIED FOR ON OR AFTER SEPTEMBER 2, 2007, AND AS A SCHOOL COUNSELOR APPLIED AND QUALIFIED FOR ON OR AFTER [SEPTEMBER 2, 2022] FEBRUARY 2, 2023.

6. Section 80-3.1 of the Regulations of the Commissioner of Education is amended, to read as follows:

(a) Application of this Subpart.

(1) Candidates who apply on or after February 2, 2004 for certificates valid for classroom teaching service, and on or after September 2, 2007 for certificates valid for the educational leadership service, and on or after [September 2, 2022] February 2,

2023 for certificates valid for school counselors, shall be subject to the requirements of this Subpart, unless otherwise specifically prescribed in this Part, and except as prescribed in paragraph (2) of this subdivision.

7. Subparagraph (ii) of paragraph (2) of subdivision (a) of section 80-3.11 of the Regulations of the Commissioner of Education is amended, to read as follows:

(ii) Examination. Candidates applying for certification on or after [September 2, 2022] February 2, 2023 shall submit evidence of having achieved a satisfactory level of performance on the New York State examination for school counselors or other equivalent examination as approved by the Commissioner, if available.

8. Paragraph (3) of subdivision (a) of section 80-3.12 of the Regulations of the Commissioner of Education is amended, to read as follows:

(3) The candidate shall complete 48 semester hours of graduate coursework that includes study in each of the following [~~six~~] eight core content areas:

(i) . . .

(ii) . . .

(iii) . . .

(iv) . . .

(v) Child growth, development and student learning; [and]

(vi) . . .

(vii) Best practices for the profession and in-school counseling programming; and

(viii) Research and program development to advance the school counseling program, its components and the profession.

9. Paragraph (2) of subdivision (b) of section 80-3.12 of the Regulations of the Commissioner of Education shall be amended, to read as follows:

(2) In addition to that required for the initial certificate as described in subdivision (a) of this section, the candidate shall complete at least 12 semester hours of graduate coursework that includes study in [at least each of the following core content areas] any of the eight core content areas described in paragraph (3) of subdivision (a) of this section.

- [(i) Best practices for the profession and in school counseling programming; and
- (ii) Research and program evaluation].

10. Paragraph (3) of subdivision (b) of section 80-3.12 of the Regulations of the Commissioner of Education shall be amended, to read as follows:

(3) Experience. The candidate shall have successfully completed three years of school counseling experience in New York State public or non-public schools K-12, or its equivalent. The candidate who completes this requirement in total or part through experience in New York public schools shall be required to participate in a mentored program in the first [year of] 180 school days of employment.

11. Paragraph (5) of subdivision (a) of section 80-5.23 of the Regulations of the Commissioner of Education shall be amended, to read as follows:

(5) Examination requirement. Any candidate applying for professional certification as a school counselor through endorsement of a certificate of another state or territory pursuant to the provisions of this section on or after [September 2, 2022] February 2, 2023, shall achieve a satisfactory level of performance on the New York State school counselor examination or other equivalent examination as approved by the Commissioner, if available.

