

AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

Pursuant to Education Law sections 101, 207, 210, 305, 3001, 3004, and 3009.

1. Paragraph (4) of subdivision (b) of section 52.21 of the Regulations of the Commissioner of Education shall be amended to read as follows:

(4) Programs leading to extensions and annotations. To be registered as a program leading to an extension or annotation of a teaching or school counselor certificate, the program shall meet the requirements of this paragraph. The requirements for the extension or annotation are additional to the requirements set forth in this subdivision for the [teaching] certificate but may be completed as part of the program leading to the certificate.

(i)...

(ii)...

(iii) Programs leading to extensions authorizing the provision of bilingual education for certificates in school counselor shall require:

(a) study that will permit the candidate to obtain the following knowledge, understanding and skills:

(1) theories of bilingual education and bilingualism;

(2) multicultural perspectives in education;

(3) sociolinguistics and psycholinguistics;

(4) methods of providing school counselor services as appropriate to the school counselor certificate to bilingual English language learners, using the native language and English; and

(b) college-supervised field experiences of at least 50 clock hours in providing bilingual services, as appropriate to the school counselor certificate.

2. Subdivision (a) of section 80-2.9 of the Regulations of the Commissioner of Education shall be amended to read as follows:

(a) The validity of a provisional or permanent certificate issued pursuant to this Part may be extended by the commissioner to include bilingual education if the holder of such certificate meets the requirements described in paragraph (1), (2), (3) or (4) of this subdivision, provided that the candidate applied for and upon application qualified for such extension prior to February 2, 2004 for certificates in the classroom teaching service, or prior to February 2, 2023 for certificates in the school counselor title, except for candidates who are applying for an extension to a certificate title in pupil personnel service, other than the school counselor title, or the administrative and supervisory service for which no time limit for application is applicable. Candidates who apply for an extension in bilingual education on or after February 2, 2004 for certificates in the classroom teaching service, or apply for an extension in bilingual education on or after February 2, 2023 for certificates in the school counselor title, shall meet the requirements of Subpart 80-4 of this Part. Candidates who apply for an extension in bilingual education on or after February 2, 2004 for certificates in the pupil personnel service, other than candidates who apply for an for such extension on or after February 2, 2023 for certificates in the school counselor title, or the administrative and supervisory service shall be required to meet the requirements of this section.

3. The title of Subpart 80-4 of the Regulations of the Commissioner of Education shall be amended to read as follows:

SUBPART 80-4

REQUIREMENTS FOR EXTENSIONS AND ANNOTATIONS OF CERTIFICATES IN  
THE CLASSROOM TEACHING SERVICE [APPLIES] APPLIED FOR ON OR AFTER  
FEBRUARY 2, 2004 AND IN THE SCHOOL COUNSELOR TITLE APPLIED FOR ON  
OR AFTER FEBRUARY 2, 2023

4. Subdivision (a) of section 80-4.3 of the Regulations of the Commissioner of Education shall be amended to read as follows:

(a) Requirements for the extension in bilingual education.

The candidate shall meet the requirements in each of the following paragraphs:

(1) The requirements of this subdivision shall be applicable to the extension in bilingual education of provisional, permanent, initial, emergency COVID-19, or professional certificates in the classroom teaching service and provisional, permanent, initial or professional certificates in the school counselor title. The requirements of section 80-2.9 of this Part shall be applicable to the extension in bilingual education for certificates in the pupil personnel service, other than certificates in the school counselor title, or the administrative and supervisory service.

(2) The candidate shall meet the requirements in each of the following subparagraphs:

(i) Education.

(a)...

(b)...

(c) For candidates who are requesting the extension of a certificate in the school counselor title, the candidate shall satisfactorily complete a program registered pursuant

to section 52.21(b)(4)(ii) of this Title, or its equivalent consisting of a total of twelve semester hours of coursework. Such equivalent coursework shall include study in each of the following subjects:

(1) theories of bilingual education;

(2) multicultural perspectives;

(3) sociolinguistics and psycholinguistics; and

(4) methods of providing school counselor services to English language learners using native language and English.

(ii)...

(3)...

(4) Supplementary bilingual education extension for certificates in the classroom teaching service and in the school counselor title.

(i) Purpose. The purpose of a supplementary bilingual education extension is to authorize a teacher who is currently certified in a title in the classroom teaching service to teach bilingual English language learners and to authorize a certified school counselor to work with bilingual English language learners, where there is a demonstrated shortage, while the [teacher] candidate is matriculated in a program at an institution of higher education leading to an extension in bilingual education.

(ii) Limitations. The supplementary bilingual extension shall be valid for three years from its effective date and shall not be renewable. A supplementary bilingual education extension shall also be limited to employment with an employing entity.

(iii) Requirements. To be eligible for a supplementary bilingual education extension, a candidate shall meet the following requirements:

(a) Application. The candidate shall apply for the supplementary bilingual education extension and upon application qualify for the supplementary bilingual education extension.

(b) Certification. The candidate shall hold a valid provisional, initial, emergency COVID-19, permanent, or professional certificate in a title in the classroom teaching service or a valid provisional, initial, permanent, or professional certificate in the school counselor title identified in [this Subpart or Subpart 80-3 of] this Part.

(c) The candidate shall be matriculated in a registered program leading to a bilingual education extension [of a certificate as a teacher in the classroom teaching service], as prescribed in section 52.21(b)(4) of this Title, provided that such program must require the candidate to pass an assessment of proficiency in the language of the bilingual education extension sought as a condition for entry into the program.

(d) Education. The candidate shall have completed coursework as prescribed in this subparagraph.

(1) The candidate shall have completed three semester hours in bilingual education as prescribed in the requirements for a bilingual education extension, set forth in this section, including study in theories of bilingual education and multicultural perspectives.

(2) A statement shall be submitted by the chancellor, in the case of employment with the City School District of the City of New York; or by the superintendent, in the case of other employing boards; or by the chief school officer, in the case of employment with another entity required by law to employ certified teachers or school counselors certifying:

(i) the employing entity seeks to employ the candidate in a position in a certificate title in the classroom teaching service or in the school counselor certificate title with a demonstrated shortage of certified teachers or certified school counselors with an extension in bilingual education;

(ii) the employing entity will require, as a condition of employment under the supplementary condition bilingual extension, the candidate's matriculation in a program at an institution of higher education leading to a bilingual extension; and

(iii) the employing entity will provide appropriate support to the candidate undertaking an assignment with the supplementary bilingual education extension to ensure the maintenance of quality instruction for such candidate.