

AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

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

1. Subdivision (a) of section 80-5.8 of the Regulations of the Commissioner of Education, is amended, effective July 27, 2016, to read as follows:

§80-5.8. Endorsement of certificates for services as a teacher in the classroom teaching service and recognition of substantially equivalent out-of-state teacher education programs for service as a teacher in the classroom teaching service in New York State.

(a) Endorsement of certificates for service as a teacher in the classroom teaching service.

(1) The commissioner may endorse the certificate or an equivalent authorization to practice from another state or territory of the United States or the District of Columbia for service as a teacher in the classroom teaching service, provided that the candidate meets the following requirements:

(i) The candidate shall hold a valid certificate or equivalent authorization to practice from another state or territory of the United States or the District of Columbia that is equivalent to the title and type of the certificate sought.

(ii) The candidate shall meet the general requirements for certificates prescribed in Subpart 80-1 of this Part, including but not limited to the requirements of section 80-1.3 relating to citizenship, section 80-1.4 relating to study in child abuse identification and reporting, and school violence prevention and intervention; section 80-1.13 relating to coursework or training in harassment, bullying and discrimination prevention and

intervention [and school violence prevention and intervention]; and section 80-1.1 relating to a criminal history check.

(iii) The candidate shall hold a baccalaureate or higher degree from a regionally accredited institution or a higher education institution that the commissioner deems substantially equivalent. Candidates shall have achieved a 2.5 cumulative grade point average, or its equivalent, in the program leading to the degree.

(iv) The candidate shall either:

(a) (1) have completed a teacher education program from a regionally accredited institution of higher education or a higher education institution that the Commissioner deems substantially equivalent, provided that such program leads to an initial certificate, or a similar certificate title and type, in the jurisdiction in which the higher education institution is located; and

(2) meet the examination requirements for the title and type of certificate sought in this State; except if a candidate meets all the examination requirements except the teacher performance assessment, if required for the certificate type and title sought, the candidate shall be issued a one-year nonrenewable conditional initial certificate, provided that the candidate meets the requirements of section 80-5.17 of this Subpart; or

(b) (1) have at least three years of satisfactory experience in a public school (grades birth-12) in another state or territory of the United States or the District of Columbia in a position that would have required the equivalent of an initial or professional certificate in the certificate title sought as a teacher in the classroom teaching service for employment in New York State and while under a certificate issued

by such other state authorizing such service, such experience must have been completed within five years immediately preceding the application for endorsement of the out-of-state certificate; or the candidate shall have equivalent experience as determined by the Commissioner; and

(2) submit satisfactory evidence that the candidate received evaluation ratings of effective or highly effective, or the substantial equivalent of such ratings, in each of his or her three most recent years of experience in a public school in another state or territory of the United States or the District of Columbia in the certificate title sought as a teacher in the classroom teaching service for employment in New York State.

[(iv) Degree. The candidate shall hold a baccalaureate or higher degree from a regionally accredited institution or a higher education institution that the commissioner deems substantially equivalent. Candidates shall have achieved a 2.5 cumulative grade point average, or its equivalent, in the program leading to the degree.

(v) Examination. The candidate shall meet the examination requirements for the title and type of certificate sought in this State.]

(2) Such candidate who meets the endorsement requirements in paragraph (1) of this subdivision shall be issued an initial certificate as a teacher in the classroom teaching service pursuant to the requirements of this Part.

[(3) If a candidate meets all of the requirements for endorsement set forth in paragraph (1) of this subdivision, except the teacher performance assessment, if required for the certificate type and title sought, the candidate shall be issued a one-year nonrenewable conditional initial certificate, provided that the candidate meets the requirements of section 80-5.17 of this Subpart.]

(b). . .

2. Section 80-5.20 of the Regulations of the Commissioner of Education is amended, effective July 27, 2016, to read as follows:

80-5.20 Endorsement of certificates for service as a school district leader, school district business leader, and school building leader.

(a) School district leader.

(1) The commissioner may endorse the certificate of another state or territory of the United States or the District of Columbia for service as a school district leader, provided that the candidate meets the following requirements:

(i) The candidate shall hold a valid certificate of another state or territory of the United States or the District of Columbia that is equivalent to the professional certificate as a school district leader.

(ii) The candidate shall meet the general requirements for certificates prescribed in Subpart 80-1 of this Part, including but not limited to the requirements of section 80-1.3 relating to citizenship, section 80-1.4 relating to study in child abuse identification and reporting and school violence prevention and intervention, section 80-1.13 relating to study in harassment, bullying and discrimination prevention [and school violence prevention and intervention]; and section 80-1.11 relating to a criminal history record check.

(iii) The candidate shall hold a master's or higher degree from a regionally accredited higher education institution or an equivalently approved higher education institution as determined by the department, or have equivalent educational preparation as determined by the commissioner.

(iv) (a) The candidate shall have had at least three years of satisfactory experience in a public school (grades N-12) in another state or territory of the United States or the District of Columbia in a position that would have required the professional certificate as a school district leader for employment in New York State and while under a certificate issued by such other state authorizing such service, which experience must have been completed within [ten] five years immediately preceding the application for endorsement of the out-of-state certificate; or the candidate shall have equivalent experience as determined by the commissioner; and

(b) shall submit satisfactory evidence that the candidate received evaluation ratings of effective or highly effective, or the substantial equivalent of such ratings, in each of his or her three most recent years of experience in a public school in another state or territory of the United States or the District of Columbia in the certificate title sought as a school district leader for employment in New York State.

[(v) Examination requirement.

(a) Any candidate applying for a professional certificate as a school district leader through endorsement of a certificate of another state or territory pursuant to the provisions of this section on or after October 2, 2013 shall achieve a satisfactory level of performance on the school district leader examination.

(b) Any candidate applying for a professional certificate as a school district leader through endorsement of a certificate of another state or territory pursuant to the provisions of this section on or after May 1, 2014 or who applies for certificate 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 achieving a satisfactory level of performance on the educating all students test.]

(2) Such candidate who meets the endorsement requirements in paragraph (1) of this subdivision shall be issued a professional certificate as a school district leader. [The professional certificate as a school district leader shall be continuously valid, provided that the professional development requirement prescribed in section 80-3.6 of this Part is met by the professional certificate holder. The professional certificate holder shall be required to meet such professional development requirement to maintain the continued validity of the professional certificate.]

(b) School district business leader.

(1) The commissioner may endorse the certificate of another state or territory of the United States or the District of Columbia for service as a school district business leader, provided that the candidate meets the following requirements:

(i) The candidate shall hold a valid certificate of another state or territory of the United States or the District of Columbia that is equivalent to the professional certificate as a school district business leader.

(ii) The candidate shall meet the general requirements for certificates prescribed in Subpart 80-1 of this Part, including but not limited to the requirements of section 80-1.3 relating to citizenship, section 80-1.4 relating to study in child abuse identification and reporting and school violence prevention and intervention, section 80-1.13 relating to study in harassment, bullying and discrimination prevention [and school violence prevention and intervention]; and section 80-1.11 relating to a criminal history record check.

(iii) The candidate shall hold a master's or higher degree from a regionally accredited higher education institution or an equivalently approved higher education institution as determined by the department, or have equivalent educational preparation as determined by the commissioner.

(iv) (a) The candidate shall have had at least three years of satisfactory experience in a public school (grades N-12) in another state or territory of the United States or the District of Columbia in a position that would have required the professional certificate as a school district business leader for employment in New York State and while under a certificate issued by such other state authorizing such service, which experience must have been completed within [ten] five years immediately preceding the application for endorsement of the out-of-state certificate; or the candidate shall have equivalent experience as determined by the commissioner; and

(b) shall submit satisfactory evidence that the candidate received evaluation ratings of effective or highly effective, or the substantial equivalent of such ratings, in each of his or her three most recent years of experience in a public school in another state or territory of the United States or the District of Columbia in the certificate title sought as a school district business leader for employment in New York State.

(2) Such candidate who meets the endorsement requirements in paragraph (1) of this subdivision shall be issued a professional certificate as a school district business leader. [The professional certificate as a school district business leader shall be continuously valid, provided that the professional development requirement prescribed in section 80-3.6 of this Part is met by the professional certificate holder. The

professional certificate holder shall be required to meet such professional development requirement to maintain the continued validity of the professional certificate.]

(c) School Building Leader

(1) The commissioner may endorse the certificate of another state or territory of the United States or the District of Columbia for service as a school building leader, provided that the candidate meets the following requirements:

(i) The candidate shall hold a valid certificate of another state or territory of the United States or the District of Columbia that is equivalent to the initial certificate as a school building leader.

(ii) The candidate shall meet the general requirements for certificates prescribed in Subpart 80-1 of this Part, including but not limited to the requirements of section 80-1.3 relating to citizenship, section 80-1.4 relating to study in child abuse identification and reporting and school violence prevention and intervention, section 80-1.13 relating to study in harassment, bullying and discrimination prevention; and section 80-1.11 relating to a criminal history record check.

(iii) The candidate shall hold a master's or higher degree from a regionally accredited higher education institution or an equivalently approved higher education institution as determined by the department, or have equivalent educational preparation as determined by the commissioner.

(iv) (a) The candidate shall have had at least three years of satisfactory experience in a public school (grades N-12) in another state or territory of the United States or the District of Columbia in a position that would have required the initial certificate as a school building leader for employment in New York State and while

under a certificate issued by such other state authorizing such service, which experience must have been completed within five years immediately preceding the application for endorsement of the out-of-state certificate; or the candidate shall have equivalent experience as determined by the commissioner; and

(b) shall submit satisfactory evidence that the candidate received evaluation ratings of effective or highly effective, or the substantial equivalent of such ratings, in each of his or her three most recent years of experience in a public school in another state or territory of the United States or the District of Columbia in the certificate title sought as a school building leader for employment in New York State.

(2) Such candidate who meets the endorsement requirements in paragraph (1) of this subdivision shall be issued an initial certificate as a school building leader.