

ASSEMBLY BILL

No. 1918

Introduced by Assembly Member O'Donnell

February 11, 2016

An act to add and repeal Article 15 (commencing with Section 44410) of Chapter 2 of Part 25 of Division 3 of Title 2 of the Education Code, relating to teacher credentialing.

LEGISLATIVE COUNSEL'S DIGEST

AB 1918, as introduced, O'Donnell. Teacher credentialing: nonpublic, nonsectarian schools: temporary certificates.

Existing law authorizes a local educational agency to contract with a nonpublic, nonsectarian school to provide the appropriate special educational facilities, special education, or designated instruction and services required by a pupil with exceptional needs if no appropriate public education program is available.

Existing law authorizes county boards of education to issue temporary certificates to a certified employee whose credentials are being processed by the Commission on Teacher Credentialing.

This bill would authorize a county or city and county board of education to issue temporary certificates to certified employees of nonpublic, nonsectarian schools whose credentials are being processed by the commission, as provided.

This bill would require the commission to permit the State Department of Education on behalf of an applicant employed or seeking employment at a nonpublic, nonsectarian school to request to expedite teacher credentialing processing to the same degree the commission honors requests to expedite the processing of applications for teacher credentialing received from other employing agencies.

The bill would require the Sate Department of Education to recognize all teacher permits, credentials, and certificates issued by the commission or a county or city and county board of education authorized by this bill.

The bill would make these provisions inoperative on July 1, 2024, and would repeal them as of January 1, 2025.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Article 15 (commencing with Section 44410) is
2 added to Chapter 2 of Part 25 of Division 3 of Title 2 of the
3 Education Code, to read:

4
5 Article 15. Nonpublic, Nonsectarian Schools
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7 44410. (a) A county or city and county board of education
8 may issue temporary certificates for the purpose of authorizing
9 salary payments to certified employees of nonpublic, nonsectarian
10 schools whose credential applications are being processed by the
11 commission. However, the individual must have demonstrated
12 proficiency in basic reading, writing, and mathematic skills
13 pursuant to the requirements of Section 44252.5. The applicant
14 for the temporary certificate shall make a statement that he or she
15 has duly filed an application with the commission for a credential
16 or permit together with the required fee and that, to the best of his
17 or her knowledge, no reason exists why a certificate or permit
18 should not be issued. The certificate or permit shall be valid for
19 not more than one calendar year from the date of issuance.

20 (b) The county or city and county board of education shall cancel
21 the temporary certificate or permit immediately upon receipt of
22 certification in writing from the commission that the applicant
23 apparently does not possess adequate academic qualifications or
24 apparently has a criminal record that would disqualify the applicant.

25 (c) A temporary certificate issued to a permit applicant is not
26 valid beyond the time that the commission either issues or denies
27 the originally requested permit. A temporary certificate issued to
28 a credential applicant is not valid beyond the time that the
29 commission provides written notification to the county or city and

1 county board of education that the applicant apparently does not
2 possess adequate qualifications, that the commission has received
3 facts that may cause denial of the application, or issues or denies
4 the originally requested credential.

5 (d) A county or city and county board of education may not
6 issue a temporary certificate to an applicant whose teaching
7 credential is revoked or suspended.

8 (e) For purposes of this article, “nonpublic, nonsectarian school”
9 has the same meaning as defined in Section 56034.

10 44411. The commission shall honor requests to expedite the
11 processing of applications for teacher credentialing received from
12 the department on behalf of an applicant employed or seeking
13 employment at a nonpublic, nonsectarian school to the same degree
14 the commission honors requests to expedite the processing of
15 applications for teacher credentialing received from another
16 employing agency.

17 44412. The department shall recognize the authority of all
18 teacher permits, credentials, and certificates issued by the
19 commission or a county or city and county board of education
20 authorized by this article.

21 44413. This article shall become inoperative on July 1, 2024,
22 and, as of January 1, 2025, is repealed, unless a later enacted
23 statute, that becomes operative on or before January 1, 2025,
24 deletes or extends the dates on which it becomes inoperative and
25 is repealed.