

AMENDED IN ASSEMBLY APRIL 21, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 2248

Introduced by Assembly Member Holden
(Coauthor: Assembly Member O'Donnell)

February 18, 2016

An act to amend ~~Sections 44253.3, 44253.4, and 44274.2~~ *Section 44253.4* of the Education Code, relating to teacher credentialing.

LEGISLATIVE COUNSEL'S DIGEST

AB 2248, as amended, Holden. Teacher credentialing: out-of-state trained teachers: *teachers: English learner authorizations.*

~~Existing law requires the Commission on Teacher Credentialing to issue a 5-year preliminary teaching credential to an out-of-state prepared teacher who meets specified requirements. Existing law requires the commission to issue a clear teaching credential to an out-of-state prepared applicant who satisfies specified requirements, including verifying 2 or more years of teaching experience.~~

~~This bill would require the commission to issue these teaching credentials within 30 days of receiving all required documentation.~~

~~Existing law requires the commission *Commission on Teacher Credentialing* to issue authorizations for a teacher to provide specific services to limited-English-proficient pupils, if certain minimum requirements are met.~~

~~This bill would require the commission, within 30 days of receiving all required documentation, to issue these authorizations to a teacher who holds a valid teaching credential or is applying for a certain teaching credential as an out-of-state prepared teacher and is able to present a valid out-of-state credential or certificate that authorizes the equivalent~~

~~level of instruction of English learners. provide that a teacher who possesses any of several specified California credentials or permits and who is able to present a valid out-of-state credential or certificate that authorizes content instruction delivered in a pupil’s primary language may qualify for that authorization by submitting an application and a fee to the commission.~~

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. Section 44253.3 of the Education Code is~~
2 ~~amended to read:~~
3 ~~44253.3. (a) The commission shall issue an authorization for~~
4 ~~a teacher to provide all of the following services to~~
5 ~~limited-English-proficient pupils:~~
6 ~~(1) Instruction for English language development in preschool,~~
7 ~~kindergarten, grades 1 to 12, inclusive, and classes organized~~
8 ~~primarily for adults, except when the requirement specified in~~
9 ~~paragraph (1) of subdivision (b) is satisfied by the possession of~~
10 ~~a children’s center instructional permit pursuant to Sections 8363~~
11 ~~and 44252.7, a children’s center supervision permit pursuant to~~
12 ~~Section 8363, or a designated subjects teaching credential in adult~~
13 ~~education pursuant to Section 44260.2. If the requirement specified~~
14 ~~in paragraph (1) of subdivision (b) is satisfied by the possession~~
15 ~~of a children’s center instructional permit, or a children’s center~~
16 ~~supervision permit, instruction for English language development~~
17 ~~is limited to the programs authorized by that permit. If the~~
18 ~~requirement specified in paragraph (1) of subdivision (b) is satisfied~~
19 ~~by the possession of a designated subjects teaching credential in~~
20 ~~adult education, instruction for English language development is~~
21 ~~limited to classes organized primarily for adults.~~
22 ~~(2) Specially designed content instruction delivered in English~~
23 ~~in the subjects and at the levels authorized by the teacher’s~~
24 ~~prerequisite credential or permit used to satisfy the requirement~~
25 ~~specified in paragraph (1) of subdivision (b).~~
26 ~~(b) The minimum requirements for the authorization, which~~
27 ~~may be completed at the same time as the initial preparation for~~
28 ~~the prerequisite credential or at a later date, shall include all of the~~
29 ~~following:~~

- 1 ~~(1) Possession of a valid California teaching credential, services~~
2 ~~credential, visiting faculty permit, children’s center instructional~~
3 ~~permit, or children’s center supervision permit which credential~~
4 ~~or permit authorizes the holder to provide instruction to pupils in~~
5 ~~preschool, kindergarten, any of grades 1 to 12, inclusive, or classes~~
6 ~~primarily organized for adults, except for any of the following:~~
7 ~~(A) Emergency credentials or permits.~~
8 ~~(B) Exchange credentials as specified in Section 44333.~~
9 ~~(C) District intern credentials as specified in Section 44325.~~
10 ~~(D) Sojourn-certificated employee credentials as specified in~~
11 ~~Section 44856.~~
12 ~~(E) Teacher education internship credentials as specified in~~
13 ~~Article 3 (commencing with Section 44450) of Chapter 3.~~
14 ~~(2) Passage of one or more examinations, or by completing an~~
15 ~~approved program that consists of coursework or a combination~~
16 ~~of coursework and examinations, that the commission determines~~
17 ~~is necessary for demonstrating the knowledge and skills required~~
18 ~~for effective delivery of the services included in the authorization.~~
19 ~~(3) Completion of at least six semester units, or nine quarter~~
20 ~~units, of coursework in a second language at a regionally accredited~~
21 ~~institution of postsecondary education. The commission shall~~
22 ~~establish minimum standards for scholarship in the required~~
23 ~~coursework. The commission also shall establish alternative ways~~
24 ~~in which the requirement can be satisfied by language-learning~~
25 ~~experience that creates an awareness of the challenges of~~
26 ~~second-language acquisition and development.~~
27 ~~(4) Completion of coursework in human relations in accordance~~
28 ~~with the commission’s standards of program quality and~~
29 ~~effectiveness that includes, at a minimum, instruction in the~~
30 ~~following:~~
31 ~~(A) The nature and content of culture.~~
32 ~~(B) Cross-cultural contact and interactions.~~
33 ~~(C) Cultural diversity in the United States and California.~~
34 ~~(D) Providing instruction responsive to the diversity of the pupil~~
35 ~~population.~~
36 ~~(E) Recognizing and responding to behavior related to the~~
37 ~~characteristics listed in Section 220.~~
38 ~~(F) Techniques for the peaceful resolution of conflict.~~
39 ~~(e) The commission shall establish alternative requirements for~~
40 ~~a teacher to earn the authorization, which shall be awarded as a~~

1 supplementary authorization pursuant to subdivision (e) of Section
2 44225.

3 ~~(d) The commission shall issue, within 30 days of receiving an~~
4 ~~application, a fee, and all documentation required, authorization~~
5 ~~under this section to a teacher who possesses a credential or permit~~
6 ~~described in paragraph (1) of subdivision (b) or is applying for a~~
7 ~~teaching credential pursuant to Section 44274.2, and is able to~~
8 ~~present a valid out-of-state credential or certificate that authorizes~~
9 ~~the equivalent level of instruction of English learners.~~

10 ~~(e) The commission may issue an authorization under this~~
11 ~~section if the applicant possesses a valid California teaching~~
12 ~~credential and holds either of the following certificates issued by~~
13 ~~the National Board for Professional Teaching Standards:~~

14 ~~(1) Early and Middle Childhood/English as a New Language~~
15 ~~Certificate.~~

16 ~~(2) Early Adolescence through Young Adulthood/English as a~~
17 ~~New Language Certificate.~~

18 ~~(f) The authorization shall remain valid as long as the~~
19 ~~prerequisite credential or permit specified in paragraph (1) of~~
20 ~~subdivision (b) remains valid.~~

21 ~~SEC. 2.~~

22 *SECTION 1.* Section 44253.4 of the Education Code is
23 amended to read:

24 44253.4. (a) The commission shall issue an authorization for
25 a teacher to provide all of the following services to
26 limited-English-proficient pupils:

27 (1) Instruction for English language development in preschool,
28 kindergarten, grades 1 to 12, inclusive, and classes organized
29 primarily for adults, except when the requirement specified in
30 paragraph (1) of subdivision (b) is satisfied by the possession of
31 a children’s center instructional permit pursuant to Sections 8363
32 and 44252.7, a children’s center supervision permit pursuant to
33 Section 8363, or a designated subjects teaching credential in adult
34 education pursuant to Section 44260.2. If the requirement specified
35 in paragraph (1) of subdivision (b) is satisfied by the possession
36 of a children’s center instructional permit, or a children’s center
37 supervision permit, then instruction for English language
38 development shall be limited to the programs authorized by that
39 permit. If the requirement specified in paragraph (1) of subdivision
40 (b) is satisfied by the possession of a designated subjects teaching

1 credential in adult education, then instruction for English language
2 development shall be limited to classes organized primarily for
3 adults.

4 (2) Specially designed content instruction delivered in English
5 in the subjects and at the levels authorized by the teacher's
6 prerequisite credential or permit used to satisfy the requirement
7 specified in paragraph (1) of subdivision (b).

8 (3) Content instruction delivered in the pupil's primary language
9 in the subjects and at the levels authorized by the teacher's
10 prerequisite credential or permit used to satisfy the requirement
11 specified in paragraph (1) of subdivision (b).

12 (4) Instruction for primary language development in preschool,
13 kindergarten, grades 1 to 12, inclusive, and classes organized
14 primarily for adults, except when the requirement specified in
15 paragraph (1) of subdivision (b) is satisfied by the possession of
16 a children's center instructional permit, a children's center
17 supervision permit, or a designated subjects teaching credential in
18 adult education. If the requirement specified in paragraph (1) of
19 subdivision (b) is satisfied by the possession of a children's center
20 instructional permit or a children's center supervision permit, then
21 instruction for primary language development is limited to the
22 programs authorized by that permit. If the requirement specified
23 in paragraph (1) of subdivision (b) is satisfied by the possession
24 of a designated subjects teaching credential in adult education,
25 then instruction for primary language development is limited to
26 classes organized primarily for adults.

27 (b) The minimum requirements for the authorization, which
28 may be completed at the same time as the initial preparation for
29 the prerequisite credential or at a later date, shall include both of
30 the following:

31 (1) Possession of a valid California teaching credential, services
32 credential, visiting faculty permit, children's center instructional
33 permit, or children's center supervision permit which credential
34 or permit authorizes the holder to provide instruction to pupils in
35 preschool, kindergarten, any of grades 1 to 12, inclusive, or classes
36 primarily organized for adults, except for the following:

37 (A) Emergency credentials or permits.

38 (B) Exchange credentials as specified in Section 44333.

39 (C) District intern credentials as specified in Section 44325.

1 (D) Sojourn certificated employee credentials as specified in
2 Section 44856.

3 (E) Teacher education internship credentials as specified in
4 Article 3 (commencing with Section 44450) of Chapter 3.

5 (2) Passage of one or more examinations, or by completing an
6 approved program that consists of coursework or a combination
7 of coursework and examinations, that the commission determines
8 is necessary for demonstrating the knowledge, skills, and language
9 proficiency required for effective delivery of the services included
10 in the authorization.

11 (c) To earn the authorization, teachers who hold the
12 authorization described in Section 44253.3, or in Article 3.5
13 (commencing with Section 44475) of Chapter 3, as that section
14 and that article existed on December 31, 1992, shall not be required
15 to pass examinations that primarily assess the skills and knowledge
16 necessary for effective delivery of the services included in the
17 authorizations they possess.

18 (d) The authorization shall remain valid as long as the
19 prerequisite credential or permit specified in paragraph (1) of
20 subdivision (b) remains valid.

21 (e) The commission initially shall issue authorizations for
22 languages spoken by the largest numbers of
23 limited-English-proficient pupils for which there are reasonable
24 numbers of teachers or potential teachers who speak those
25 languages. The commission shall explore alternative ways to make
26 authorizations available for other languages.

27 ~~(f) The commission shall issue, within 30 days of receiving an
28 application, a fee, and all documentation required, authorization
29 under this section to a teacher who possesses a credential or permit
30 described in paragraph (1) of subdivision (b) or is applying for a
31 teaching credential pursuant to Section 44274.2, and is able to
32 present a valid out-of-state credential or certificate that authorizes
33 the equivalent level of instruction of English learners.~~

34 *(f) A teacher who possesses a credential or permit described in
35 paragraph (1) of subdivision (b) and who is able to present a valid
36 out-of-state credential or certificate that authorizes content
37 instruction delivered in a pupil's primary language may qualify
38 for the authorization issued pursuant to this section by submitting
39 an application and a fee to the commission.*

1 SEC. 3.— Section 44274.2 of the Education Code is amended to
2 read:

3 ~~44274.2.— (a) Notwithstanding any provision of this chapter,~~
4 ~~the commission shall issue, within 30 days of receiving all required~~
5 ~~documentation, a five-year preliminary multiple subject teaching~~
6 ~~credential authorizing instruction in a self-contained classroom, a~~
7 ~~five-year preliminary single subject teaching credential authorizing~~
8 ~~instruction in departmentalized classes, or a five-year preliminary~~
9 ~~education specialist credential authorizing instruction of special~~
10 ~~education pupils to an out-of-state prepared teacher who meets all~~
11 ~~of the following requirements:~~

12 ~~(1) Possesses a baccalaureate degree from a regionally accredited~~
13 ~~institution of higher education.~~

14 ~~(2) Has completed a teacher preparation program at a regionally~~
15 ~~accredited institution of higher education, or a state-approved~~
16 ~~teacher preparation program offered by a local educational agency.~~

17 ~~(3) Meets the subject matter knowledge requirements for the~~
18 ~~credential. If the subject area listed on the out-of-state credential~~
19 ~~does not correspond to a California subject area, as specified in~~
20 ~~Sections 44257 and 44282, the commission may require the~~
21 ~~applicant to meet California subject matter requirements before~~
22 ~~issuing a clear credential.~~

23 ~~(4) Has earned a valid corresponding elementary, secondary,~~
24 ~~or special education teaching credential based upon the out-of-state~~
25 ~~teacher preparation program. For the education specialist credential,~~
26 ~~the commission shall determine the area of concentration based~~
27 ~~on the special education program completed out of state.~~

28 ~~(5) Has successfully completed a criminal background check~~
29 ~~conducted under Sections 44339, 44340, and 44341 for~~
30 ~~credentialing purposes.~~

31 ~~(b) The holder of a credential issued pursuant to this section~~
32 ~~shall meet the state basic skills proficiency requirement set forth~~
33 ~~in Section 44252 within one year of the date the credential is issued~~
34 ~~or the credential shall become invalid.~~

35 ~~(c) The commission shall issue, within 30 days of receiving all~~
36 ~~required documentation, a clear multiple subject, single subject,~~
37 ~~or education specialist teaching credential to an applicant who~~
38 ~~satisfies the requirements of subdivision (a), provides verification~~
39 ~~of two or more years of teaching experience, including, but not~~
40 ~~limited to, two satisfactory performance evaluations, and~~

1 documents, in a manner prescribed by the commission, that he or
2 she fulfills each of the following requirements:

3 (1) ~~The applicant has completed 150 clock hours of activities~~
4 ~~that contribute to his or her competence, performance, and~~
5 ~~effectiveness in the education profession, and that assist the~~
6 ~~applicant in meeting or exceeding standards for professional~~
7 ~~preparation established by the commission, or the applicant has~~
8 ~~earned a master's degree or higher in a field related to the~~
9 ~~credential, or the equivalent semester units, from a regionally~~
10 ~~accredited institution of higher education.~~

11 (2) ~~The applicant has met the state requirements for teaching~~
12 ~~English learners including, but not limited to, the requirements in~~
13 ~~Section 44253.3.~~

14 (d) ~~For applicants who do not meet the experience requirement~~
15 ~~described in subdivision (c), the commission shall issue a clear~~
16 ~~multiple subject, single subject, or education specialist teaching~~
17 ~~credential upon verification of the following requirements:~~

18 (1) ~~The commission has issued to the applicant a preliminary~~
19 ~~five-year teaching credential pursuant to subdivision (a). However,~~
20 ~~an out-of-state prepared applicant in both special education and~~
21 ~~general education, who has earned a clear California education~~
22 ~~specialist credential, shall be granted a clear multiple subject or~~
23 ~~clear single subject teaching credential without first holding a~~
24 ~~preliminary multiple subject or single subject teaching credential,~~
25 ~~unless the commission determines that the applicant does not meet~~
26 ~~the other requirements of this subdivision.~~

27 (2) ~~The applicant has completed a beginning teacher induction~~
28 ~~program pursuant to paragraph (2) of subdivision (c) of Section~~
29 ~~44259.~~

30 (3) ~~The applicant has met the requirements for teaching English~~
31 ~~learners, including, but not limited to, the requirements in Section~~
32 ~~44253.3.~~

33 (4) ~~Before issuing an education specialist credential under this~~
34 ~~subdivision, the commission shall verify completion of a program~~
35 ~~for the Professional Level II credential accredited by the~~
36 ~~commission.~~