

INFORMATION MEMORANDUM

DATE: April 8, 2004

TO: MEMBERS, STATE BOARD OF EDUCATION

FROM: Sue Stickel, Deputy Superintendent
Curriculum and Instruction Branch

SUBJECT: *No Child Left Behind*: Highly Qualified Teachers: Revised Regulations

At the November 2003 meeting, the State Board approved the Title 5 Regulations for the No Child Left Behind Teacher (NCLB) Requirements. The Title 5 Regulations for the NCLB Teacher Requirements were approved by Office of Administrative Law on February 27, 2004.

Staff Recommendation: That the Title 5 Regulations for the NCLB Teacher Requirements be amended to reflect new guidance received from the revised January 16, 2004, U.S. Department of Education Non-Regulatory Guidance for the NCLB Title II, Part A, Improving Teacher Quality State Grants for the NCLB Teacher Requirements related to the following:

- (1) Elementary, middle and high school designation by course
- (2) Supplemental authorizations for teacher verification of subject matter competency through High Objective Uniform State Standard of Evaluation (HOUSSE)
- (3) Credentials and date issued by other states to define teachers as new and not new;
- (4) International teachers: Definition and equivalent HOUSSE process

Staff also recommends minor revisions to the HOUSSE forms, which are part of the Title 5 regulations.

Staff is currently analyzing the implications of the U.S. Department of Education's new NCLB flexibility provisions from the "March 16 Fact Sheet" and additional amendments may need to be submitted with the attached revisions in an action item for the May meeting.

[Attachment 1: Title 5 Regulations \(7 Pages\)](#)

(California) Title 5. EDUCATION
Division 1. State Department of Education
Chapter 6. Certified Personnel

1. Amend Section 6100(d) and (j) to read:

Subchapter 7. No Child Left Behind Teacher Requirements

Article 1. General

§ 6100. Definitions.

(d) Elementary, Middle and High School: The local educational agency shall determine, based on curriculum taught, ~~by school site, or by each grade at the school site, or by each course,~~ if appropriate, whether a teacher course is hired to teach elementary, middle or high school.

(j) International Teacher: A credentialed teacher prepared in a country other than the United States.

NOTE: Authority cited: Section 12001, Education Code. Reference: 20 USC 7801(23), 20 USC 6319(a); California Education Code Section 44275.4 and Improving Teacher Quality State Grants Title II, Part A Non-Regulatory Draft Guidance December 19, 2002.

2. Amend Section 6115 and add Section 6116 to read:

Article 4. ~~Teachers Not Meeting NCLB Teacher Requirements~~

State Certification and NCLB Teacher Requirements

§ 6115. ~~Teachers State Certification-Not Meeting NCLB Teacher Requirements.~~

A teacher does not meet the NCLB teacher requirements for the core academic subject taught if:

- (1) Teaching with an Emergency Permits, or
- ~~(2) Teaching with a supplemental authorization (except where the supplemental authorization is based on a major or a major equivalent in the subject taught) or a local~~ authorizations for the subject taught, or

(3)(2) Teaching with state or local waivers for the grade or subject taught, or
(4)(3) Teaching as a pre-intern pursuant to Education Code Section 44305 et
seq.

**§ 6116. Teachers with Supplementary Authorizations and Local teaching
Assignment Options.**

Teachers with a supplementary authorization or a local teaching assignment option who
meet the NCLB Teacher Requirements are those who:

- (1) Hold state certification; and
- (2) Have demonstrated subject matter competency for the grade span and
subject matter taught.

NOTE: Authority cited: Section 12001, Education Code. Reference: 20 USC 7801(23),
20 USC 6319(a) and Improving Teacher Quality State Grants Title II, Part A Non-
Regulatory Draft Guidance ~~December 19, 2002.~~ January 16, 2004.

3. Amend Article 6, §6125 to read:

§ 6125. Teachers from Out-of-State.

Teachers who have been found to meet subject matter competency requirements of
NCLB outside of California shall also be considered to have met those requirements for
that particular subject and/or grade span in California. California's credentialing
reciprocity is not affected by the requirements of NCLB.

The date of issuance of a valid teaching credential issued outside of California
will be used to identify a teacher as new or not new to the profession in California.

Add Section 6126 to read:

§ 6126. International Teachers.

A teacher from another country who meets the NCLB Teacher Requirements is one who:

- (1) Holds a degree from a foreign college or university that is at least equivalent to a bachelor's degree offered by an American institution of higher education.
- (2) Has a teaching credential that meets the California Commission on Teacher Credentialing requirements for out-of-country trained teachers.
- (3) Demonstrates subject matter competency for the grade span and subjects taught through the same or equivalent processes and methods required of California teachers.

NOTE: Authority cited:

Reference:

NCLB TEACHER REQUIREMENTS: Certificate of Compliance

Teacher's Name: _____ School/District _____

Core Academic Subject Area Assignment _____

- **All teachers: To become NCLB compliant you must complete the three requirements listed below.**
- **Middle/High school teachers: One certificate must be completed for each core academic subject taught.**
- **Elementary teachers: Complete one certificate for multiple subjects.**

If you have questions, see the Instructions for completing the *NCLB Teacher Requirements: Certificate of Compliance*. (Sec. 3.1-3.3)

- 1. I have a bachelor's degree (Sec. 3.2.1)**
- 2. I have an appropriate California Credential. (Sec. 3.2.2) Type** _____
Date of issuance _____

- 3. I have demonstrated core academic subject area competence by completing: (Sec. 3.2.3)**

✓ **Check one box to determine the appropriate option/s:**

- I am a "New" to the profession teacher. (Credential issued on or after July 1, 2002)
"New" elementary teachers must select Exam option.
"New" middle/high school teachers may select Exam or Coursework option.
- I am a "Not new" to the profession teacher. (Credential issued before July 1, 2002)
"Not new" elementary teachers may select Exam or HOUSSE option.
"Not new" middle/high school teachers may select the Exam, Coursework, Advanced Certification or HOUSSE options.

✓ **Check one box from the option/s available.**
EXAM

- I have passed a CCTC approved subject matter exam, including but not limited to CSET, MSAT, or NTE, in the core subject that I teach.

This certificate relates to the following NCLB Core Academic Subject: (Check one)

- English
- Reading/Language Arts
- Mathematics
- Science
- Civics and Government
- Economics
- Arts
- Foreign Language
- History
- Geography
-
- Self-Contained/Elementary Multiple subjects

COURSEWORK

- I have completed a CCTC approved subject matter program in the core subject that I teach.
- I have an undergraduate major in the core subject I teach.
- I have an undergraduate major equivalent in the core subject I teach (32 non-remedial semester units).
- I have a graduate degree in the core subject I teach.

ADVANCED CERTIFICATION

- National Board Certification in the core subject I teach

HOUSSE

- I have completed California's High Objective Uniform State Standard of Evaluation in the core subject I teach. (See Sec. 3.3, Form 2 and/or Form 3.)

Teacher's Signature: _____ **Date:** _____

Verified by:
(Superintendent/designee) _____ **Date:** _____

- ✓ **Attach appropriate documentation and evidence.**
- ✓ **The teacher retains a signed copy of this form.**
- ✓ **LEAs/districts retain a signed original of this form for NCLB data reporting purposes.**

**CALIFORNIA HIGH OBJECTIVE UNIFORM STATE STANDARD of EVALUATION
CALIFORNIA HOUSSE – PART 1
Assessment of Qualifications and Experience**

Teacher's Name _____

Current Core Academic Assignment _____

I have accumulated the 100 Points required for the California HOUSSE. (Attach evidence)

HOUSSE-PART 1: PRIOR EXPERIENCE IN ASSIGNED AREA	Total Points
Experience in teaching core area - 10 pts per school year (Five years maximum) Circle years teaching this core academic subject: 1 2 3 4 5	50 pts Max. _____pts
HOUSSE-PART 1: CORE ACADEMIC COURSEWORK IN ASSIGNED AREA	Points
<p>Elementary Teachers Core Academic Coursework: Select one if appropriate</p> <p>A. Completed 18 semester units in each of four core areas: 1) Reading/ Language Arts, 2) Mathematics and Science, 3) History and Social Sciences and 4) the Arts. - 50 pts, or</p> <p>B. Completed a CCTC approved Liberal Studies Waiver Program - 50 pts, or</p> <p>C. National Board Certification in grade span - 60 pts, or</p> <p>D. Completed an advanced degree in teaching, curriculum instruction, or assessment in core academic area [e.g., MAT/MEd/MA/MS] 60 pts</p> <p>Middle/High School Core Academic Coursework: Select one if applicable</p> <p>A. Completed CCTC-Supplementary Authorization – 50 pts. or</p> <p>B. Completed 15-21 Units of Core – 30 pts., or</p> <p>C. Completed 22-30 Units of Core – 50 pts., or</p> <p>D. Completed an advanced degree in teaching/curriculum/assessment in core academic area {e.g., MAT/MEd/MA/MS} – 60 pts.</p>	_____pts

HOUSSE-PART 1: STANDARDS ALIGNED PROFESSIONAL DEVELOPMENT IN ASSIGNED AREA	Points
<p>Standards Aligned Professional Development (20 hrs = 5 pts, 40 hrs = 10 pts....)</p> <ul style="list-style-type: none"> • Reading and Mathematics Professional Development Program (AB466 Training) • Beginning Teacher Support and Assessment (BTSA) Programs • Participate, but not yet certified, in National Board Certification program. <p>NOTE: This list is not exhaustive. Professional development activities that are used for the HOUSSE evaluation must be activities that increase teachers' knowledge of core academic subjects, are standards-aligned, sustained, intensive and classroom-focused and are not 1-day or short-term workshops or conferences. NCLB requires that the list of professional development activities is available to the public. (See Section 3.2.3.1)</p>	<p>(Within last six years) (Since 1997)</p> <p>_____pts</p>
HOUSSE-PART 1: LEADERSHIP AND SERVICE TO THE PROFESSION IN ASSIGNED AREA	Points
<p>Service and leadership roles within Core academic content area 1 yr = 30 pts, 2 yr = 60 pts, 3 yrs = 90 pts</p> <p>Mentor, Academic Curriculum Coach, Supervising Teacher, College / University instructor in content area/content methodology, BTSA Support Provider, Department Chair</p> <p>National / State Recognition as "Outstanding Educator" in Content Area</p> <p>NOTE: This list is not exhaustive. NCLB requires that the list of qualified service and leadership activities is available to the public. (See Section 3.2.3.1)</p>	<p>_____pts</p>

Signed by Teacher _____ Date _____

Verified by LEA (Superintendent/designee) _____ Date _____

Attach appropriate documentation.

Attach a copy of HOUSSE-PART 1 to Certificate of Compliance (Form 1)

Go to HOUSSE-PART 2 (Form 3) only if more points are necessary to reach a total of 100.