

DEPARTMENT OF EDUCATION

OFFICE OF THE SECRETARY

Statutory Authority: 14 Delaware Code, Section 122(b)(18) (14 **Del.C.** §122(b)(18))
14 **DE Admin. Code** 910

FINAL

ORDER

910 Delaware Requirements for Issuance of the Secondary Credential

I. SUMMARY OF THE EVIDENCE AND INFORMATION SUBMITTED

Pursuant to 14 **Del.C.** §122(b)(18), the Delaware Department of Education ("Department") developed amendments to 14 **DE Admin. Code** 910 Delaware Requirements for Issuance of the Secondary Credential. The regulation provides the requirements for a Secondary Credential. This regulation is being amended pursuant to 29 **Del.C.** §10407 which requires regulations to be reviewed on a recurring basis every four years. The amendments include corrections to grammar and style in order to comply with the *Delaware Administrative Code Drafting and Style Manual*.

Notice of the proposed regulation was published in the *Register of Regulations* on October 1, 2023. The Department did not receive any written submittals concerning the proposed regulation.

II. FINDINGS OF FACT

The Department further finds that the proposed amendments to the regulation are necessary for the operation of adult education. Accordingly, the Department finds that it is appropriate to amend 14 **DE Admin. Code** 910 Delaware Requirements for Issuance of the Secondary Credential.

III. DECISION TO AMEND THE REGULATION

For the foregoing reasons, the Department concludes that it is appropriate to amend 14 **DE Admin. Code** 910 Delaware Requirements for Issuance of the Secondary Credential subject to the State Board of Education's approval. On November 16, 2023, the State Board of Education approved amending 14 **DE Admin. Code** 910 Delaware Requirements for Issuance of the Secondary Credential. Therefore, pursuant to 14 **Del.C.** §122(b)(18), 14 **DE Admin. Code** 910 Delaware Requirements for Issuance of the Secondary Credential, attached hereto as Exhibit A, is hereby amended.

IV. TEXT AND CITATION

The text of 14 **DE Admin. Code** 910 Delaware Requirements for Issuance of the Secondary Credential amended hereby shall be in the form attached hereto as Exhibit A and said regulation shall be cited as 14 **DE Admin. Code** 910 Delaware Requirements for Issuance of the Secondary Credential in the *Administrative Code of Regulations* for the Department.

V. EFFECTIVE DATE OF ORDER

The effective date of this Order shall be ten days from the date this Order is published in the *Register of Regulations*. Pursuant to 14 **Del.C.** §122(e), 14 **DE Admin. Code** 910 Delaware Requirements for Issuance of the Secondary Credential shall be in effect for a period of five years from the effective date of this Order unless it is amended or repealed sooner.

IT IS SO ORDERED the 16th day of November, 2023.

Department of Education

Mark A. Holodick, Ed.D., Secretary of Education

Approved this 16th day of November, 2023.

State Board of Education:

/s/ Shawn Brittingham, President

/s/ Wali W. Rushdan, II

/s/ Deborah Stevens, Vice President

/s/ Candice Fifer

/s/ Rev. Provey Powell, Jr.

***Please note: Electronic signatures ("/s/") were accepted pursuant to 6 Del.C. §12A-107(d).**

910 Delaware Requirements for Issuance of the Secondary Credential

1.0 Purpose

Pursuant to 14 Del.C. §122(b)(18), a Delaware secondary credential is given to persons who satisfactorily pass a secondary credential assessment approved and recognized by the Delaware Department of Education.

17 DE Reg. 724 (01/01/14)

22 DE Reg. 944 (05/01/19)

2.0 Definitions

The following words and terms, when used in this regulation, shall have the following meaning ~~unless the context clearly indicates otherwise~~:

“Assessment” means a set of tests that evaluates high school skill levels in the content areas of English Language Arts, Math, Science and Social Studies.

“Department” means the Delaware Department of ~~Education~~ Education.

“Secondary Credential” means a document that verifies the successful completion of the assessment that evaluates high school level skills in the areas of English Language Arts, Math, Science and Social Studies.

22 DE Reg. 944 (05/01/19)

3.0 Eligibility for a Secondary Credential Assessment

3.1 For persons 18 years of age or older, ~~an applicant~~ the person shall:

3.1.1 Be a resident of Delaware or, if a resident of another state, be currently employed in Delaware and have been ~~so~~ employed for a minimum of ~~six~~ 6 months prior to taking the test; and

3.1.2 Certify by signature on the secondary credential assessment application form that ~~they are~~ the person is not enrolled in a public or ~~non-public~~ nonpublic school program.

3.2 For a person 16 or 17 years of age ~~an applicant~~ age, the person shall:

3.2.1 Seek a waiver of the 18 years of age requirement by completing a written application to the ~~Delaware Department of Education~~ that includes showing good cause for taking the test early and designating where the test will be taken; and

3.2.2 Be a resident of ~~the State of~~ Delaware; and

3.2.3 Verify that ~~they are~~ the person is at least 16 years of age at the time of the application for the waiver of the age requirement using a birth certificate, driver’s license, a State of Delaware Identification Card or other comparable and reliable documentation of age; and

3.2.4 Provide verification of withdrawal from the applicant’s public or ~~non-public~~ nonpublic school program; and

3.2.5 Provide a transcript from the applicant’s public or ~~non-public~~ nonpublic school program.

17 DE Reg. 724 (01/01/14)

22 DE Reg. 944 (05/01/19)

4.0 Scores Required for a Delaware Secondary Credential

An individual shall attain ~~the minimum passing standard as approved by the Department~~ a minimum score of 145 on each subject test of the GED®.

17 DE Reg. 724 (01/01/14)

22 DE Reg. 944 (05/01/19)

5.0 Assessment Approval Process

5.1 The assessment provider must complete a Department-approved application. The application must include, at a minimum, all of the following:

5.1.1 Provider’s qualification and experience;

5.1.2 Assessment content and form;

5.1.3 Validation and norming processes;

5.1.4 Assessment delivery;

5.1.5 Technology processes;

5.1.6 Security provisions;

- 5.1.7 Accommodations processes;
- 5.1.8 Assessment scoring and reporting processes;
- 5.1.9 Assessment data access requirements;
- 5.1.10 Practice test and supplementary instructional materials;
- 5.1.11 Staff training;
- 5.1.12 Alignment with college and career readiness standards and Delaware accountability system; and
- 5.1.13 Cost and timeframe for implementation.

5.2 Completed applications shall be submitted to the Department.

5.3 The Department will evaluate the application based on the criteria in subsections 5.1.1 through 5.1.13.

17 DE Reg. 724 (01/01/14)

22 DE Reg. 944 (05/01/19)

6.0 Currently Recognized Assessments and Publication

~~6.1~~ The GED® Test has been ~~previously~~ approved and is a currently the only Department-recognized secondary credential assessment.

~~6.2~~ ~~The Department will publish annually a list of approved assessments.~~

2 DE Reg. 375 (09/01/98)

5 DE Reg. 1285 (12/01/01)

10 DE Reg. 862 (11/01/06)

15 DE Reg. 1008 (01/01/12)

17 DE Reg. 724 (01/01/14)

22 DE Reg. 944 (05/01/19)

27 DE Reg. 520 (01/01/24) (Final)