

**DEPARTMENT OF EDUCATION
PROFESSIONAL STANDARDS BOARD**

Statutory Authority: 14 Delaware Code, Sections 1203 and 1205(b) (14 **Del.C.** §§1203 & 1205(b))
14 **DE Admin. Code** 1505

PROPOSED

PUBLIC NOTICE

1505 Standard Certificate

A. TYPE OF REGULATORY ACTION REQUESTED

Repeal of Existing Regulation

B. SYNOPSIS OF SUBJECT MATTER OF REGULATION

Pursuant to 14 **Del.C.** §§1203 and 1205(b), the Professional Standards Board ("Board"), acting in consultation and cooperation with the Delaware Department of Education ("Department"), proposes to repeal 14 **Del. Admin. Code** 1505 Standard Certificate. The regulation provides the general requirements for the issuance of a Standard Certificate. Over the past few years, the Board has incorporated the specific requirements for each Standard Certificate into each of the Standard Certificate regulations. As a result, this regulation is no longer necessary.

In accordance with 14 **Del.C.** §122(d), the Department is required to perform and issue a written educational impact analysis of any new proposed regulation and of any regulation that is proposed to be continued. Because this regulation is proposed to be repealed, the Department is not required to perform and issue a written educational impact analysis.

Persons wishing to present their views regarding this matter may do so in writing by submitting them to the Department of Education, Office of the Secretary, Attn: Regulation Review, 401 Federal Street, Suite 2, Dover, Delaware 19901 or through the Department's online submission form at <https://education.delaware.gov/community/delaware-education-laws-and-regulations/provide-public-comment/> by the close of business (4:30 p.m. EST) on or before January 3, 2023. Any person who wishes to receive a copy of the proposed regulation may obtain a copy from the Department at the Office of the Secretary on the second floor of the Townsend Building, 401 Federal Street, Dover, Delaware.

1505 Standard Certificate

1.0 Content

- 1.1 This regulation shall apply to the issuance of a Standard Certificate, pursuant to 14 **Del.C.** §1220(a).
~~7-DE-Reg-161 (8/1/03)~~
~~7-DE-Reg-629 (11/1/03)~~

2.0 Definitions

- 2.1 The following words and terms, when used in this regulation, shall have the following meaning unless the context clearly indicates otherwise:
- ~~"Certification"~~ means the issuance of a certificate, which may occur regardless of a recipient's assignment or employment status.
- ~~"Department"~~ means the Delaware Department of Education.
- ~~"DPAS"~~ means an approved state educator performance system pursuant to 14 **Del.C.** Ch. 12, Subchapter VII.
- ~~"Educator"~~ means a person licensed and certified by the State under 14 **Del.C.** Ch. 12 to engage in the practice of instruction, administration or other related professional support services in Delaware public schools, including charter schools, pursuant to rules and regulations promulgated by the Standards Board and approved by the State Board. The term 'educator' does not include substitute teachers.
- ~~"Employing Authority"~~ means any entity which employs educators, and includes, but is not limited to, school districts, charter schools, boards of directors, or management companies.
- ~~"Examination of Content Knowledge"~~ means a standardized test which measures knowledge in a specific content area, such as PRAXIS™ II.
- ~~"Fifteen (15) Credits or Their Equivalent in Professional Development"~~ means college credits or an equivalent number of hours, with one (1) credit equating to fifteen (15) hours taken either as part of a degree program or in addition to it, from a regionally accredited college or university or a professional development provider approved by the Department.

“Immorality” means conduct which is inconsistent with the rules and principles of morality expected of an educator and may reasonably be found to impair an educator’s effectiveness by reason of his or her unfitness or otherwise.

“License” means a credential which authorizes the holder to engage in the practice for which the license is issued.

“Major or its Equivalent” means a minimum of thirty (30) semester hours of course work in a particular content area.

“NASDTEC” means The National Association of State Directors of Teacher Education and Certification. The organization represents professional standards boards, commissions and departments of education in all fifty (50) states, the District of Columbia, the Department of Defense Dependent Schools, the U.S. Territories, New Zealand, and British Columbia, which are responsible for the preparation, licensure, and discipline of educational personnel.

“NCATE” means The National Council for Accreditation of Teacher Education, a national accrediting body for schools, colleges, and departments of education authorized by the U.S. Department of Education.

“Professional Development” means a combination of focused, in-depth learning, practice, feedback, reflection, and expert support experiences designed to change participants’ attitudes, insights, and/or perspectives; and ultimately results in improved professional practice. Effective professional development programs include ample opportunities for knowledge acquisition, skill mastery, descriptive feedback, and refinement of practice in the work setting.

“Second Certificate” or **“Second Standard Certificate”** means any Standard Certificate issued after the first Standard Certificate including any second or subsequent Standard Certificate.

“Standard Certificate” means a credential issued to certify that an educator has the prescribed knowledge, skill or education to practice in a particular area, teach a particular subject, or teach a category of students.

“Standards Board” means the Professional Standards Board established pursuant to 14 **Del.C.** §1201.

“State Board” means the State Board of Education of the State of Delaware pursuant to 14 **Del.C.** §104.

“Teaching Experience” means meeting students on a regularly scheduled basis, planning and delivering instruction, developing or preparing instructional materials, and evaluating student performance under a State credential in any PreK to 12 public school setting or an equivalent setting as approved by the Department.

“Valid and Current License or Certificate from Another State” means a current full or permanent certificate or license issued by another state. This means the educator is fully credentialed by having met all of the requirements for full licensure or certification in another state. It does not include temporary, emergency, conditional certificates of eligibility or expired certificates or licenses issued from another state.

~~7-DE-Reg-161 (8/1/03)~~

~~7-DE-Reg-629 (11/1/03)~~

~~7-DE-Reg-1742 (6/1/04)~~

~~10-DE-Reg-98 (07/01/06)~~

~~11-DE-Reg-1375 (04/01/08)~~

~~15-DE-Reg-1148 (02/01/12)~~

3.0 Standard Certificate

The Department shall issue a Standard Certificate to an educator who holds a valid Delaware Initial, Continuing or Advanced License; or Standard or Professional Status Certificate issued prior to August 31, 2003, who has met the following requirements:

3.1 Acquired the prescribed knowledge, skill or education to practice in a particular area, to teach a particular subject or to instruct a particular category of students by:

3.1.1 Completing an Approved Educator Preparation Program or Advanced Certification

3.1.1.1 Obtaining National Board for Professional Teaching Standards certification in the area, subject, or category for which a Standard Certificate is requested; or

3.1.1.2 Graduating from an NCATE specialty organization recognized educator preparation program or from a state approved educator preparation program, offered by a regionally accredited college or university with a major or its equivalent in the area of the Standard Certificate requested. For both programs, the state approval body shall employ the appropriate NASDTEC or NCATE specialty organization standards; or

3.1.1.3 Satisfactorily completing an Alternative Routes for Licensure and Certification Program, the Special Institute for Licensure and Certification, or such other educator preparation programs as the Secretary or the Standards Board with the consent of the State Board, may approve; or

- 3.1.2 Meeting the requirements set forth in the relevant Department or Standards Board regulation governing the issuance of a Standard Certificate in the area for which a Standard Certificate is sought; or
- 3.1.3 Holding a bachelor's degree from a regionally accredited college or university in any content area and
 - 3.1.3.1 for applicants applying for their first Standard Certificate, satisfactory completion of fifteen (15) credits or their equivalent in professional development related to their area of certification, of which at least six (6) or their equivalent credits must focus on pedagogy.
 - 3.1.3.1.1 The fifteen (15) credits or their equivalent in professional development are selected by the applicant in consultation with the employing school district or charter school.
 - 3.1.3.1.2 The fifteen (15) credits or their equivalent in professional development is subject to Department approval.
 - 3.1.3.1.3 In the case where there is no employing authority or the new Standard Certificate requested is outside the applicant's current spectrum of employment, the proposed fifteen (15) credits or their equivalent in professional development is selected by the applicant in consultation with the Department. The final selection is subject to Department approval; or
- 3.2 Met the requirements for licensure and holding a valid and current license or certificate from another state in the area for which a Standard Certificate is requested; or
- 3.3 Met the requirements for a Meritorious New Teacher Candidate Designation adopted pursuant to 14 **Del.C.** §1203.
- 3.4 If additional criteria are imposed by a specific regulation in the area for which a Standard Certificate is sought, the additional requirement(s) must also be met.

- ~~7 DE Reg. 161 (8/1/03)~~
- ~~7 DE Reg. 629 (11/1/03)~~
- ~~7 DE Reg. 1004 (2/1/04)~~
- ~~7 DE Reg. 1742 (6/1/04)~~
- ~~10 DE Reg. 97 (07/01/06)~~
- ~~10 DE Reg. 1593 (04/01/07)~~
- ~~11 DE Reg. 1375 (04/01/08)~~
- ~~15 DE Reg. 1148 (02/01/12)~~

4.0 Testing Requirements

Pursuant to 14 **Del.C.** §1220, where an examination of content knowledge such as a Praxis™ II examination is applicable and available in the area of the Standard Certificate sought, the applicant shall achieve a passing score as established by the Standards Board, in consultation with the Department and with the concurrence of the State Board.

- ~~15 DE Reg. 1148 (02/01/12)~~

5.0 Multiple Standard Certificates

- 5.1 Educators may hold a Standard Certificates in more than one area.
- 5.2 Educators applying for their second or subsequent Standard Certificate(s) must meet the qualifications in section 3.0 for each additional Standard Certificate.

- ~~7 DE Reg. 161 (8/1/03)~~
- ~~7 DE Reg. 629 (11/1/03)~~
- ~~10 DE Reg. 97 (07/01/06)~~
- ~~11 DE Reg. 1375 (04/01/08)~~
- ~~15 DE Reg. 1148 (02/01/12)~~

6.0 Application Requirements

- 6.1 The following documents are required in the application for a Standard Certificate:
 - 6.1.1 Official transcripts from a regionally accredited college or university.
 - 6.1.1.1 Electronic transcripts may be submitted by the employing authority or by the regionally accredited college or university; or
 - 6.1.1.2 Sealed paper transcripts may be submitted.
- 6.2 If applicable, documents verifying successful completion of professional development; and
- 6.3 Official scores on an examination of content knowledge such as the Praxis II examination if applicable and available; or

- 6.4 Evidence of passage of the National Board for Professional Teaching Standards Certificate; if applicable; or
- 6.5 An official copy of the valid and current license or certificate from another state.
- 6.6 If applying for an initial license, a Standard Certificate must be applied for simultaneously with application for a License, and the applicant shall also provide all required documentation for the license.

- ~~7-DE Reg. 161 (8/1/03)~~
- ~~7-DE Reg. 629 (11/1/03)~~
- ~~7-DE Reg. 1004 (2/1/04)~~
- ~~7-DE Reg. 1742 (6/1/04)~~
- ~~10-DE Reg. 97 (07/01/06)~~
- ~~15-DE Reg. 1148 (02/01/12)~~

7.0 Application Procedures for License Holders

- 7.1 If an applicant holds a valid Initial, Continuing, or Advanced Delaware License; or a Standard or Professional Status Certificate issued prior to August 31, 2003 and is requesting additional Standard Certificates, only that documentation necessary to demonstrate acquisition of the prescribed knowledge, skill or education required for the additional Standard Certificate requested is required.
- 7.2 Notwithstanding any provision to the contrary herein, or in any Department or Standards Board content area, subject or category Standard Certificate regulation (including 14 **DE Admin. Code**, 1500, et. seq.), the Department shall not act on an application for certification if the applicant is under official investigation by any national, state or local authority with the power to issue educator licenses or certifications. The Department shall not act where the alleged conduct involves allegations of immorality, misconduct in office, incompetence, willful neglect of duty, disloyalty or falsification of credentials, until the applicant provides evidence of the investigation's resolution.

- ~~7-DE Reg. 161 (8/1/03)~~
- ~~7-DE Reg. 629 (11/1/03)~~
- ~~7-DE Reg. 1742 (6/1/04)~~
- ~~10-DE Reg. 97 (07/01/06)~~
- ~~10-DE Reg. 1593 (04/01/07)~~
- ~~11-DE Reg. 1375 (04/01/08)~~
- ~~15-DE Reg. 1148 (02/01/12)~~

8.0 Validity of a Standard Certificate

- 8.1 A Standard Certificate is valid regardless of the assignment or employment status of the holder of a Standard Certificate or Standard Certificates.
 - 8.1.1 A Standard Certificate is not subject to renewal.
- 8.2 An educator's Standard Certificate(s) shall be revoked in the event the educator's Initial, Continuing, or Advanced License or Standard, or Professional Status Certificate is revoked in accordance with 14 **DE Admin Code** 1514.
- 8.3 An educator whose License or Standard Certificate is revoked is entitled to a full and fair hearing before the Standards Board.
 - 8.3.1 Hearings shall be conducted in accordance with the Standards Board's Hearing Procedures and Rules.

- ~~7-DE Reg. 161 (8/1/03)~~
- ~~7-DE Reg. 629 (11/1/03)~~
- ~~7-DE Reg. 1004 (2/1/04)~~
- ~~7-DE Reg. 1742 (6/1/04)~~
- ~~10-DE Reg. 97 (07/01/06)~~
- ~~15-DE Reg. 1148 (02/01/12)~~

9.0 Secretary of Education Review

The Secretary of Education may, upon the written request of the superintendent of a local school district or charter school administrator or other employing authority, review credentials submitted in application for a Standard Certificate on an individual basis and grant a Standard Certificate to an applicant who otherwise does not meet the requirements for a Standard Certificate, but whose effectiveness is documented by the local school district or charter school administrator or other employing authority.

- ~~7 DE Reg. 161 (08/01/03)~~

7 DE Reg. 629 (11/01/03)

7 DE Reg. 1004 (02/01/04)

7 DE Reg. 1742 (06/01/04)

10 DE Reg. 97 (07/01/06)

10 DE Reg. 1593 (04/01/07)

Renumbered effective 06/01/07 - see Conversion Table

11 DE Reg. 1375 (04/01/08)

15 DE Reg. 1148 (02/01/12)

26 DE Reg. 455 (12/01/22) (Prop.)