

COMMITTEE SUBSTITUTE

FOR

**H. B. 2005**

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(BY DELEGATES PASDON, HAMRICK, ZATEZALO,  
ROMINE, MCCUSKEY, WESTFALL, ARVON, OVERINGTON,  
ESPINOSA AND MOFFATT)

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(Originating in the Committee on Finance)

[February 4, 2015]

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A BILL to amend and reenact §18A-3-1, §18A-3-1a, §18A-3-1b and §18A-3-2a of the Code of West Virginia, 1931, as amended, and to amend said code by adding thereto seven new sections, designated §18A-3-1c, §18A-3-1d, §18A-3-1e, §18A-3-1f, §18A-3-1g, §18A-3-1h and §18A-3-1i, all relating to revising, reorganizing and clarifying provisions regarding teacher certifications, including standard certifications, alternative certifications and certifications for out-of-state teachers; expanding

criteria upon which a teacher's certificate may be awarded to a teacher from another state; defining terms relating to alternative programs for the education of teachers; authorizing certain partnerships or sole providers to provide alternative certification programs; modifying entities eligible to deliver alternative programs; specifying permissible partners; requiring partnership agreements or single provider plans and specifying necessary contents; requiring or authorizing approval by state board of education under certain circumstances; modifying and specifying criteria and components required for alternative certification program delivery; specifying certain required components of alternative certification program; specifying eligibility criteria for alternative certification program teacher candidate; providing for professional support team to participate in alternative program delivery and specifying responsibilities; modifying the charges which may be imposed for alternative program participation or delivery; specifying required and prohibited acts by certain entities; requiring continued contract renewal of participating program teacher and continued delivery of alternative certification program under certain circumstances and providing exception;

providing for evaluation of and recommendation regarding award of professional teaching certificate for alternative program teacher; authorizing appeal of recommendation under certain circumstances; expanding program fields and conditions in which an alternative program teacher may be employed; removing preference among certain applicants when considering applicants for alternative teacher programs; modifying provisions for alternative program teacher to attain professional teaching certificate; expanding institutions from which professional teaching certificate candidates may have graduated; providing guidelines for alternative programs for certain highly qualified special education teachers; providing for certification under certain circumstances of teachers educated or certified in other states; expanding criteria upon which a teacher's certificate may be awarded to teachers; removing references to internship programs; and requiring legislative rule promulgation by state board.

*Be it enacted by the Legislature of West Virginia:*

That §18A-3-1, §18A-3-1a, §18A-3-1b and §18A-3-2a of the Code of West Virginia, 1931, as amended, be amended and reenacted; and that said code be amended by adding thereto seven new sections,

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designated §18A-3-1c, §18A-3-1d, §18A-3-1e, §18A-3-1f, §18A-3-1g, §18A-3-1h and §18A-3-1i, all to read as follows:

**ARTICLE 3. TRAINING, CERTIFICATION, LICENSING, PROFESSIONAL DEVELOPMENT.**

**§18A-3-1. Teacher preparation programs; program approval and standards; authority to issue teaching certificates.**

1 (a) The education of professional educators in the state is  
2 under the general direction and control of the state board after  
3 consultation with the Secretary of Education and the Arts and the  
4 Chancellor for Higher Education who shall represent the  
5 interests of educator preparation programs within the institutions  
6 of higher education in this state as defined in section two, article  
7 one, chapter eighteen-b of this code.

8 The education of professional educators in the state includes  
9 all programs leading to certification to teach or serve in the  
10 public schools. The programs include the following:

11 (1) Programs in all institutions of higher education,  
12 including student teaching and teacher-in-residence programs as  
13 provided in this section;

14 (2) Beginning teacher ~~internship and~~ induction programs;

15 (3) Granting West Virginia certification to persons who  
16 received their preparation to teach outside the boundaries of this  
17 state, except as provided in subsection (b) of this section;

18 (4) Alternative preparation programs in this state leading to  
19 certification, including programs established pursuant to the  
20 provisions of ~~section~~ sections one-a, one-b, one-c, one-d, one-e,  
21 one-f, one-g, one-h and one-i of this article and programs which  
22 are in effect on the effective date of this section; and

23 (5) Continuing professional education, professional  
24 development and in-service training programs for professional  
25 educators employed in the public schools in the state.

26 (b) After consultation with the Secretary of Education and  
27 the Arts and the Chancellor for Higher Education, the state board  
28 shall adopt standards for the education of professional educators  
29 in the state and for awarding certificates valid in the public  
30 schools of this state. The standards include, but are not limited  
31 to the following:

32 (1) A provision for the study of multicultural education. As  
33 used in this section, multicultural education means the study of  
34 the pluralistic nature of American society including its values,

35 institutions, organizations, groups, status positions and social  
36 roles;

37 (2) A provision for the study of classroom management  
38 techniques, including methods of effective management of  
39 disruptive behavior including societal factors and their impact on  
40 student behavior; and

41 (3) A teacher from another state shall be awarded a teaching  
42 certificate for a comparable grade level and subject area valid in  
43 the public schools of this state, subject to section ten of this  
44 article, if he or she has met the following requirements:

45 (A) Holds a valid teaching certificate or a certificate of  
46 eligibility issued by another state;

47 (B) Has graduated from an educator preparation program at  
48 a regionally accredited institution of higher education or from  
49 another educator preparation program;

50 (C) Possesses the minimum of a bachelor's degree; and

51 (D) Meets all of the requirements of the state for full  
52 certification except employment.

53 (c) The state board may enter into an agreement with county  
54 boards for the use of the public schools in order to give

55 prospective teachers the teaching experience needed to  
56 demonstrate competence as a prerequisite to certification to  
57 teach in the West Virginia public schools.

58 (d) An agreement established pursuant to subsection (c) of  
59 this section shall recognize student teaching as a joint  
60 responsibility of the educator preparation institution and the  
61 cooperating public schools. The agreement shall include the  
62 following items:

63 (1) The minimum qualifications for the employment of  
64 public school teachers selected as supervising teachers, including  
65 the requirement that field-based and clinical experiences be  
66 supervised by a teacher fully certified in the state in which that  
67 teacher is supervising;

68 (2) The remuneration to be paid to public school teachers by  
69 the state board, in addition to their contractual salaries, for  
70 supervising student teachers;

71 (3) Minimum standards to guarantee the adequacy of the  
72 facilities and program of the public school selected for student  
73 teaching;

74 (4) Assurance that the student teacher, under the direction  
75 and supervision of the supervising teacher, shall exercise the  
76 authority of a substitute teacher; ~~and~~

77 (5) A provision requiring any higher education institution  
78 with an educator preparation program to document that the  
79 student teacher's field-based and clinical experiences include  
80 participation and instruction with multicultural, at-risk and  
81 exceptional children at each programmatic level for which the  
82 student teacher seeks certification; and

83 (6) A provision authorizing a school or school district that  
84 has implemented a comprehensive beginning teacher induction  
85 program, to enter into an agreement that provides for the training  
86 and supervision of student teachers consistent with the  
87 educational objectives of this subsection by using an alternate  
88 structure implemented for the support, supervision and  
89 mentoring of beginning teachers. The agreement is in lieu of any  
90 specific provisions of this subsection and is subject to the  
91 approval of the state board.

92 (e) *Teacher-in-residence programs.* —



93 (1) In lieu of the provisions of subsections (c) and (d) of this  
94 section and subject to approval of the state board, an institution  
95 of higher education with a program for the education of  
96 professional educators in the state approved by the state board  
97 may enter into an agreement with county boards for the use of  
98 teacher-in-residence programs in the public schools.

99 (2) A “teacher-in-residence program” means an intensively  
100 supervised and mentored residency program for prospective  
101 teachers during their senior year that refines their professional  
102 practice skills and helps them gain the teaching experience  
103 needed to demonstrate competence as a prerequisite to  
104 certification to teach in the West Virginia public schools.

105 (3) The authorization for the higher education institution and  
106 the county board to implement a teacher-in-residence program  
107 is subject to state board approval. The provisions of the  
108 agreement include, but are not limited to, the following items:

109 (A) A requirement that the prospective teacher in a teacher-  
110 in-residence program ~~shall have~~ has completed ~~the content area~~  
111 all other preparation courses and ~~shall have~~ has passed the  
112 appropriate basic skills and subject matter test or tests required

113 by the state board for teachers to become certified in the area for  
114 which licensure is sought;

115 (B) A requirement that the teacher-in-residence serve only  
116 in a teaching position in the county which has been posted and  
117 for which no other teacher fully certified for the position has  
118 been employed;

119 (C) Specifics regarding the program of instruction for the  
120 teacher-in-residence setting forth the responsibilities for  
121 supervision and mentoring by the higher education institution's  
122 educator preparation program, the school principal, and peer  
123 teachers and mentors, and the responsibilities for the formal  
124 instruction or professional development necessary for the  
125 teacher-in-residence to perfect his or her professional practice  
126 skills. The program also may include other instructional items as  
127 considered appropriate.

128 (D) A requirement that the teacher-in-residence hold a  
129 teacher-in-residence permit qualifying the individual to teach in  
130 his or her assigned position as the teacher of record;

131 (E) A requirement that the salary and benefit costs for the  
132 position to which the teacher-in-residence is assigned shall be

133 used only for program support and to pay a stipend to the  
134 teacher-in-residence as specified in the agreement, subject to the  
135 following:

136 (i) The teacher-in-residence is a student enrolled in the  
137 teacher preparation program of the institution of higher  
138 education and is not a regularly employed employee of the  
139 county board;

140 (ii) The teacher-in-residence is included on the certified list  
141 of employees of the county eligible for state aid funding the  
142 same as an employee of the county at the appropriate level based  
143 on their permit and level of experience;

144 (iii) All state-aid-funding due to the county board for the  
145 teacher-in-residence shall be used only in accordance with the  
146 agreement with the institution of higher education for support of  
147 the program as provided in the agreement, including costs  
148 associated with instruction and supervision as set forth in  
149 paragraph (C) of this subdivision;

150 (iv) The teacher-in-residence is provided the same liability  
151 insurance coverage as other employees; and

152 (v) All state aid funding due to the county for the teacher-in-  
153 residence and not required for support of the program shall be  
154 paid as a stipend to the teacher-in-residence: *Provided*, That the  
155 stipend paid to the teacher-in-residence shall be no less than  
156 sixty-five percent of all state aid funding due the county for the  
157 teacher-in-residence.

158 ~~(4)~~(F) Other provisions that may be required by the state  
159 board.

160 (f) In lieu of the student teaching experience in a public  
161 school setting required by this section, an institution of higher  
162 education may provide an alternate student teaching experience  
163 in a nonpublic school setting if the institution of higher  
164 education meets the following criteria:

165 (1) Complies with the provisions of this section;

166 (2) Has a state board approved educator preparation  
167 program; and

168 (3) Enters into an agreement pursuant to subdivisions (g) and  
169 (h) of this section.

170 (g) At the discretion of the higher education institution, an  
171 agreement for an alternate student teaching experience between

172 an institution of higher education and a nonpublic school shall  
173 require one of the following:

174 (1) The student teacher shall complete at least one half of the  
175 clinical experience in a public school; or

176 (2) The educator preparation program shall include a  
177 requirement that any student performing student teaching in a  
178 nonpublic school shall complete the following:

179 (A) At least two hundred clock hours of field-based training  
180 in a public school; and

181 (B) A course, which is a component of the institution's state  
182 board approved educator preparation program, that provides  
183 information to prospective teachers equivalent to the teaching  
184 experience needed to demonstrate competence as a prerequisite  
185 to certification to teach in the public schools in West Virginia.

186 The course also shall include instruction on at least the following  
187 elements:

188 (i) State board policy and provisions of this code governing  
189 public education;

190 (ii) Requirements for federal and state accountability,  
191 including the mandatory reporting of child abuse;

192 (iii) Federal and state mandated curriculum and assessment  
193 requirements, including multicultural education, safe schools and  
194 student code of conduct;

195 (iv) Federal and state regulations for the instruction of  
196 exceptional students as defined by the Individuals with  
197 Disabilities Education Act, 20 U.S.C. §1400 *et seq.*; and

198 (v) Varied approaches for effective instruction for students  
199 who are at-risk.

200 (h) In addition to the requirements set forth in subsection (g)  
201 of this section, an agreement for an alternate student teaching  
202 experience between an institution of higher education and a  
203 nonpublic school shall include the following:

204 (1) A requirement that the higher education institution with  
205 an educator preparation program shall document that the student  
206 teacher's field-based and clinical experiences include  
207 participation and instruction with multicultural, at-risk and  
208 exceptional children at each programmatic level for which the  
209 student teacher seeks certification; and

210 (2) The minimum qualifications for the employment of  
211 school teachers selected as supervising teachers, including the

212 requirement that field-based and clinical experiences be  
213 supervised by a teacher fully certified in the state in which that  
214 teacher is supervising.

215 (i) The state superintendent may issue certificates as  
216 provided in section two-a of this article to graduates of educator  
217 preparation programs and alternative educator preparation  
218 programs approved by the state board. The certificates are issued  
219 in accordance with this section and rules adopted by the state  
220 board after consultation with the Secretary of Education and the  
221 Arts and the Chancellor for Higher Education.

222 (1) A certificate to teach may be granted only to a person  
223 who meets the following criteria:

224 (A) Is a citizen of the United States, except as provided in  
225 subdivision (2) of this subsection;

226 (B) Is of good moral character;

227 (C) Is physically, mentally and emotionally qualified to  
228 perform the duties of a teacher; and

229 (D) Is at least eighteen years of age on or before October 1;  
230 of the year in which his or her certificate is issued.

231 (2) A permit to teach in the public schools of this state may  
232 be granted to a person who is an exchange teacher from a foreign  
233 country or an alien person who meets the requirements to teach.

234 (j) In consultation with the Secretary of Education and the  
235 Arts and the Chancellor for Higher Education, institutions of  
236 higher education approved for educator preparation may  
237 cooperate with each other, with the center for professional  
238 development and with one or more county boards to organize  
239 and operate centers to provide selected phases of the educator  
240 preparation program. The phases include, but are not limited to  
241 the following:

- 242 (1) Student teaching and teacher-in-residence programs;  
243 (2) Beginning teacher ~~internship~~ and induction programs;  
244 (3) Instruction in methodology; and  
245 (4) Seminar programs for college students, teachers with  
246 provisional certification, professional support team members and  
247 supervising teachers.

248 By mutual agreement, the institutions of higher education,  
249 the center for professional development and county boards may  
250 budget and expend funds to operate the centers through



251 payments to the appropriate fiscal office of the participating  
252 institutions, the center for professional development and the  
253 county boards.

254 (k) The provisions of this section do not require  
255 discontinuation of an existing student teacher training center or  
256 school which meets the standards of the state board.

257 (l) All institutions of higher education approved for educator  
258 preparation in the 1962-63 school year continue to hold that  
259 distinction so long as they meet the minimum standards for  
260 educator preparation. Nothing in this section infringes upon the  
261 rights granted to any institution by charter given according to  
262 law previous to the adoption of this code.

263 (m) *Definitions.* — For the purposes of this section, the  
264 following words have the meanings ascribed to them unless the  
265 context clearly indicates a different meaning:

266 (1) “Nonpublic school” means a private school, parochial  
267 school, church school, school operated by a religious order or  
268 other nonpublic school that elects to meet the following  
269 conditions:

270 (A) Comply with the provisions of article twenty-eight,  
271 chapter eighteen of this code;

272 (B) Participate on a voluntary basis in a state operated or  
273 state sponsored program provided to this type school pursuant to  
274 this section; and

275 (C) Comply with the provisions of this section;

276 (2) "At-risk" means a student who has the potential for  
277 academic failure, including, but not limited to, the risk of  
278 dropping out of school, involvement in delinquent activity or  
279 poverty as indicated by free or reduced lunch status; and

280 (3) "Exceptional child" or "exceptional children" has the  
281 meaning ascribed to these terms pursuant to section one, article  
282 twenty, chapter eighteen of this code, but, as used in this section,  
283 the terms do not include gifted students.

**§18A-3-1a. Alternative programs for the education of teachers;  
purpose; definitions.**

1 (a) Purpose. – Sections one-a, one-b, one-c, one-d, one-e,  
2 one-f, one-g, one-h and one-i of this article create an alternative  
3 means for a qualified person to earn a professional teaching  
4 certificate. These sections authorize a school or a school district

5 to offer a rigorous alternative program for teacher certification  
6 in partnership with an accredited higher education institution, an  
7 entity affiliated with an accredited higher education institution,  
8 the West Virginia Department of Education or a regional  
9 education service agency, all under the supervision of the State  
10 Board. Under the State Board's supervision, county boards may  
11 offer these programs without a partner pursuant to subsection  
12 (d), section one-b of this article.

13 (b) *Definitions.* — For the purposes of this section and  
14 sections one-b, one-c, one-d, one-e, one-f, one-g, one-h and one-i  
15 of this article, the following terms have the ~~meaning~~ meanings  
16 ascribed to them, unless the context in which a term is used  
17 clearly requires a different meaning:

18 ~~(1) “Alternative program teacher certificate” means a~~  
19 ~~certificate issued for one year to a candidate who does not meet~~  
20 ~~the standard educational requirements for teacher certification;~~

21 (1) “Alternative program” means a program for teacher  
22 education that is offered as an alternative to the standard college  
23 or university programs for the education of teachers;

24       ~~(2) “Approved education provider” means a partnership~~  
25 ~~between one or more schools, school districts or regional~~  
26 ~~educational service agencies and an institution of higher~~  
27 ~~education in this state with a regionally accredited program for~~  
28 ~~the education of professional educators approved by the state~~  
29 ~~board or an entity affiliated with such an institution’s approved~~  
30 ~~program, that has submitted to the state board a plan and~~  
31 ~~agreement between the organizations for the delivery of an~~  
32 ~~alternative program in accordance with this section, and the state~~  
33 ~~board has approved the plan and agreement; and~~

34       (2) “Alternative program teacher” means a teacher who  
35 holds an alternative program teacher certificate and who  
36 participates in an alternative program;

37       ~~(3) “Area of critical need and shortage” means an opening in~~  
38 ~~an established, existing or newly-created position which has~~  
39 ~~been posted at least two times in accordance with section seven-~~  
40 ~~a, article four of this chapter and for which no fully-qualified~~  
41 ~~applicant has been employed.~~

42 (3) “Alternative program teacher certificate” means a  
43 temporary teacher certificate that authorizes a person to teach  
44 while participating in an alternative program;

45 (4) “Approved alternative program” means an alternative  
46 program that is approved by the State Board in accordance with  
47 section one-e of this article;

48 (5) “Approved education provider” means a partnership that  
49 the State Board has approved to provide an alternative program;

50 (6) “Partnership” means a partnership formed pursuant to  
51 section one-b of this article to provide an alternative program;

52 (7) “Partnership agreement” means an agreement adopted by  
53 a partnership pursuant to section one-b of this article; and

54 (8) “Professional support team” means the group of persons  
55 that an approved education provider has selected to train and  
56 supervise alternative program teachers.

57 ~~(b) Establishment of alternative teacher education programs.~~  
58 ~~— After consultation with the Secretary of Education and the~~  
59 ~~Arts and the Chancellor of the Higher Education Policy~~  
60 ~~Commission, the state board shall promulgate a legislative rule~~  
61 ~~or rules in accordance with article three-b, chapter twenty-nine-a~~

62 ~~of this code to implement the provisions of this section. The~~  
63 ~~proposed rule or rules shall be submitted to the Legislative~~  
64 ~~Oversight Commission on Education Accountability for review~~  
65 ~~prior to adoption. The rule or rules shall include, but are not~~  
66 ~~limited to, the following issues:~~

67 (1) ~~Separate procedures for the approval and operation of~~  
68 ~~each of the alternative teacher education programs as provided~~  
69 ~~in this section:~~

70 (A) ~~These programs are an alternative to the regular college~~  
71 ~~or university programs for the education of teachers and may~~  
72 ~~only be offered by approved education providers; and~~

73 (B) ~~Each program is separate from other programs~~  
74 ~~established by this section;~~

75 (2) ~~Procedures for approving an approved education provider~~  
76 ~~as defined in this section. Approval is required prior to~~  
77 ~~implementation the provider's program; leading to certification~~  
78 ~~to teach in the public schools of this state;~~

79 (3) ~~An alternative program teacher may not be employed in~~  
80 ~~a school, school district or regional educational service agency~~  
81 ~~unless the school, school district or regional educational service~~

82 ~~agency is a part of a partnership that qualifies as an approved~~  
83 ~~education provider agreement as defined in subsection (a) of this~~  
84 ~~section;~~

85 ~~(4) Provisions for setting tuition charges to offset program~~  
86 ~~costs;~~

87 ~~(5) The recommendation to rehire an alternative education~~  
88 ~~program teacher, is subject to satisfactory progress in the~~  
89 ~~applicable alternative education program by the holder of the~~  
90 ~~alternative program certificate; and~~

91 ~~(6) When making decisions affecting the hiring of a teacher~~  
92 ~~authorized to teach under an alternative program certificate as~~  
93 ~~provided in this section, a county board shall give preference to~~  
94 ~~applicants who hold a valid West Virginia professional teaching~~  
95 ~~certificate.~~

96 ~~(c) *Alternative teacher education program.* —~~

97 ~~(1) To participate in an approved alternative teacher~~  
98 ~~education program, the candidate must hold an alternative~~  
99 ~~program teacher certificate issued by the state superintendent~~  
100 ~~and endorsed for the instructional field in which the candidate~~  
101 ~~seeks certification.~~

102       ~~(2) The certificate may be renewed twice and no individual~~  
103     ~~may hold an alternative program teacher certificate for a period~~  
104     ~~exceeding three years. The alternative program teacher~~  
105     ~~certificate is equivalent to a professional teaching certificate for~~  
106     ~~the purpose of issuing a continuing contract.~~

107       ~~(3) To be eligible for an alternative program teacher~~  
108     ~~certificate, an applicant shall meet the following criteria:~~

109       ~~(A) Possess at least a bachelor's degree from a regionally~~  
110     ~~accredited institution of higher education; in a discipline taught~~  
111     ~~in the public schools;~~

112       ~~(B) Pass the same basic skills and subject matter test or tests~~  
113     ~~required by the state board for traditional program candidates to~~  
114     ~~become certified in the area for which licensure is being sought;~~

115       ~~(C) Hold United States citizenship; be of good moral~~  
116     ~~character and be physically, mentally and emotionally qualified~~  
117     ~~to perform the duties of a teacher;~~

118       ~~(D) Attain the age of eighteen years on or before October 1~~  
119     ~~of the year in which the alternative program teacher certificate~~  
120     ~~is issued;~~



121 ~~(E) Receive a formal offer of employment in an area of~~  
122 ~~critical need and shortage from a county superintendent;~~

123 ~~(F) Qualify for employment following a criminal history~~  
124 ~~check pursuant to section ten of this article;~~

125 ~~(G) In the case of an applicant pursuing certification to teach~~  
126 ~~American Sign Language, in lieu of paragraphs (A) and (B) of~~  
127 ~~this subdivision, the applicant shall possess at least a bachelor's~~  
128 ~~degree from a regionally accredited institution of higher~~  
129 ~~education and pass an appropriate state board approved test or~~  
130 ~~tests demonstrating the applicant's proficiency in American Sign~~  
131 ~~Language; and~~

132 ~~(H) In the case of applicants who have at least four years of~~  
133 ~~experience in the subject field and are pursuing certification to~~  
134 ~~teach in selected vocational and technical areas, in lieu of~~  
135 ~~paragraphs (A) and (B) of this subdivision, the applicant shall~~  
136 ~~pass an appropriate state board approved test or tests~~  
137 ~~demonstrating the applicant's proficiency in the basic skills and~~  
138 ~~occupational content areas.~~

139 ~~(4) A person who satisfies the requirements set forth in~~  
140 ~~subdivision (3) of this subsection shall be granted a formal~~

141 document authorizing him or her to work in a public school in  
142 West Virginia.

143 ~~(5) An approved alternative program provides essential~~  
144 ~~knowledge and skills to alternative program teachers through the~~  
145 ~~following phases of training:~~

146 ~~(A) *Instruction.*—The alternative preparation program shall~~  
147 ~~provide a minimum of eighteen semester hours of instruction in~~  
148 ~~the areas of student assessment; development and learning;~~  
149 ~~curriculum; classroom management; the use of educational~~  
150 ~~computers and other technology; and special education and~~  
151 ~~diversity. All programs shall contain a minimum of three~~  
152 ~~semester hours of instruction in special education and diversity~~  
153 ~~out of the minimum eighteen required semester hours. Subject to~~  
154 ~~the approval of the state board, an approved education provider~~  
155 ~~may provide instruction equivalent to the eighteen semester~~  
156 ~~hours required by this paragraph through nontraditional methods;~~  
157 ~~including, but not limited to, methods such as a series of~~  
158 ~~modules covering the various topics, electronically delivered~~  
159 ~~instruction, summer sessions, professional development and job-~~  
160 ~~embedded mentoring.~~

161       ~~(B) Phase I.~~—Phase I consists of a period of intensive, on-  
162 the-job supervision by an assigned mentor and the school  
163 administrator for a period of not fewer than two weeks. The  
164 assigned mentor shall meet the requirements for a beginning  
165 teacher internship mentor set forth in section two-b of this article  
166 and shall be paid the stipend authorized pursuant to that section.  
167 The state board shall provide in its rule, for the approval and  
168 operation of this program, requirements for the frequency and  
169 duration of time periods for the person holding an alternative  
170 certificate to observe in the classroom of the mentor. The person  
171 holding an alternative certificate shall be observed daily by the  
172 mentor or the school administrator during this phase. This phase  
173 includes an orientation to the policies, organization and  
174 curriculum of the employing district. The alternative program  
175 teacher shall receive formal instruction in those areas listed in  
176 paragraph (A) of this subdivision.

177       ~~(C) Phase II.~~—Phase II consists of a period of intensive,  
178 on-the-job supervision beginning the first day following the  
179 completion of Phase I and continuing for a period of at least ten  
180 weeks. During Phase II, the alternative program teacher is visited

181 ~~and critiqued at least one time per week by a member or~~  
182 ~~members of a professional support team as defined in~~  
183 ~~subdivision (6) of this subsection, and is observed by the~~  
184 ~~appropriately certified members of the team at the end of five~~  
185 ~~weeks and again at five-week intervals until the completion of~~  
186 ~~this phase. At the completion of this phase, the alternative~~  
187 ~~program teacher shall receive a formal evaluation by the~~  
188 ~~principal. The alternative program teacher shall continue to~~  
189 ~~receive formal instruction in those areas listed in paragraph (A);~~  
190 ~~of this subdivision.~~

191 ~~(D) *Phase III.*—Phase III consists of an additional period of~~  
192 ~~continued supervision and evaluation of no fewer than twenty~~  
193 ~~weeks duration. The professional support team determines the~~  
194 ~~requirements of this phase, but those requirements shall include~~  
195 ~~at least one formal evaluation conducted at the completion of the~~  
196 ~~phase by the principal. The alternative program teacher shall~~  
197 ~~continue to receive formal instruction in those areas listed in~~  
198 ~~paragraph (A) of this subdivision, and shall be given~~  
199 ~~opportunities to observe the teaching of experienced colleagues.~~

200 ~~(6) *Professional support team.*—~~

201       (A) ~~Training and supervision of alternative program teachers~~  
202 ~~are provided by a professional support team comprised of a~~  
203 ~~school principal, or his or her designee, an experienced~~  
204 ~~classroom teacher who satisfies the requirements for mentor for~~  
205 ~~the Beginning Educator Internship pursuant to section two-b of~~  
206 ~~this article, a representative of the institution of higher education~~  
207 ~~that is a part of the partnership that qualifies as an approved~~  
208 ~~education provider as defined in subsection (a) of this section or~~  
209 ~~an entity affiliated with that institution, and a curriculum~~  
210 ~~supervisor or other central office administrator with certification~~  
211 ~~and training relevant to the training and supervision of the~~  
212 ~~alternative program candidate.~~

213       (B) ~~Districts or schools which have been unable to establish~~  
214 ~~a relationship with a college or university shall provide for~~  
215 ~~comparable expertise on the team.~~

216       (C) ~~The school principal, or his or her designee, serves as~~  
217 ~~chairperson of the team.~~

218       (D) ~~The duration of each of the three phases of the program~~  
219 ~~specified in paragraphs (B), (C) and (D), subdivision (5) of this~~  
220 ~~subsection, in excess of the minimum durations provided in~~

221 ~~those paragraphs, shall be determined by the professional~~  
222 ~~support team within guidelines provided by the state board in its~~  
223 ~~rule for the approval and operation of this program.~~

224 ~~(E) In addition to other duties assigned to it under this~~  
225 ~~section and section one-b of this article, the approved education~~  
226 ~~provider shall submit a written evaluation of the alternative~~  
227 ~~program teacher to the county superintendent. The written~~  
228 ~~evaluation shall be in a form specified by the county~~  
229 ~~superintendent the and submitted on a date specified by the~~  
230 ~~county superintendent that is prior to the first Monday of May.~~

231 ~~The evaluation shall report the progress of the alternative~~  
232 ~~program teacher toward meeting the academic and performance~~  
233 ~~requirements of the program.~~

234 ~~(F) The training for professional support team members may~~  
235 ~~be coordinated and provided by the Center for Professional~~  
236 ~~Development in coordination with the approved education~~  
237 ~~provider as set forth in the plan approved by the state board.~~

238 ~~(7) In lieu of and as an alternative to the professional support~~  
239 ~~team specified in subdivision (6) of this subsection and its~~  
240 ~~specific duties throughout the program phases as set forth in~~

241 subdivision (5) of this section, a school or school district that has  
242 implemented a comprehensive beginning teacher induction  
243 program may, subject to the approval of the state board, provide  
244 for the training and supervision of alternative program teachers  
245 using a structure consistent with the structure implemented for  
246 the support, supervision and mentoring of beginning teachers:  
247 *Provided, That all final decisions on the progress of the*  
248 *alternative program teacher and recommendations upon program*  
249 *completion shall rest with the principal.*

250 (8) An approved education provider seeking approval for an  
251 alternative certification program shall submit a plan to the state  
252 board:

253 (A) No alternative certification program may be  
254 implemented prior to receiving state board approval:

255 (B) Each plan shall describe how the proposed training  
256 program will accomplish the key elements of an alternative  
257 program for the education of teachers as set forth in this section:

258 (d) *Alternative highly qualified special education teacher*  
259 *education program.* —

260       ~~(1) These programs are separate from the programs~~  
261       ~~established under the other provisions of this section and are~~  
262       ~~applicable only to teachers who have at least a bachelor's degree~~  
263       ~~in a program for the preparation of teachers from a regionally~~  
264       ~~accredited institution of higher education.~~

265       ~~(2) These programs are subject to the other provisions of this~~  
266       ~~section only to the extent specifically provided in the rule.~~

267       ~~(3) These programs may be an alternative to the regular~~  
268       ~~college and university programs for the education of special~~  
269       ~~education teachers and also may address the content area~~  
270       ~~preparation of certified special education teachers.~~

271       ~~(4) The programs shall incorporate professional development~~  
272       ~~to the maximum extent possible to help teachers who are~~  
273       ~~currently certified in special education to obtain the required~~  
274       ~~content area preparation.~~

275       ~~(5) Participation in an alternative education program~~  
276       ~~pursuant to this subsection may not affect any rights, privileges~~  
277       ~~or benefits to which the participant otherwise would be entitled~~  
278       ~~as a regular employee and may not alter any rights, privileges or~~  
279       ~~benefits of participants on continuing contract status.~~



280 ~~(e) Additional alternative education program to prepare~~  
281 ~~highly-qualified special education teachers. —~~

282 ~~(1) These programs are separate from the programs~~  
283 ~~established under the other provisions of this section and are~~  
284 ~~applicable only to persons who hold a bachelor's degree from a~~  
285 ~~regionally accredited institution of higher education.~~

286 ~~(2) These programs are subject to the other provisions of this~~  
287 ~~section only to the extent specifically provided in the rule.~~

288 ~~(3) These programs may be an alternative to the regular~~  
289 ~~college and university programs for the education of special~~  
290 ~~education teachers and also may address the content area~~  
291 ~~preparation of these persons.~~

**~~§18A-3-1b. Recommendation for certification of alternative  
program teachers Alternative program  
partnerships; formation; necessary partners;  
partnership agreements; single-provider programs.~~**

1 ~~At the conclusion of an alternative teacher education~~  
2 ~~program, the approved education provider shall prepare a~~  
3 ~~comprehensive evaluation report on the alternative program~~  
4 ~~teacher's performance. This report shall be submitted directly to~~  
5 ~~the State Superintendent of Schools and shall contain a~~

6 ~~recommendation as to whether or not a professional certificate~~  
7 ~~should be issued to the alternative program teacher. The report~~  
8 ~~shall be made on standard forms developed by the State~~  
9 ~~Superintendent.~~

10 The comprehensive evaluation report shall include one of the  
11 following recommendations:

12 (1) ~~Approved: Recommends issuance of a professional~~  
13 ~~certificate;~~

14 (2) ~~Insufficient: Recommends that a professional certificate~~  
15 ~~not be issued but that the candidate be allowed to seek reentry on~~  
16 ~~one or more occasions in the future into an approved alternative~~  
17 ~~teacher education program; or~~

18 (3) ~~Disapproved: Recommends that a professional certificate~~  
19 ~~not be issued and that the candidate not be allowed to enter into~~  
20 ~~another approved alternative teacher education program in this~~  
21 ~~state, but shall not be prohibited from pursuing teacher~~  
22 ~~certification through other approved programs for the education~~  
23 ~~of teachers in this state.~~

24 ~~The approved education provider shall provide the~~  
25 ~~alternative program teacher with a copy of the alternative~~

26 ~~program teacher's written evaluation report and certification~~  
27 ~~recommendation before submitting it to the state superintendent.~~  
28 ~~If the alternative program teacher disagrees with the provider's~~  
29 ~~recommendation, the alternative program teacher may, within~~  
30 ~~fifteen days of receipt, request an appeal in accordance with the~~  
31 ~~certification appeals process established by the State Board of~~  
32 ~~Education.~~

33 (a) *Formation.* – One or more schools or school districts, or  
34 any combination of these, may form a partnership with one or  
35 more institutions of higher education, one or more entities  
36 affiliated with an institution of higher education, the West  
37 Virginia Department of Education, a regional education service  
38 agency, or any combination of these, to provide an alternative  
39 program.

40 (b) *Necessary partners.* – Except as provided in subsection  
41 (d) of this section, a partnership shall include at least one of the  
42 following:

43 (1) An institution of higher education with an accredited  
44 program for the education of professional educators that has  
45 been approved by the State Board;

46       (2) An entity affiliated with an institution of higher  
47 education that has an accredited program for the education of  
48 professional educators that has been approved by the State  
49 Board;

50       (3) The West Virginia Department of Education; or

51       (4) A regional education service agency.

52       (c) Partnership agreement contents. – A partnership shall  
53 adopt a written partnership agreement that governs how the  
54 partnership will conduct its alternative program and that  
55 identifies the rights and responsibilities of each partner. The  
56 partnership agreement shall include, at a minimum, the  
57 following elements:

58       (1) Procedures and criteria for determining whether a person  
59 is eligible to enroll in the alternative program;

60       (2) Procedures and criteria for making a formal offer of  
61 employment to a person who is eligible to enroll in the  
62 alternative program;

63       (3) A detailed list, with descriptions, of the categories,  
64 methods and sources of instruction that the alternative program  
65 will provide;

66 (4) A detailed description of the phases of on-the-job  
67 training and supervision that the alternative program will  
68 provide;

69 (5) A detailed description of the academic and performance  
70 standards that an alternative program teacher shall satisfy to  
71 receive the partnership's recommendation that the State  
72 Superintendent issue to him or her a professional teaching  
73 certificate;

74 (6) Procedures for selecting and training the professional  
75 support team who will instruct, mentor or supervise alternative  
76 program teachers;

77 (7) Provisions for determining tuition or other charges, if  
78 any, relating to an alternative program;

79 (8) A requirement, subject to the provisions of subsection  
80 (e), subsection one-f of this article, that the hiring authority for  
81 any school or school district that hires an alternative program  
82 teacher will renew the alternative program teacher's contract  
83 from year to year as long as he or she makes satisfactory  
84 progress in the alternative education program and until he or she  
85 completes the alternative program; and

86 (9) Any other provisions that the partners consider necessary  
87 or helpful to ensure that the alternative program operates in  
88 accordance with this chapter.

89 (d) *Single provider programs.* – A county board may  
90 establish an alternative program without forming a partnership  
91 with any other person. A county board that elects to provide an  
92 alternative program without forming a partnership shall adopt a  
93 written plan that satisfies the requirements of this section and  
94 section one-c of this article. A program provided under this  
95 subsection is a partnership for purposes of this section and  
96 sections one-a, one-c, one-d, one-e, one-f, one-g, one-h and one-i  
97 of this article, and the written plan is a partnership agreement for  
98 purposes of such sections. Notwithstanding any provision of this  
99 code to the contrary, the state board may not approve more than  
100 one alternative program to operate in any single county without  
101 a partner.

**§18A-3-1c. Alternative program instruction for classroom  
teachers; methods; training and evaluation phases;  
professional support team; tuition.**

1 (a) *Alternative program instruction.* – An alternative  
2 program for classroom teachers shall provide, at a minimum, for  
3 instruction in the following subjects:

- 4       (1) Early literacy (if an alternative program teacher will be  
5 teaching elementary school children);
- 6       (2) Student assessment;
- 7       (3) Development and learning;
- 8       (4) Curriculum;
- 9       (5) Classroom management;
- 10       (6) Use of educational computers and other technology; and
- 11       (7) Special education and diversity.
- 12       (b) *Methods of instruction.* – An alternative program may  
13 provide instruction through nontraditional methods, including,  
14 but not limited to, methods such as a series of modules covering  
15 the various topics, electronically delivered instruction, summer  
16 sessions, professional development and job-embedded mentoring.
- 17       (c) *Professional support team.* – If the State Board approves,  
18 an alternative program may provide a professional support team  
19 whose structure is consistent with the structure that the  
20 partnership’s participating school or schools use for supporting,  
21 supervising, inducting and mentoring a beginning teacher or  
22 teacher-in-residence. If the State Board approves, an alternative

23 program's professional support team may be trained by and in  
24 coordination with the Center for Professional Development.

25 (d) Professional support team evaluation for classroom  
26 teachers. – The professional support team shall submit a written  
27 evaluation of the alternative program teacher to the approved  
28 education provider. This evaluation shall be submitted on a form  
29 specified by the approved education provider and shall be  
30 submitted before the first Monday in May on a date set by the  
31 approved education provider. The evaluation shall report the  
32 alternative program teacher's progress toward meeting the  
33 alternative program's academic and performance standards:  
34 Provided, That all final decisions on the progress of an  
35 alternative program teacher shall rest with the principal.

36 (e) Tuition. – A partnership may not charge tuition, or  
37 impose any other charge for participation in an alternative  
38 program, unless the tuition or other charge is necessary to offset  
39 the partnership's cost of providing the alternative program:  
40 Provided, That a partner that is an institution of higher education  
41 with an accredited program for the education of professional  
42 educators may charge tuition for academic credit that an



43 alternative education teacher receives in the alternative program

44 if:

45 (1) The institution of higher education is the entity that

46 grants the academic credit; and

47 (2) The charge does not exceed the per credit rate charged

48 for students enrolled in its standard program for the education of

49 professional educators.

**§18A-3-1d. Alternative program rules; necessary contents.**

1 (a) *Alternative program rules.* –

2 (1) The State Board shall promulgate a legislative rule or

3 rules in accordance with article three-b, chapter twenty-nine-a of

4 this code containing procedures for the approval and operation

5 of alternative teacher education programs as provided in this

6 article. The State Board shall promulgate separate procedures for

7 alternative programs for classroom teachers, alternative

8 programs for highly qualified special education teachers, and

9 additional alternative programs to prepare highly qualified

10 special education teachers. These procedures shall be separate

11 from the State Board's other procedures for approving standard

12 teacher education programs.

13       (2) Before promulgating a rule or rules, the State Board shall  
14 consult with the Secretary of Education and the Arts and the  
15 Chancellor of the Higher Education Policy Commission.

16       (3) Before adopting a rule or rules, the State Board shall  
17 submit its proposed rule or rules to the Legislative Oversight  
18 Commission on Education Accountability for review.

19       (b) Necessary contents. – The State Board’s rule or rules  
20 shall include, at a minimum, the following elements:

21       (1) An orderly set of deadlines, forms and guidance to  
22 govern:

23       (A) A partnership’s process for applying to become an  
24 approved education provider;

25       (B) The State Board’s process for reviewing and acting on  
26 a partnership’s application;

27       (C) An approved education provider’s process for seeking  
28 persons to enroll in an alternative program; and

29       (D) A person’s process for enrolling in an approved  
30 education provider’s alternative program;

31       (2) Procedures for determining whether a partnership  
32 agreement complies with sections one-b and one-c of this article;

33 (3) Procedures for determining whether a partnership  
34 agreement complies with any additional requirements contained  
35 in the State Board's rule or rules;

36 (4) Standards for how often and for what lengths of time an  
37 alternative program teacher must observe in a mentor's  
38 classroom;

39 (5) Guidelines for determining what tuition or other charges  
40 an approved education provider may impose relating to an  
41 alternative program;

42 (6) A list of the test or tests that a person must pass if he or  
43 she seeks a certification to teach American Sign Language; and

44 (7) A list of the test or tests that a person must pass if he or  
45 she seeks a certification to teach in selected vocational and  
46 technical areas.

**§18A-3-1e. State Board approval; prohibited acts.**

1 (a) State Board approval. –

2 (1) The State Board shall approve a partnership's application  
3 to operate an alternative program for classroom teachers if the  
4 State Board determines that the proposed alternative program, in  
5 all material respects, complies or will comply with the State

6 Board's applicable alternative program rules and with the  
7 requirements of sections one-b, one-c of this article.

8 (2) The State Board shall approve a partnership's application  
9 to operate an alternative program for a highly qualified special  
10 education teacher if the State Board determines that the proposed  
11 alternative program, in all material respects, complies or will  
12 comply with the State Board's applicable alternative program  
13 rules and with the requirements of section one-g of this article.

14 (3) The State Board shall approve a partnership's application  
15 to operate an alternative program to prepare highly qualified  
16 special education teachers if the State Board determines that the  
17 proposed alternative program, in all material respects, complies  
18 or will comply with the State Board's applicable alternative  
19 program rules and with the requirements of section one-h of this  
20 article.

21 (b) *Prohibited acts.* –

22 (1) A partnership may not implement an alternative program  
23 until the partnership's alternative program has been approved by  
24 the State Board.

25 (2) A school or school district may not employ, or make a  
26 formal offer of employment to, any person for the purpose of his  
27 or her participation in an alternative program unless the  
28 alternative program is approved by the State Board and the  
29 school or school district is a member of the partnership that is  
30 operating the alternative program.

31 (3) A school or school district may not continue to employ  
32 an alternative program teacher unless he or she makes  
33 satisfactory progress in the alternative program for which he or  
34 she is employed.

**§18A-3-1f. Alternative program participation; eligibility for  
alternative program certificate; contract renewals;  
hiring preference.**

1 (a) *Alternative program participation.* – A person may not  
2 participate in an alternative program unless he or she holds an  
3 alternative program teacher certificate issue by the State  
4 Superintendent for the alternative program position in which he  
5 or she will be teaching. An alternative program teacher  
6 certificate is the same as a professional teaching certificate for  
7 the purpose of issuing a continuing contract.

8        (b) Eligibility for alternative program teacher certificate. –

9        To be eligible for an alternative program teacher certificate, a  
10       person shall:

11       (1) Possess at least a bachelor’s degree from a regionally  
12       accredited institution of higher education;

13       (2) Pass the same basic skills and subject matter test or tests  
14       required by the State Board for traditional program candidates to  
15       become certified in the area for which he or she is seeking  
16       licensure;

17       (3) Hold United States citizenship;

18       (4) Be of good moral character;

19       (5) Be physically, mentally and emotionally qualified to  
20       perform the duties of a teacher;

21       (6) Attain the age of eighteen years on or before October 1  
22       of the year in which the alternative program teacher certificate  
23       is issued;

24       (7) Receive from a county superintendent a formal offer of  
25       employment in a school or school district that is a member of an  
26       approved education provider;

27 (8) Qualify for employment after a criminal history check  
28 made pursuant to section ten of this article.

29 (c) Eligibility for alternative program certificate: American  
30 Sign Language. – If a person seeks certification to teach  
31 American Sign Language, in lieu of subdivisions (1) and (2),  
32 subsection (b) of this section, he or she shall pass one or more  
33 appropriate State Board approved tests demonstrating his or her  
34 proficiency in American Sign Language.

35 (d) Eligibility for alternative program certificate: selected  
36 vocational and technical areas. – If a person seeks certification  
37 to teach in selected vocational and technical areas, in lieu of  
38 subdivisions (1) and (2), subsection (b) of this section, he or she  
39 shall pass one or more appropriate State Board approved tests  
40 demonstrating his or her proficiency in the basic skills and  
41 occupational content areas.

42 (e) Contract renewals. –

43 (1) A county board shall renew an alternative program  
44 teacher’s contract from year to year as long as he or she makes  
45 satisfactory progress in the applicable alternative education

46 program and until he or she completes the alternative program,  
47 except as provided in subdivision (2) of this subsection.

48 (2) If the school or school district that employs the  
49 alternative program teacher reduces its overall number of  
50 teachers, the alternative program teacher is subject to the same  
51 force reduction rules and procedures as any other employee,  
52 including those that relate to seniority.

**§18A-3-1g. Alternative program for highly qualified special  
education teachers.**

1 (a) An alternative program for highly qualified special  
2 education teachers are separate from the programs established  
3 under sections one-b and one-h of this article and are applicable  
4 only to teachers who have at least a bachelor's degree in a  
5 program for the preparation of teachers from an accredited  
6 institution of higher education.

7 (b) These programs are subject to the other provisions of  
8 sections one-b, one-c, one-e and one-f of this article only to the  
9 extent specifically provided in State Board rule.

10 (c) These programs may be an alternative to the standard  
11 college and university programs for the education of special



12 education teachers and also may address the content area  
13 preparation of certified special education teachers.

14 (d) The programs shall incorporate professional development  
15 to the maximum extent possible to help teachers who are  
16 currently certified in special education to obtain the required  
17 content area preparation.

18 (e) Participation in an alternative education program  
19 pursuant to this section may not affect any rights, privileges or  
20 benefits to which the participant otherwise would be entitled as  
21 a regular employee and may not alter any rights, privileges or  
22 benefits of participants on continuing contract status.

**§18A-3-1h. Additional alternative program to prepare highly  
qualified special education teachers.**

1 (a) An additional alternative program to prepare highly  
2 qualified special education teachers are separate from the  
3 programs established under sections one-b and one-g of this  
4 article and are applicable only to persons who hold a bachelor's  
5 degree from an accredited institution of higher education.

6 (b) These programs are subject to the other provisions of  
7 sections one-b, one-c, one-e and one-f of this article only to the  
8 extent specifically provided in State Board rule.

9        (c) These programs may be an alternative to the standard  
10 college and university programs for the education of special  
11 education teachers and also may address the content area  
12 preparation of these persons.

**§18A-3-1i. Recommendation for certification of alternative  
program teachers; report forms to be prepared by  
State Superintendent; appeal.**

1        (a) At the conclusion of an approved alternative program, the  
2 approved education provider shall prepare a comprehensive  
3 evaluation report on the alternative program teacher's  
4 performance.

5        (b) This report shall be submitted directly to the State  
6 Superintendent and shall contain a recommendation as to  
7 whether or not a professional teaching certificate should be  
8 issued to the alternative program teacher. The State  
9 Superintendent shall develop standard forms for this report, and  
10 the report shall be made on one or more of the State  
11 Superintendent's forms.

12        (c) The comprehensive evaluation report shall include one  
13 of the following recommendations:

14       (1) Approved: Recommends issuance of a professional  
15 teaching certificate;

16       (2) Insufficient: Recommends that a professional teaching  
17 certificate not be issued but that the candidate be allowed to seek  
18 reentry on one or more occasions in the future to an approved  
19 alternative program; or

20       (3) Disapproved: Recommends that a professional teaching  
21 certificate not be issued and that the candidate not be allowed to  
22 enter into another approved alternative program in this state but  
23 not be prohibited from pursuing teacher certification through  
24 other approved programs for the education of teachers in this  
25 state.

26       (d) The approved education provider shall provide the  
27 alternative program teacher with a copy of the alternative  
28 program teacher's written evaluation report and certification  
29 recommendation before the approved education provider submits  
30 them to the State Superintendent. If the alternative program  
31 teacher disagrees with the provider's recommendation, the  
32 alternative program teacher may, within fifteen days of receipt,

33 request an appeal in accordance with the certification appeals  
34 process established by the State Board.

**§18A-3-2a. Certificates valid in the public schools that may be issued by the State Superintendent.**

1 In accordance with State Board rules for the education of  
2 professional educators adopted pursuant to section one of this  
3 article and subject to the limitations and conditions of that  
4 section, the State Superintendent may issue the following  
5 certificates valid in the public schools of the state:

6 (a) *Professional teaching certificates.* —

7 (1) A professional teaching certificate for teaching in the  
8 public schools may be issued to a person who meets the  
9 following conditions:

10 (A) Holds at least a bachelor's degree from ~~an~~ a regionally  
11 accredited institution of higher education in this state, and

12 ~~(i) Has completed a program for the education of teachers~~  
13 ~~which meets the requirements approved by the State Board; or~~

14 (i) Has passed appropriate State Board approved basic skills  
15 and subject matter tests in the area for which licensure is being  
16 sought; and

17 ~~(ii) Has met equivalent standards at institutions in other~~  
18 ~~states and has passed appropriate State Board approved basic~~  
19 ~~skills and subject matter tests or has and completed three years~~  
20 ~~of successful experience within the last seven years in the area~~  
21 ~~for which licensure is being sought; or~~

22 (ii) Has completed a program for the education of teachers  
23 which meets the requirements approved by the State Board; or

24 (iii) Has met equivalent standards at institutions in other  
25 states; or

26 (iv) Has completed three years of successful teaching  
27 experience within the last seven years under a license issued by  
28 another state in the area for which licensure is being sought; or

29 (v) Has completed an alternative program approved by  
30 another state; or

31 (B) Holds at least a bachelor's degree ~~in a discipline taught~~  
32 ~~in the public schools~~ from an accredited institution of higher  
33 education; and

34 (i) Has passed appropriate State Board approved basic skills  
35 and subject matter tests; ~~or~~ and

36       (ii) ~~Has completed three years of successful experience~~  
37 ~~within the last seven years in the area for which licensure is~~  
38 ~~being sought; and~~

39       (H) (ii) Has completed an alternative program for teacher  
40 education approved by the State Board; as provided in this  
41 article; and

42       (HH) (iii) Is recommended for a certificate in accordance with  
43 the provisions of ~~sections one-a and one-b~~ section one-i of this  
44 article relating to the program; ~~or~~ and

45       (HH) (iv) Is recommended by the State Superintendent based  
46 on documentation submitted.

47       (2) The certificate shall be endorsed to indicate the grade  
48 level or levels or areas of specialization in which the person is  
49 certified to teach or to serve in the public schools.

50       (3) The initial professional certificate is issued provisionally  
51 for a period of three years from the date of issuance:

52       (A) The certificate may be converted to a professional  
53 certificate valid for five years subject to successful completion  
54 of a beginning teacher ~~internship or~~ induction program, if  
55 applicable; or

56 (B) The certificate may be renewed subject to rules adopted  
57 by the State Board.

58 (b) *Alternative program teacher certificate.* — An  
59 alternative program teacher certificate may be issued to a  
60 candidate who is enrolled in an ~~alternative program for the~~  
61 ~~education of teachers in accordance with the provisions of~~  
62 ~~section one-a of this article~~ alternative program for teacher  
63 education approved by the State Board.

64 (1) The certificate is valid only for the alternative program  
65 position in which the candidate is employed and is subject to  
66 enrollment in the program.

67 (2) The certificate is valid ~~for one year and may be renewed~~  
68 ~~for each of the following two consecutive years only~~ while the  
69 candidate is enrolled in the alternative program, up to a  
70 maximum of three years, and may not be renewed.

71 (c) *Professional administrative certificate.* —

72 (1) A professional administrative certificate, endorsed for  
73 serving in the public schools, with specific endorsement as a  
74 principal, vocational administrator, supervisor of instructions or

75 superintendent, may be issued to a person who has completed  
76 requirements all to be approved by the State Board as follows:

77 (A) Holds at least a master's degree from an institution of  
78 higher education accredited to offer a master's degree; and

79 (i) Has successfully completed an approved program for  
80 administrative certification developed by the State Board in  
81 cooperation with the chancellor for higher education; and

82 (ii) Has successfully completed education and training in  
83 evaluation skills through the center for professional  
84 development, or equivalent education and training in evaluation  
85 skills approved by the State Board; and

86 (iii) Possesses three years of management level experience.

87 (2) Any person serving in the position of dean of students on  
88 June 4, 1992, is not required to hold a professional  
89 administrative certificate.

90 (3) The initial professional administrative certificate is  
91 issued provisionally for a period of five years. This certificate  
92 may be converted to a professional administrative certificate  
93 valid for five years or renewed, subject to the regulations of the  
94 State Board.



95 (d) *Paraprofessional certificate.* — A paraprofessional  
96 certificate may be issued to a person who meets the following  
97 conditions:

98 (1) Has completed thirty-six semester hours of post-  
99 secondary education or its equivalent in subjects directly related  
100 to performance of the job, all approved by the State Board; and

101 (2) Demonstrates the proficiencies to perform duties as  
102 required of a paraprofessional as defined in section eight, article  
103 four of this chapter.

104 (e) *Other certificates; permits.* —

105 (1) Other certificates and permits may be issued, subject to  
106 the approval of the State Board, to persons who do not qualify  
107 for the professional or paraprofessional certificate.

108 (2) A certificate or permit may not be given permanent status  
109 and a person holding one of these credentials shall meet renewal  
110 requirements provided by law and by regulation, unless the State  
111 Board declares certain of these certificates to be the equivalent  
112 of the professional certificate.

113 (3) Within the category of other certificates and permits, the  
114 State Superintendent may issue certificates for persons to serve

115 in the public schools as athletic coaches or coaches of other  
116 extracurricular activities, whose duties may include the  
117 supervision of students, subject to the following limitations:

118 (A) The person is employed under a contract with the county  
119 board of education.

120 (i) The contract specifies the duties to be performed,  
121 specifies a rate of pay that is equivalent to the rate of pay for  
122 professional educators in the district who accept similar duties  
123 as extra duty assignments, and provides for liability insurance  
124 associated with the activity; and

125 (ii) The person holding this certificate is not considered an  
126 employee of the board for salary and benefit purposes other than  
127 as specified in the contract.

128 (B) A currently employed certified professional educator has  
129 not applied for the position; and

130 (C) The person completes an orientation program designed  
131 and approved in accordance with State Board rules.

132 (f) *Teacher-In-Residence Permit.* —

133 (1) A teacher-in-residence permit may be issued to a  
134 candidate who is enrolled in a teacher-in-residence program in

135 accordance with an agreement between an institution of higher  
136 education and a county board. The agreement is developed  
137 pursuant to subsection ~~(f)~~ (e), section one of this article and  
138 requires approval by the State Board.

139 (2) The permit is valid only for the teacher-in-residence  
140 program position in which the candidate is enrolled and is  
141 subject to enrollment in the program. The permit is valid for no  
142 more than one school year and may not be renewed.

