

ILLINOIS STATE BOARD OF EDUCATION MEETING
September 13, 2005

TO: Members of the Illinois State Board of Education

FROM: Jesse H. Ruiz, Chairman

SUBJECT: Special Board Meeting

This memorandum serves as notice to members of the Illinois State Board of Education that I am hereby calling a special meeting of the State Board (via phone conference) for the sole purpose of consideration of rules to allow for issuance of emergency temporary substitute permits for individuals from the geographic area drastically affected by Hurricane Katrina.

Materials for this meeting are attached.

Attachment

ILLINOIS STATE BOARD OF EDUCATION
Special Board Meeting
Via Conference Call

September 13, 2005
2:00 p.m.

Public Conference Call Access Number: 1-866-297-6391 (listen only)
Confirmation # 1 2 7 0 4 8 3 7

AGENDA

1. Roll Call
2. Public Participation * (regarding the proposed emergency rules posted for consideration)
3. Consideration of rules to allow for issuance of emergency temporary substitute permits
4. Adjourn

* Public Participation will be available at either of the following locations:

State Board of Education - Springfield Office

4th Floor Conference Room, 100 N. First Street, Springfield, IL

or

State Board of Education – Chicago Office

Conference Room A, 14th Floor, James R. Thompson Center
100 W. Randolph, Chicago, IL

ILLINOIS STATE BOARD OF EDUCATION MEETING
September 13, 2005

TO: Illinois State Board of Education

FROM: Randy J. Dunn, State Superintendent of Education
Jonathan Furr, General Counsel
Ginger Reynolds, Assistant Superintendent

Agenda Topic: Action Item: Rules for Initial Review and Emergency Amendment for Adoption – Part 25 (Certification)

Materials: Recommended Rules

Staff Contact(s): Dennis Williams

Purpose of Agenda Item

The purpose this agenda item is to present the proposed amendment for the Board's initial review and the emergency amendment for adoption.

Expected Outcomes of Agenda Item

The Board will be asked to adopt a motion authorizing the solicitation of public comment on the proposed amendment and a second motion adopting the emergency amendment.

Background Information

In the aftermath of Hurricane Katrina, many displaced persons will obviously be seeking shelter and employment at some distance from their former places of residences, and regional superintendents here in Illinois have already begun receiving inquiries from such individuals regarding the ability to teach in Illinois schools. The present amendment is designed to provide relief to persons in this situation who are qualified to serve as substitute teachers but who may not have access to documents proving their eligibility at this time.

The emergency amendment that is being proposed at this time will offer individuals from the geographic area drastically affected by the hurricane a temporary permit for substitute teaching in Illinois schools, provided that they indicate their possession of a bachelor's degree, which is generally the qualification we require. Our intention is to make this a short-term, non-renewable permit but also:

- to build in enough flexibility to extend it if that seems warranted after the passage of time; and
- to provide for withdrawal of the permit if an individual either misrepresents his or her eligibility or later disqualifies himself or herself.

Several features of this approach will distinguish the permit from a true certificate while at the same time affording relief to people whose lives have been severely disrupted. There will be neither an application fee nor a registration fee, as would be the case for a certificate. Applicants will not be required to provide proof of their credentials but rather only to affirm possession of the bachelor's degree. The permit will be valid only for the 2005-06 school year

unless prevailing circumstances dictate an extension.

It should be noted that this rule will not eliminate the requirement for a criminal background check as a condition for employment in Illinois schools, nor will it provide any guarantee that a holder of this permit will find such employment. The rule will, however, remove such barriers as are within the authority of the State Board of Education to remove.

Analysis and Implications for Policy, Budget, Legislative Action and Communications

Policy Implications: Please see above.

Budget Implications: None.

Legislative Action: None needed.

Communication: Please see "Next Steps" below.

Superintendent's Recommendation

The Superintendent recommends that the State Board of Education adopt the following motions:

Motion 1) The State Board of Education hereby authorizes solicitation of public comment on the proposed rulemaking for:

Certification (23 Illinois Administrative Code 25),
including publication of the proposed amendment in the Illinois Register.

Motion 2) The State Board of Education hereby adopts the emergency rulemaking for:

Certification (23 Illinois Administrative Code 25).

Next Steps

With the Board's authorization, staff will submit the proposed amendment to the Administrative Code Division for publication in the Illinois Register to elicit public comment. Concurrently, the emergency amendment will be filed with the Secretary of State so that it can take effect immediately. Means such as the Superintendent's message and the agency website will be used to inform interested parties of the effectiveness of the emergency amendment and the opportunity to comment on the proposed rulemaking.

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TITLE 23: EDUCATION AND CULTURAL RESOURCES

SUBTITLE A: EDUCATION

CHAPTER I: STATE BOARD OF EDUCATION

SUBCHAPTER b: PERSONNEL

PART 25

CERTIFICATION

SUBPART A: DEFINITIONS

Section
25.10 Definition of Terms Used in This Part

SUBPART B: CERTIFICATES

Section
25.11 New Certificates (February 15, 2000)
25.15 Standards for Certain Certificates
25.20 Requirements for the Elementary Certificate
25.22 Requirements for the Elementary Certificate (2004)
25.30 Requirements for the Secondary Certificate
25.32 Requirements for the Secondary Certificate (2004)
25.35 Acquisition of Subsequent Certificates; Removal of Deficiencies
25.37 Acquisition of Subsequent Teaching Certificates (2004)
25.40 Requirements for the Special Certificate
25.42 Requirements for the Special Certificate (2004)
25.43 Standards for Certification of Special Education Teachers
25.45 Standards for the Standard Special Certificate--Speech and Language Impaired
25.50 General Certificate (Repealed)
25.60 State Special Certificate, Grades 11-12, For Teaching Elective Subjects
(Repealed)
25.65 Alternative Certification
25.67 Alternative Route to Teacher Certification
25.70 State Provisional Vocational Certificate
25.75 Part-time Provisional Certificates
25.80 Requirements for the Early Childhood Certificate
25.82 Requirements for the Early Childhood Certificate (2004)
25.85 Special Provisions for Endorsement in Foreign Language for Individuals
Currently Certified

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- 25.86 Special Provisions for Endorsement in Foreign Language for Individuals Prepared as Teachers But Not Currently Certified
 - 25.90 Transitional Bilingual Certificate and Examination
 - 25.92 Visiting International Teacher Certificate
 - 25.95 Majors, Minors, and Separate Fields for the Illinois High School Certificate (Repealed)
 - 25.99 Endorsing Teaching Certificates
 - 25.100 Endorsing Teaching Certificates (2004)
 - 25.105 Temporary Substitute Teaching Permit
- EMERGENCY

SUBPART C: APPROVING PROGRAMS THAT PREPARE PROFESSIONAL EDUCATORS IN THE STATE OF ILLINOIS

- Section
- 25.110 System of Approval: Levels of Approval (Repealed)
 - 25.115 Recognition of Institutions, Accreditation of Educational Units, and Approval of Programs
 - 25.120 Standards and Criteria for Institutional Recognition and Program Approval (Repealed)
 - 25.125 Accreditation Review of the Educational Unit
 - 25.127 Review of Individual Programs
 - 25.130 Special Provisions for Institutions Subject to Conditions for Continuing Accreditation
 - 25.135 Interim Provisions for Continuing Accreditation and Approval -- July 1, 2000, through Fall Visits of 2001
 - 25.136 Interim Provisions for Continuing Accreditation -- Institutions Visited from Spring of 2002 through Spring of 2003
 - 25.137 Interim Provisions for Continuing Accreditation and Approval -- July 1, 1999, through June 30, 2000 (Repealed)
 - 25.140 Transitional Requirements for Unit Assessment Systems
 - 25.145 Approval of New Programs Within Recognized Institutions
 - 25.147 Approval of Programs for Foreign Language Beginning July 1, 2003
 - 25.150 The Periodic Review Process (Repealed)
 - 25.155 Initial Recognition Procedures
 - 25.160 Notification of Recommendations; Decisions by State Board of Education
 - 25.165 Discontinuation of Programs

SUBPART D: SCHOOL SERVICE PERSONNEL

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Section

- 25.200 Relationship Among Credentials in Subpart D
- 25.210 Requirements for the Certification of School Social Workers
- 25.215 Certification of School Social Workers (2004)
- 25.220 Requirements for the Certification of Guidance Personnel
- 25.225 Certification of School Counselors (2004)
- 25.227 Interim Certification of School Counselor Interns (2004)
- 25.230 Requirements for the Certification of School Psychologists
- 25.235 Certification of School Psychologists (2004)
- 25.240 Standard for School Nurse Endorsement
- 25.245 Certification of School Nurses (2004)
- 25.252 Certification of Non-Teaching Speech-Language Pathologists

SUBPART E: REQUIREMENTS FOR THE CERTIFICATION OF ADMINISTRATIVE AND SUPERVISORY STAFF

Section

- 25.300 Relationship Among Credentials in Subpart E
- 25.310 Definitions (Repealed)
- 25.311 Administrative Certificate (Repealed)
- 25.313 Alternative Route to Administrative Certification
- 25.315 Renewal of Administrative Certificate
- 25.320 Application for Approval of Program (Repealed)
- 25.322 General Supervisory Endorsement
- 25.330 Standards and Guide for Approved Programs (Repealed)
- 25.333 General Administrative Endorsement
- 25.335 General Administrative Endorsement (2004)
- 25.344 Chief School Business Official Endorsement
- 25.345 Chief School Business Official (2004)
- 25.355 Superintendent Endorsement
- 25.360 Superintendent (2004)
- 25.365 Director of Special Education

SUBPART F: GENERAL PROVISIONS

Section

- 25.400 Registration of Certificates; Fees
- 25.405 Military Service

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- 25.410 Revoked Certificates
- 25.415 Credit in Junior College (Repealed)
- 25.420 Psychology Accepted as Professional Education
- 25.425 Individuals Prepared in Out-of-State Institutions
- 25.427 Three-Year Limitation
- 25.430 Institutional Approval (Repealed)
- 25.435 School Service Personnel Certificate--Waiver of Evaluations (Repealed)
- 25.437 Equivalency of General Education Requirements (Repealed)
- 25.440 Master of Arts NCATE (Repealed)
- 25.442 Illinois Teacher Corps Programs
- 25.444 Illinois Teaching Excellence Program
- 25.445 College Credit for High School Mathematics and Language Courses (Repealed)
- 25.450 Lapsed Certificates
- 25.455 Substitute Certificates
- 25.460 Provisional Special and Provisional High School Certificates (Repealed)
- 25.464 Short-Term Authorization for Positions Otherwise Unfilled
- 25.465 Credit (Repealed)
- 25.470 Meaning of Experience on Administrative Certificates (Repealed)
- 25.475 Certificates and Permits No Longer Issued (Repealed)
- 25.480 Credit for Certification Purposes (Repealed)
- 25.485 Provisional Recognition of Institutions (Repealed)
- 25.490 Rules for Certification of Persons Who Have Been Convicted of a Crime
- 25.493 Part-Time Teaching Interns
- 25.495 Approval of Out-of-State Institutions and Programs (Repealed)
- 25.497 Supervisory Endorsements

SUBPART G: THE UTILIZATION OF PARAPROFESSIONALS AND
OTHER NONCERTIFIED PERSONNEL

- Section
- 25.510 Paraprofessionals; Teacher Aides
- 25.520 Other Noncertificated Personnel
- 25.530 Specialized Instruction by Noncertificated Personnel
- 25.540 Approved Teacher Aide Programs
- 25.550 Approval of Educational Interpreters

SUBPART H: CLINICAL EXPERIENCES

Section

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- 25.610 Definitions
- 25.620 Student Teaching
- 25.630 Pay for Student Teaching (Repealed)

SUBPART I: ILLINOIS CERTIFICATION TESTING SYSTEM

- Section
- 25.705 Purpose - Severability
- 25.710 Definitions
- 25.715 Test Validation
- 25.717 Test Equivalence
- 25.720 Applicability of Testing Requirement and Scores
- 25.725 Applicability of Scores (Repealed)
- 25.728 Use of Test Results by Institutions of Higher Education
- 25.730 Registration
- 25.732 Late Registration
- 25.733 Emergency Registration
- 25.735 Frequency and Location of Examination
- 25.740 Accommodation of Persons with Special Needs
- 25.745 Special Test Dates
- 25.750 Conditions of Testing
- 25.755 Voiding of Scores
- 25.760 Passing Score
- 25.765 Individual Test Score Reports
- 25.770 Re-scoring
- 25.775 Institution Test Score Reports
- 25.780 Fees

SUBPART J: RENEWAL OF STANDARD AND MASTER CERTIFICATES

- Section
- 25.800 Professional Development Required
- 25.805 Continuing Professional Development Options
- 25.810 State Priorities
- 25.815 Submission and Review of the Plan (Repealed)
- 25.820 Review of Approved Plan (Repealed)
- 25.825 Progress Toward Completion (Repealed)
- 25.830 Application for Renewal of Certificate(s)
- 25.832 Validity and Renewal of Master Certificates

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- 25.835 Review of and Recommendation Regarding Application for Renewal
- 25.840 Action by State Teacher Certification Board; Appeals
- 25.845 Responsibilities of School Districts
- 25.848 General Responsibilities of LPDCs
- 25.850 General Responsibilities of Regional Superintendents
- 25.855 Approval of Illinois Providers
- 25.860 Out-of-State Providers
- 25.865 Awarding of Credit for Activities with Providers
- 25.870 Continuing Education Units (CEUs)
- 25.872 Special Provisions for Interactive, Electronically Delivered Continuing Professional Development
- 25.875 Continuing Professional Development Units (CPDUs)
- 25.880 “Valid and Exempt” Certificates; Proportionate Reduction; Part-Time Teaching
- 25.885 Funding; Expenses (Repealed)

SUBPART K: REQUIREMENTS FOR RECEIPT OF THE STANDARD TEACHING
CERTIFICATE

- Section
- 25.900 Applicability of Requirements in this Subpart
- 25.905 Choices Available to Holders of Initial Certificates
- 25.910 Requirements for Induction and Mentoring
- 25.915 Requirements for Coursework on the Assessment of One’s Own Performance
- 25.920 Requirements for Coursework Related to the National Board for Professional Teaching Standards (NBPTS)
- 25.925 Requirements Related to Advanced Degrees and Related Coursework
- 25.930 Requirements for Continuing Professional Development Units (CPDUs)
- 25.935 Additional Activities for Which CPDUs May Be Earned
- 25.940 Examination
- 25.942 Requirements for Additional Options
- 25.945 Procedural Requirements

- 25.APPENDIX A Statistical Test Equating - Certification Testing System
- 25.APPENDIX B Certificates Available Effective February 15, 2000
- 25.APPENDIX C Exchange of Certificates
- 25.APPENDIX D Criteria for Identification of Teachers as “Highly Qualified” in Various Circumstances
- 25.APPENDIX E Endorsement Structure Beginning July 1, 2004

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AUTHORITY: Implementing Article 21 and Section 14C-8 and authorized by Section 2-3.6 of the School Code [105 ILCS 5/Art. 21, 14C-8, and 2-3.6].

SOURCE: Rules and Regulations to Govern the Certification of Teachers adopted September 15, 1977; amended at 4 Ill. Reg. 28, p. 336, effective July 16, 1982; amended at 7 Ill. Reg. 5429, effective April 11, 1983; codified at 8 Ill. Reg. 1441; amended at 9 Ill. Reg. 1046, effective January 16, 1985; amended at 10 Ill. Reg. 12578, effective July 8, 1986; amended at 10 Ill. Reg. 15044, effective August 28, 1986; amended at 11 Ill. Reg. 12670, effective July 15, 1987; amended at 12 Ill. Reg. 3709, effective February 1, 1988; amended at 12 Ill. Reg. 16022, effective September 23, 1988; amended at 14 Ill. Reg. 1243, effective January 8, 1990; amended at 14 Ill. Reg. 17936, effective October 18, 1990; amended at 15 Ill. Reg. 17048, effective November 13, 1991; amended at 16 Ill. Reg. 18789, effective November 23, 1992; amended at 19 Ill. Reg. 16826, effective December 11, 1995; amended at 21 Ill. Reg. 11536, effective August 1, 1997; emergency amendment at 22 Ill. Reg. 5097, effective February 27, 1998, for a maximum of 150 days; amended at 22 Ill. Reg. 11767, effective June 25, 1998; amended at 22 Ill. Reg. 19745, effective October 30, 1998; amended at 23 Ill. Reg. 2843, effective February 26, 1999; amended at 23 Ill. Reg. 7231, effective June 14, 1999; amended at 24 Ill. Reg. 7206, effective May 1, 2000; emergency amendments at 24 Ill. Reg. 9915, effective June 21, 2000, for a maximum of 150 days; amended at 24 Ill. Reg. 12930, effective August 14, 2000; peremptory amendment at 24 Ill. Reg. 16109, effective October 12, 2000; peremptory amendment suspended at 25 Ill. Reg. 3718, effective February 21, 2001; peremptory amendment repealed by joint resolution of the General Assembly, effective May 31, 2001; emergency amendments at 25 Ill. Reg. 9360, effective July 1, 2001, for a maximum of 150 days; emergency expired November 27, 2001; emergency amendments at 25 Ill. Reg. 11935, effective August 31, 2001, for a maximum of 150 days; amended at 25 Ill. Reg. 16031, effective November 28, 2001; amended at 26 Ill. Reg. 348, effective January 1, 2002; amended at 26 Ill. Reg. 11867, effective July 19, 2002; amended at 26 Ill. Reg. 16167, effective October 21, 2002; amended at 27 Ill. Reg. 5744, effective March 21, 2003; amended at 27 Ill. Reg. 8071, effective April 28, 2003; emergency amendments at 27 Ill. Reg. 10482, effective June 26, 2003, for a maximum of 150 days; amended at 27 Ill. Reg. 12523, effective July 21, 2003; amended at 27 Ill. Reg. 16412, effective October 20, 2003; emergency amendment at 28 Ill. Reg. 2451, effective January 23, 2004, for a maximum of 150 days; amended at 28 Ill. Reg. 8556, effective June 1, 2004; emergency amendments at 28 Ill. Reg. 12438, effective August 20, 2004, for a maximum of 150 days; amended at 29 Ill. Reg. 1212, effective January 4, 2005; amended at 29 Ill. Reg. 10068, effective June 30, 2005; amended at 29 Ill. Reg. 12374, effective July 28, 2005; emergency amendment at 29 Ill. Reg. _____, effective _____, for a maximum of 150 days.

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SUBPART B: CERTIFICATES

**Section 25.105 Temporary Substitute Teaching Permit
EMERGENCY**

An individual who holds a bachelor's degree and who resided in Louisiana, Mississippi, or Alabama but was displaced by the effects of Hurricane Katrina, or an individual from another state contiguous to the Gulf of Mexico whose displacement is demonstrably due to Hurricane Katrina, shall be eligible for an Illinois temporary substitute teaching permit as provided in this Section.

- a) In recognition of the unavailability of written or electronic records in this situation, the State Board of Education shall require an individual seeking a permit under this Section only to:
 - 1) supply one form of personal identification, which may include not only a passport, driver's license, or other government-issued document but also a credit card, a bill, or other any other piece of correspondence showing the individual's name;
 - 2) provide a notarized written affirmation that he or she has received a bachelor's degree from a regionally accredited institution of higher education; and
 - 3) identify the institution and the year when the degree was issued.
- b) No application fee shall be charged for a temporary substitute teaching permit, and no registration fee shall apply to its use.
- c) A permit issued under this Section shall be valid for teaching in all grades of the common schools and shall be subject to the limitations set forth in Section 21-9 of the School Code [105 ILCS 5/21-9].
- d) A permit issued under this Section shall be valid through June 30, 2006, and shall be renewable for subsequent six-month periods only if the State Superintendent of Education determines that conditions in the permit-holder's home state continue to be such that the individual cannot reasonably be expected to supply records substantiating the field of his or her certification in that state so that a

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corresponding Illinois provisional certificate or a substitute teaching certificate can be issued.

- e) A temporary substitute teaching permit may be rescinded at any time if the State Superintendent of Education determines, in his sole discretion, that the individual has misrepresented his or her eligibility under this Section or that other sufficient cause exists.
- f) Employment of an individual holding a temporary substitute teaching permit shall be subject to the requirements of Section 10-21.9 of the School Code [105 ILCS 5/10-21.9].

(Source: Emergency rule added at 29 Ill. Reg. _____, effective _____, for a maximum of 150 days)