




Nancy S. Grasmick  
State Superintendent of Schools

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TO: Members of the State Board of Education

FROM: Nancy S. Grasmick 

DATE: March 23, 2010

SUBJECT: COMAR 13A.12.01  
General Provisions (AMEND)  
**APPROVAL**

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**PURPOSE:**

The purpose of this item is to present approval of non-substantive changes to the regulations in COMAR 13A.12.01, General Provisions.

**BACKGROUND INFORMATION:**

Since June, 2009, the Professional Standard and Teacher Education Board (PSTEB) has been engaged in a comprehensive review of regulations by chapter, rather than a fragmented approach that sometimes contributes to discrepancies among the various chapters. Some changes are substantive in nature; others are merely editorial. At its October 1, 2009 meeting, the PSTEB directed staff to proceed with the non-substantive (editorial) corrections in Chapter 1 as had been discussed at previous PSTEB meetings. The proposed changes were presented for your consideration at your December 10-11, 2009 meeting.

Staff has reviewed COMAR13A.12.01, General Provisions, and is recommending the following editorial (non-substantive) changes:

- |                   |  |
|-------------------|--|
| 13A.12.01         | General Provisions; Add: §6-101 through §6-103, §6-112, §6-118 to "Authority"  |
| 13A.12.01.01      | Purpose of <i>Certification</i> in Maryland (change from <i>Licensure</i> ) and insert " <i>certification or certificated</i> in body wherever required) |
| 13A.12.02B(1)     | Insert " <i>or taught</i> "  |
| 13A.12.02B(5)(c)  | Change " <i>Alternative Principal</i> " to " <i>Resident Principal</i> " and insert " <i>Resident Assistant Principal</i> "                              |
| 13A.12.01.02B(22) | Change " <i>K-12</i> " to " <i>PreK – 12</i> "   |

13A.12.01.02B(34)(b)	Change “N-12” to “PreK-12”
13A.12.01.03A	Change “licensure” to “certification”
13A.12.03B(1)(a)	Insert “PreK-12”
13A.12.03B(2)	Insert “PreK-12”
13A.12.03B(3)	Insert “PreK-12”
13A.12.01.04F	Change citation to “§E(2)”
13A.12.01.06E(2)	Change “vocational” to “career and technology education area”
13A.12.01.08A(3)	Change “vocational” to “career and technology education area”
13A.12.01.09D(1)	Change “N-12” to “PreK-12”
13A.12.01.11A(5)(c)	Change “N-12” to “PreK-12”

The aforementioned listing includes all recommended editorial changes.

A copy of the proposed, non-substantive changes as published in the *Maryland Register* on February 26, 2010 is attached. The period for public comment concluded on March 2, 2010; there were no comments. The changes have no economic impact, nor is there any impact on individuals with disabilities.

**SUMMARY:**

The proposed, non-substantive changes to COMAR 13A.12.01, General Provisions, correct inaccurate citations, update grade bands, eliminate text which is no longer appropriate, align definitions with other sections of the regulation, and update terminology.

**ACTION:**

I am requesting approval of COMAR 13A.12.01, General Provisions (AMEND).

NSG: jhe

Attachment

## Subtitle 12 CERTIFICATION

### 13A.12.01 General Provisions

Authority: Education Article, §§2-205, 2-303(g), and 6-701 — 6-705,  
Annotated Code of Maryland

#### Notice of Proposed Action

[10-049-P]

The Maryland State Board of Education proposes to amend Regulations .01 — .04, .06, .08, .09, and .11 under **COMAR 13A.12.01 General Provisions**.

This action was considered at the Maryland State Board of Education meeting on December 10, 2009.

#### Statement of Purpose

The purpose of this action is to correct inaccurate citations, update grade bands, eliminate text which is no longer appropriate, align definitions with other sections of the regulation, and update terminology.

#### Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

#### Estimate of Economic Impact

The proposed action has no economic impact.

#### Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

#### Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

#### Opportunity for Public Comment

Comments may be sent to Jean E. Satterfield, Assistant State Superintendent, Certification and Accreditation, Maryland State Department of Education, 200 West Baltimore Street, Baltimore, MD 21201, or call 410-767-0385, or email to jsatterfield@msde.state.md.us, or fax to 410-333-8963. Comments will be accepted through March 2, 2010. A public hearing has not been scheduled.

#### Open Meeting

Final action on the proposal will be considered by the Maryland State Board of Education during a public meeting to be held on March 23 — 24, 2010, at 200 West Baltimore Street, Baltimore, MD 21201.

#### .01 Purpose of Licensure in Maryland.

[Licensure] *Certification* of professional education personnel by the State is established to offer assurance to the citizens of this State that:

A. — C. (text unchanged)

D. [Licensed] *Certificated* education personnel maintain competent practice through career long-engagement with their content area, research, best practice, and expert opinion. Top of Form

#### .02 Definitions.

A. (text unchanged)

B. Terms Defined.

(1) "Acceptable credit" means content or professional education course work earned or *taught* after the conferral of the bachelor's or higher degree as provided in Regulation .05C of this chapter.

(2) — (4) (text unchanged)

(5) "Appropriate certificate" for:

(a) — (b) (text unchanged)

(c) An administrator or supervisor means a professional certificate, [an alternative] a *resident* principal certificate, a *resident assistant principal certificate*, or a conditional certificate if the applicant is within 6 semester hours of the professional certificate.

(6) — (21) (text unchanged)

(22) "National Council for the Accreditation of Teacher Education (NCATE)" means a council providing accreditation of professional education units in United States colleges that prepare professional educators to staff [K] *PreK* — 12 schools for children.

(23) — (33) (text unchanged)

(34) "Specific certification area" means a:

(a) (text unchanged)

(b) Grade level such as early childhood, elementary, middle, secondary, or [N] *PreK* — 12; or

(c) (text unchanged)

(35) — (38) (text unchanged)

#### .03 Personnel.

A. The regulations in this subtitle are established as [licensure] *certification* standards for personnel educating students. A local school system may establish additional requirements as a condition of employment.

B. Personnel Subject to Certification.

(1) Public Schools.

(a) A teacher employed in an early childhood, elementary, *PreK-12* or secondary school program in the public school systems of Maryland shall hold an appropriate certificate under COMAR 13A.12.02.

(b) A specialist employed in an early childhood, elementary, *PreK-12*, or secondary school program in the public school systems of Maryland shall hold an appropriate certificate under COMAR 13A.12.03 or a license in certain areas as otherwise provided in State law.

(c) An administrator, supervisor, and assistant in administration and supervision employed in an early childhood, elementary, *PreK-12*, or secondary school program in the public school systems of Maryland shall hold an appropriate certificate under COMAR 13A.12.04.

(2) — (3) (text unchanged)

C. — D. (text unchanged)

#### .04 Options for Obtaining Initial Maryland Certification.

A. — D. (text unchanged)

E. Approved Professional Experience.

(1) The applicant shall:

(a) — (b) (text unchanged)

(2) The applicant shall:

(a) — (c) (text unchanged)

F. Regulation .05 of this chapter is not applicable to applicants under [SE] §E(2) of this regulation.

G. — H. (text unchanged)

**.06 Professional Certificates.**

A. — D. (text unchanged)

E. Advanced Professional Certificate.

(1) (text unchanged)

(2) An applicant for the Advanced Professional Certificate in a [vocational] *career and technology* education area who does not possess a bachelor's or higher degree shall complete, in addition to the requirements for the Standard Professional Certificate, a planned program of 36 semester hours taken at an IHE. A maximum of 12 CPDs for the trade-related or reading course work may be applied to the total of 36 semester hours.

(3) (text unchanged)

**.08 Conditional Certificate.**

A. Conditional Teacher Certificate.

(1) — (2) (text unchanged)

(3) An applicant who does not possess a bachelor's degree who is hired by a local school system in a [vocational] *career and technology* education area which does not require a bachelor's degree, and who does not meet the requirements for a professional certificate, may be issued the Conditional Teacher Nondegree Certificate at the request of the local superintendent of schools, upon presentation of a plan created under COMAR 13A.12.02.

(4) (text unchanged)

B. Conditional Specialist, Administrator, or Supervisor Certificate.

(1) — (3) (text unchanged)

**.09 Certificate Form.**

A. — C. (text unchanged)

D. Specific Certification Areas. A certificate shall name one or more of the following:

(1) Grade levels such as early childhood, elementary, middle, secondary, and [N] *PreK — 12*;

(2) — (3) (text unchanged) Top of Form

**.11 Renewal of Certificates.**

A. General.

(1) — (4) (text unchanged)

(5) If a teacher has not submitted the required semester hours in reading course work, the acceptable credit needed shall include:

(a) — (b) (text unchanged)

(c) 6 semester hours as provided in §A(5)(b) of this regulation for certification at the [N] *PreK — 12* level.

(6) — (7) (text unchanged)

B. — D. (text unchanged)

NANCY S. GRASMICK  
State Superintendent of Schools