
By: **Delegate Cryor**

Introduced and read first time: February 11, 2005

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Elementary and Secondary Education - Teachers - Certification**

3 FOR the purpose of requiring the State Superintendent of Schools to keep certain
4 records including certain information about certain public school teachers;
5 requiring the State Superintendent to submit a certain report each year to the
6 Governor on certain data collected by the State Superintendent on the
7 credentials of certain teachers; providing for the form of a certain report;
8 prohibiting a certain report from violating the privacy of certain teachers;
9 requiring the State Board of Education and the Professionals Standards and
10 Teacher Education Board to adopt certain regulations regarding certain
11 qualification requirements for a certain Resident Teacher Certificate and a
12 certain Standard Professional Certificate; requiring the State Department of
13 Education to maintain a certain list; requiring certain education accountability
14 programs to include a certain method of collecting certain student assessment
15 data; requiring that certain professional staff of a public charter school hold a
16 certain degree and meet certain other requirements; and generally relating to
17 the certification of teachers in elementary and secondary education.

18 BY repealing and reenacting, with amendments,
19 Article - Education
20 Section 6-103, 6-704, 7-203, and 9-105
21 Annotated Code of Maryland
22 (2004 Replacement Volume and 2004 Supplement)

23 BY adding to
24 Article - Education
25 Section 6-709
26 Annotated Code of Maryland
27 (2004 Replacement Volume and 2004 Supplement)

28 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
29 MARYLAND, That the Laws of Maryland read as follows:

1 **Article - Education**

2 6-103.

3 (a) The State Superintendent shall keep a complete record of the academic
4 preparation, professional training, and teaching experience of each applicant to whom
5 a certificate is issued.

6 (b) (1) The State Superintendent shall keep a complete record of the
7 credentials, certificates, or diplomas on which certificates have been issued or
8 renewed.

9 (2) THE RECORD SHALL INCLUDE:

10 (I) THE HIGHEST TEACHER CERTIFICATION HELD;

11 (II) CERTIFICATIONS ISSUED BY THE NATIONAL BOARD FOR
12 PROFESSIONAL TEACHING STANDARDS OR THE AMERICAN BOARD FOR THE
13 CERTIFICATION OF TEACHING EXCELLENCE;

14 (III) THE HIGHEST TOTAL SCORE AND THE INDIVIDUAL SUBJECT
15 SCORES FROM THE SAT OR ACT EXAM, IF TAKEN;

16 (IV) THE HIGHEST TOTAL SCORE AND INDIVIDUAL SUBJECT
17 SCORES FROM THE PRAXIS I AND II EXAMS;

18 (V) THE UNDERGRADUATE DEGREES EARNED, THE AREAS THAT
19 THE INDIVIDUAL MAJORED OR MINORED IN, AND THE INSTITUTIONS OF HIGHER
20 EDUCATION THE INDIVIDUAL ATTENDED WHILE PURSUING THESE DEGREES; AND

21 (VI) THE GRADUATE OR PROFESSIONAL DEGREES EARNED AND THE
22 SUBJECT AREAS IN WHICH THE DEGREES WERE EARNED, AND THE INSTITUTIONS OF
23 HIGHER EDUCATION ATTENDED WHILE PURSUING SUCH DEGREES.

24 (c) The State Superintendent shall keep a complete record and file of:

25 (1) Each certificate issued; and

26 (2) Each certificate in force.

27 (D) (1) THE STATE SUPERINTENDENT SHALL SUBMIT A REPORT EACH YEAR
28 TO THE GOVERNOR ON:

29 (I) THE NUMBER AND PERCENTAGES OF:

30 1. PUBLIC SCHOOL TEACHERS WHO HOLD A MARYLAND
31 CERTIFICATE AND THE NUMBER AND PERCENTAGES OF THE TYPES OF
32 CERTIFICATES HELD;

1 (4) Rules and regulations that are initiated by either the State Board or
2 the Board and submitted for review to each other shall be acted upon within 60 days
3 of their receipt by the other party.

4 (5) Recommendations on rules and regulations that are initiated by the
5 Board shall be implemented unless disapproved by three-fourths of the members of
6 the State Board.

7 (6) Recommendations on rules and regulations that are initiated by the
8 State Board shall be implemented unless disapproved by the Board.

9 (7) If the rules or regulations are disapproved under paragraph (6) of
10 this subsection, the rules or regulations shall be implemented if they are approved by
11 three-fourths of the members of the State Board.

12 (8) An individual who is otherwise qualified may not be denied the right
13 to receive credentials from the Board, to receive training to become a teacher, or to
14 practice teaching in any school because that individual is totally or partially blind.

15 (9) A county board may not refuse to contract with or engage a teacher
16 because of blindness if the blind teacher is capable of performing the duties of the
17 position for which he has applied.

18 (10) The right of a school psychologist, who is certified by the Board to
19 practice school psychology consistent with the provisions of that certification, may not
20 be limited by Title 18 of the Health Occupations Article with respect to the practice of
21 school psychology in an educational institution.

22 (b) (1) The Board may establish a fee, not to exceed \$10, for issuance or
23 renewal of a teacher certificate.

24 (2) The Board may not require a fee:

25 (i) For the addition of any new area of certification to a currently
26 valid certificate; or

27 (ii) Except for the fee authorized under this subsection, for the
28 evaluation of credentials for the certification of teachers.

29 6-709.

30 (A) THE STATE BOARD AND THE BOARD SHALL ADOPT REGULATIONS THAT
31 ALLOW APPLICANTS:

32 (1) FOR A RESIDENT TEACHER CERTIFICATE TO SUBSTITUTE
33 VERIFICATION OF THE APPLICANT'S QUALIFYING SCORES ON A TEACHING
34 KNOWLEDGE TEST APPROVED BY THE STATE BOARD FOR THE FOLLOWING
35 REQUIREMENTS:

1 (I) THE 270 CLOCK HOURS OF STUDY IN A RESIDENT TEACHER
2 PROGRAM FOR ELEMENTARY EDUCATION CERTIFICATION; OR

3 (II) THE 180 CLOCK HOURS OF STUDY IN A RESIDENT TEACHER
4 PROGRAM FOR SECONDARY EDUCATION OR NURSERY THROUGH 12TH GRADE
5 CONTENT OR SUBJECT AREA CERTIFICATION; AND

6 (2) WHO HOLD A RESIDENT TEACHER CERTIFICATE TO QUALIFY FOR A
7 STANDARD PROFESSIONAL CERTIFICATE IF THE APPLICANT ORIGINALLY QUALIFIED
8 FOR THE RESIDENT TEACHER CERTIFICATE WITH QUALIFYING SCORES ON A
9 TEACHING KNOWLEDGE TEST APPROVED BY THE BOARD.

10 (B) THE DEPARTMENT SHALL MAINTAIN A LIST OF THE APPROVED TEACHING
11 KNOWLEDGE TESTS IN THE DIVISION OF CERTIFICATION WITHIN THE DEPARTMENT.
12 7-203.

13 (a) The State Board, the State Superintendent, each county board, and each
14 public school shall implement a program of education accountability for the operation
15 and management of the public schools.

16 (b) The education accountability program shall include the following:

17 (1) The State Board and the State Superintendent shall assist each
18 county board to establish educational goals and objectives that conform with
19 statewide educational objectives for subject areas including reading, writing, and
20 mathematics;

21 (2) With the assistance of its county board, each public school shall
22 survey current student achievement in reading, language, mathematics, and other
23 areas to assess its needs;

24 (3) Each public school shall establish as the basis for its assessment of
25 its needs, project goals and objectives that are in keeping with the goals and
26 objectives established by its county board and the State Board;

27 (4) With the assistance of its county board, the State Board, and the
28 State Superintendent, each public school shall develop programs to meet its needs on
29 the basis of the priorities it sets;

30 (5) A METHOD OF COLLECTING STUDENT ASSESSMENT SCORES THAT
31 ALLOW THE SCORES TO BE CORRELATED TO THE TEACHER WHO TAUGHT THE
32 STUDENT IN EACH ASSESSMENT SUBJECT AREA;

33 [(5)] (6) Evaluation programs shall be developed at the same time to
34 determine if the goals and objectives are being met; and

35 [(6)] (7) A reevaluation of programs, goals, and objectives shall be
36 undertaken regularly.

1 (c) National standardized testing may not be the only measure for evaluating
2 educational accountability.

3 (d) The Department shall assist each county board to establish an education
4 accountability program by providing:

5 (1) Guidelines for development and implementation of the program by
6 the county boards; and

7 (2) Assistance and coordination where it is needed and requested by the
8 county boards.

9 (e) The State Superintendent shall send the Governor and, subject to § 2-1246
10 of the State Government Article, the General Assembly a report each January that
11 includes:

12 (1) Documentation of the progress of the Department, the county boards,
13 and each public school in this State towards their respective goals and objectives; and

14 (2) Recommendations for legislation that the State Board and the State
15 Superintendent consider necessary to improve the quality of education in this State.

16 (f) On the recommendation of the State Superintendent, the State Board shall
17 include in its annual budget request the funds it considers necessary to carry out the
18 provisions of this section.

19 9-105.

20 A member of the professional staff of a public charter school shall:

21 (1) [hold] HOLD the appropriate Maryland certification; OR

22 (2) HAVE A BACHELOR'S DEGREE FROM AN INSTITUTION OF HIGHER
23 EDUCATION AND MEET THE REQUIREMENTS ADOPTED BY THE CHARTERING
24 AUTHORITY.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
26 July 1, 2005.