

Virginia Board of Education Agenda Item



Agenda Item: E

Date: November 17, 2016

Title	Final Review of the Virginia Department of Education’s Application for an Annual Waiver of the Teacher Licensure Requirements for Trade and Industrial Education Teachers to Comply with House Bill 682 of the 2016 Virginia General Assembly		
Presenter	Mrs. Patty S. Pitts, Assistant Superintendent, Division of Teacher Education and Licensure		
E-mail	Patty.Pitts@doe.virginia.gov	Phone	(804) 371-2522

Purpose of Presentation:

Other initiative or requirement. Specify below:

The 2016 Virginia General Assembly required the Department of Education to provide an application for an annual waiver of Board of Education licensure requirements.

Previous Review or Action:

Previous review and action. Specify date and action taken below:

Date: October 27, 2016

Action: First Review

Action Requested:

Final review: Action requested at this meeting.

Alignment with Board of Education Goals: Please indicate (X) all that apply:

	Goal 1: Accountability for Student Learning
	Goal 2: Rigorous Standards to Promote College and Career Readiness
	Goal 3: Expanded Opportunities to Learn
	Goal 4: Nurturing Young Learners
X	Goal 5: Highly Qualified and Effective Educators
	Goal 6: Sound Policies for Student Success
	Goal 7: Safe and Secure Schools
	Other Priority or Initiative. Specify:

Background Information and Statutory Authority:

Goal 5: The Department of Education must establish a procedure for submitting, receiving, and acting upon annual waiver applications for teacher licensure requirements for trade and industrial education teachers.

[House Bill 682](#)

The 2016 General Assembly passed House Bill 682 that permits any division superintendent to apply to the Department of Education for an annual waiver of the teacher licensure requirements for any individual whom the local school board hires or seeks to hire to teach in a trade and industrial education

program who has obtained or is working toward an industry credential relating to the program area and who has at least 4,000 hours of recent and relevant employment experience, as defined by the Board pursuant to regulation. The bill requires the Department to establish a procedure for submitting, receiving, and acting upon such annual waiver applications.

CHAPTER 435

An Act to amend the Code of Virginia by adding a section numbered 22.1-299.5, relating to waiver of teacher licensure requirements; trade and industrial education programs.

[\[H 682\]](#)

Approved March 11, 2016

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered **22.1-299.5** as follows:

§ **22.1-299.5**. *Waiver of teacher licensure requirements; trade and industrial education programs.*

A. Notwithstanding any provision of law to the contrary, any division superintendent may apply to the Department of Education for an annual waiver of the teacher licensure requirements for any individual whom the local school board hires or seeks to hire to teach in a trade and industrial education program who has obtained or is working toward an industry credential relating to the program area and who has at least 4,000 hours of recent and relevant employment experience, as defined by the Board pursuant to regulation.

B. The Department of Education shall establish a procedure for submitting, receiving, and acting upon such annual waiver applications.

Summary of Important Issues:

The Department of Education must establish a procedure for submitting, receiving, and acting upon the annual waiver applications of teacher licensure requirements for individuals hired to teach in a trade and industrial education program.

On September 19, 2016, a draft application was presented to the Advisory Board on Teacher Education and Licensure for review. Attached is a copy of the application procedures and form. Revisions were not made since first review by the Board of Education.

Impact on Fiscal and Human Resources:

The administrative processes required in administering the waiver process will be absorbed within existing resources.

Timetable for Further Review/Action:

The application process and form will be disseminated by Superintendent's Memorandum upon the Board of Education's approval.

Superintendent's Recommendation:

The Superintendent of Public Instruction recommends that the Board of Education approve the application process and form for the annual waiver applications of licensure requirements for individuals hired to teach in a trade and industrial education program.

Rationale:

The action is required to respond to House Bill 682 of the 2016 Virginia General Assembly. The bill requires the Department of Education to establish a procedure for submitting, receiving, and acting upon an Application for an Annual Waiver of the Teacher Licensure Requirements for Trade and Industrial Education Teachers.

ATTACHMENT

**PROCEDURE FOR SUBMITTING AN
ANNUAL WAIVER APPLICATION
OF TEACHER LICENSURE REQUIREMENTS
FOR TRADE AND INDUSTRIAL EDUCATION
TEACHERS**

*Division of Teacher Education and Licensure
Virginia Department of Education
P. O. Box 2120
Richmond, Virginia 23218-2120*

**PROCEDURE FOR SUBMITTING AN ANNUAL WAIVER APPLICATION
OF TEACHER LICENSURE REQUIREMENTS
FOR TRADE AND INDUSTRIAL EDUCATION TEACHERS**

Background:

The 2016 General Assembly passed House Bill 682 that amended the statute by adding the following section to the *Code of Virginia*:

Code of Virginia, § 22.1-299.5. Waiver of teacher licensure requirements; trade and industrial education programs.

- A. Notwithstanding any provision of law to the contrary, any division superintendent may apply to the Department of Education for an annual waiver of the teacher licensure requirements for any individual whom the local school board hires or seeks to hire to teach in a trade and industrial education program who has obtained or is working toward an industry credential relating to the program area and who has at least 4,000 hours of recent and relevant employment experience, as defined by the Board pursuant to regulation.*

- B. The Department of Education shall establish a procedure for submitting, receiving, and acting upon such annual waiver applications.*

Signed on December 10, 2015, the *Every Student Succeeds Act* replaced the *No Child Left Behind Act*. This federal law requires, in part, the following:

Every Student Succeeds Act

Section 1111(g)(2)(J)

(2) Each State plan shall contain assurances that --

... “(J) the State educational agency will ensure that all teachers and paraprofessionals working in a program supported with funds under this part meet applicable State certification and licensure requirements, including any requirements for certification obtained through alternative routes to certification;... ”

Section 1112

e) PARENTS RIGHT-TO-KNOW.—

(1) INFORMATION FOR PARENTS.—

(A) IN GENERAL.—At the beginning of each school year, a local educational agency that receives funds under this part shall notify the parents of each student attending any school receiving funds under this part that the parents may request, and the agency will provide the parents on request (and in a timely manner), information regarding

the professional qualifications of the student's classroom teachers, including at a minimum, the following:

(i) Whether the student's teacher—

(I) has met State qualification and licensing criteria for the grade levels and subject areas in which the teacher provides instruction;

(II) is teaching under emergency or other provisional status through which State qualification or licensing criteria have been waived; and

(III) is teaching in the field of discipline of the certification of the teacher.

(ii) Whether the child is provided services by paraprofessionals and, if so, their qualifications....

Submission of Request:

A Virginia school division superintendent may apply to the Department of Education for an annual waiver of teacher licensure requirements who meets specified criteria. Submission of an application for the waiver must include the following:

- Application for a Virginia License (if the individual does not already hold a valid Virginia license);
- Documentation of the completion of (1) child abuse recognition and intervention training and (2) emergency first aid, cardiopulmonary resuscitation, and the use of an automated external defibrillator Training;
- Verification that the school board is hiring or seeks to hire the applicant in a trade and industrial education program;
- Verification of an industry credential or evidence from the credentialing entity that the individual is working toward the industry credential; and
- Documentation of at least two years or 4,000 clock hours of satisfactory occupational experience within the past five years in the teaching specialty for which endorsement is sought. [Please note that individuals whose experience requires a professional license to practice must hold such active Virginia license.]

The application may request a waiver of the following licensure requirements:

- Technology Standards for Instructional Personnel;
- Human growth and development: three semester hours;
- Curriculum and instructional procedures in career and technical education: three semester hours; and
- Applications of instructional technology or classroom and behavior management: three semester hours.

The attached application must be submitted to the Division of Teacher Education and Licensure, Virginia Department of Education, P. O. Box 2120, Richmond, Virginia 23218-2120. The school division is to notify the teacher of the waiver request.

*Division of Teacher Education and Licensure
Virginia Department of Education
P. O. Box 2120
Richmond, Virginia 23218-2120*

**APPLICATION FOR AN ANNUAL WAIVER
OF TEACHER LICENSURE REQUIREMENTS
FOR A TRADE AND INDUSTRIAL EDUCATION TEACHER**

Name of School Division	_____
Name of Teacher	_____
Address:	_____
City/Zip	_____, Virginia _____
License Number, if applicable	_____
Teaching Assignment	_____

Please check the documents attached:

- Application for a Virginia License (if the individual does not already hold a valid Virginia license);
- Documentation of the completion of Child Abuse Recognition and Intervention Training and Emergency first aid, cardiopulmonary resuscitation, and the use of an automated external defibrillator Training;
- Verification that the school board is hiring or seeks to hire the applicant in a trade and industrial education program;
- Verification of an industry credential or evidence from the credentialing entity that the individual is working toward the industry credential; and
- Documentation of at least two years or 4,000 clock hours of satisfactory occupational experience within the past five years in the teaching specialty for which endorsement is sought. [Please note that individuals whose experience requires a professional license to practice must hold such active Virginia license.]

Certification:

By my signature, I am requesting a waiver of the following licensure requirements for the _____ school year for the teacher named on this application who my local board is hiring or seeks to hire for a trade and industrial education program.

Please check the licensure requirements for which the annual waiver is requested:

- Technology Standards for Instructional Personnel;
- Human growth and development: three semester hours;
- Curriculum and instructional procedures in career and technical education: three semester hours; and
- Applications of instructional technology or classroom and behavior management: three semester hours.

Signature, Division Superintendent

Name of Division Superintendent

Date