



126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 1330

S.P. 461

In Senate, April 3, 2013

An Act To Establish in Law a Method for Alternative Certification of Teachers

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator MASON of Androscoggin.
Cosponsored by Senators: KATZ of Kennebec, LANGLEY of Hancock, SAVIELLO of Franklin, Representatives: DAUGHTRY of Brunswick, McCLELLAN of Raymond, NELSON of Falmouth, POULIOT of Augusta, SOCTOMAH of the Passamaquoddy Tribe.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 20-A MRSA §13013, sub-§1**, as amended by PL 1997, c. 266, §16, is
3 further amended to read:

4 **1. Definition.** A professional teacher certificate is a renewable certificate issued to
5 an individual who has held a provisional certificate and has met the qualifications of this
6 section, except as provided in subsection 2-A, paragraphs B and D, or who satisfies the
7 alternative certification requirements of section 13013-B.

8 **Sec. 2. 20-A MRSA §13013, sub-§2-A, ¶C**, as amended by PL 2001, c. 534, §4,
9 is further amended to read:

10 C. Holds a provisional teacher certificate issued pursuant to section 13012,
11 subsection 2-A, paragraph D and has taught for at least one year under a provisional
12 teacher certificate; ~~or~~

13 **Sec. 3. 20-A MRSA §13013, sub-§2-A, ¶D**, as enacted by PL 1997, c. 266, §17,
14 is amended to read:

15 D. Is seeking to hold only adult education or from birth to under age 6
16 endorsements; or

17 **Sec. 4. 20-A MRSA §13013, sub-§2-A, ¶E** is enacted to read:

18 E. Meets the alternative certification requirements under section 13013-B.

19 **Sec. 5. 20-A MRSA §§13013-B and 13013-C** are enacted to read:

20 **§13013-B. Alternative certification**

21 **1. Definitions.** As used in this section, unless the context otherwise indicates, the
22 following terms have the following meanings.

23 A. "Alternative certification" means a professional teacher certificate issued under
24 section 13013 in accordance with this section.

25 B. "Alternative program" means a program designed in accordance with this section
26 that qualifies an individual for alternative certification.

27 C. "Teacher preparation program" means:

28 (1) An educator preparation program as defined under section 13008;

29 (2) A method established by the state board pursuant to section 13011,
30 subsection 6 for a person who has not completed an educator preparation
31 program as defined under section 13008 to obtain provisional educator
32 certification; or

33 (3) An alternative route to certification program.

1 **2. Alternative program approval.** The commissioner may certify alternative
2 programs. In order to be certified, an alternative program must meet the requirements of
3 subsection 4 and:

4 A. Be provided by a public or private institution of higher education, a school
5 administrative unit or a private, nonprofit teacher or administrator training
6 organization approved by the state board; and

7 B. Accept for participation in the alternative program only persons who, in
8 accordance with rules adopted by the state board, meet or are likely to meet upon
9 graduation from the alternative program the requirements for alternative certification
10 established under subsection 8, paragraphs B, C and D.

11 **3. Certified alternative programs.** A graduate of an alternative program certified
12 under subsection 2 is eligible for a professional teacher certificate issued under section
13 13013 in accordance with this section.

14 **4. Alternative program elements.** An alternative program must provide for its
15 participants an intensive training program in teaching that meets standards established by
16 rule by the state board that includes the following components:

17 A. Targeted course work of, at minimum, 12 college credit hours and, at maximum,
18 18 college credit hours for secondary school teaching and 24 college credit hours for
19 elementary school teaching or the equivalent;

20 B. Mentorship or student teaching experiences with teachers rated at the highest or
21 next highest level of effectiveness under the rating scale required under section
22 13704, subsection 3. Mentorship or student teaching experience must comprise a
23 significant portion of the alternative program;

24 C. Assessments that provide for:

25 (1) An initial evaluation of a candidate's competencies in order to determine an
26 appropriate individualized professional development plan;

27 (2) An evaluation of each candidate demonstrating successful completion of the
28 alternative program; and

29 (3) An evaluation conducted after classroom placement for each alternative
30 program graduate; and

31 D. Classroom preparation of pedagogical knowledge that includes, but is not limited
32 to, the following:

33 (1) Requirements for professional preparation specified by the state board;

34 (2) Techniques for using a variety of data indicators for student progress and
35 instructional decision making;

36 (3) Methodologies, including technology-based methodologies, for teaching
37 subject content that supports applicable state standards for students;

38 (4) Techniques for effective classroom management, including behavioral
39 management and differentiated instruction for all students; and

1 (5) Techniques and strategies for ensuring a safe learning environment for
2 students.

3 **5. Data collection.** The commissioner shall evaluate the performance and growth of
4 alternative program graduates by tracking and reporting performance data relating to
5 those graduates, their students and the school administrative units that hire those
6 graduates. The commissioner shall provide the information to school boards and the state
7 board. The information must include, but is not limited to:

8 A. Data relating to students taught by alternative program graduates, including, but
9 not limited to:

10 (1) Performance under the statewide system of learning results established under
11 section 6209;

12 (2) Student transcripts; and

13 (3) Student attendance and student mobility;

14 B. Data relating to teachers who have graduated from alternative programs,
15 including, but not limited to:

16 (1) Teacher credentials, such as master's degrees, teacher preparation programs
17 completed and certification levels and endorsement areas;

18 (2) Teacher assessments, such as whether a teacher is determined to be highly
19 qualified pursuant to the federal No Child Left Behind Act of 2001, 20 United
20 States Code, Chapter 70 or determined to meet such other designations as may be
21 established by federal law or regulations for the purpose of tracking the equitable
22 distribution of instructional staff;

23 (3) The alternative program from which the teacher graduated; and

24 (4) The specific teacher preparation program the teacher was enrolled in within
25 the alternative program; and

26 C. Data relating to schools and school administrative units, which must include, but
27 not be limited to:

28 (1) School population;

29 (2) Annual student graduation rates;

30 (3) Annual teacher retention rates; and

31 (4) School disciplinary records, such as data relating to suspensions, expulsions
32 and other disciplinary actions.

33 A school board shall report all necessary information required by this subsection to the
34 commissioner. The commissioner must provide for technical assistance and training of
35 school staff in the data collection and reporting process.

36 **6. Minimum standards of performance.** By October 31, 2015, the state board
37 shall establish minimum standards of performance for alternative programs based on the
38 data collected pursuant to subsection 5.

1 **7. Suspension.** If the alternative program fails to meet the standards established
2 under subsection 6 for 2 consecutive years, the commissioner shall suspend certification
3 of the alternative program. The provider of an alternative program suspended under this
4 subsection may reapply for certification of the alternative program.

5 **8. Alternative certification eligibility.** An applicant for alternative certification
6 under this section must, in accordance with rules adopted by the state board:

7 A. Satisfy the criminal history records check requirements of section 6103 and
8 section 13011, subsection 8;

9 B. Hold a bachelor's, master's, doctorate or professional degree from an accredited
10 college or university with a grade point average of at least 3.0 on a 4.0 scale or the
11 equivalent on another scale in accordance with rules adopted by the state board,
12 except that the commissioner may consider course work or life experiences in partial
13 fulfillment of the requirements of this paragraph;

14 C. Demonstrate mastery of general knowledge, through an appropriate measure of
15 academic proficiency, such as Graduate Record Examination scores;

16 D. Demonstrate mastery of subject area knowledge for each subject area in which the
17 applicant applies to be endorsed in accordance with section 13013, subsection 3; and

18 E. Satisfy all the requirements of and graduate from an alternative program certified
19 under this section or hold a valid teaching certification issued pursuant to an
20 alternative teaching certification program approved in another state or territory of the
21 United States.

22 **9. Temporary certification.** The commissioner may issue a one-year teacher
23 certificate to a person certified to teach in another state or territory of the United States
24 who meets all the certification requirements of subsection 8 except the requirements of
25 subsection 8, paragraph D. The one-year certificate must include endorsements that
26 specify one or more grades and subject areas that the person is authorized to teach based
27 on the grades and subject areas the person is authorized to teach under the out-of-state
28 certificate. After satisfying the requirements of subsection 8, paragraph D, a person
29 holding a one-year certificate is eligible for a professional teacher certificate issued under
30 section 13013. If the requirements of subsection 8, paragraph D are not met during the
31 validity period of the one-year certificate due to circumstances beyond the control of the
32 person issued the certificate, the school that employs that person may request, and the
33 commissioner may grant, an extension of the one-year certificate for up to one calendar
34 year.

35 **10. Alternative certification usage.** Alternative certification in accordance with
36 this section may not be limited with respect to subject or grade taught or geographic
37 location, except in accordance with subsection 8, paragraph D.

38 **11. Rules.** The state board shall adopt rules necessary to implement the provisions
39 of this section. Rules adopted pursuant to this subsection are routine technical rules as
40 defined in Title 5, chapter 375, subchapter 2-A.

