

January 13, 2006

Ms. Brianne Fitzpatrick

Re: In the Matter of the Application of Brianne Fitzpatrick for Certification
Docket No. 0506-182

Dear Ms. Fitzpatrick:

At its last meeting, the State Board of Examiners considered the appeal that you filed, in which you were seeking the Teacher of Elementary School in Grades K-8 certificate. For the following reasons, the State Board of Examiners denied your appeal.

The new certification regulations became effective January 20, 2004. Any applications received by the Office of Licensure and Credentials prior to that date were evaluated under the prior regulations, which authorized certification as a Teacher of Elementary School in Grades K-8. Applications received after the effective date of the regulations are governed by the new regulations. Since January 20, 2004, all Teacher of Elementary School certificates are applicable only in grades K-5. Indeed, since the K-8 certificate does not exist in the new regulations, the former Teacher of Elementary School in Grades K-8 is no longer issued. As you noted in your appeal, your application for certification was not submitted until March, 2004. It was therefore evaluated pursuant to the regulations in effect on that date, and the current regulations limit the Teacher of Elementary School to K-5. Accordingly, the Office of Licensure and Credentials correctly issued that certificate to you in July, 2005.

Sincerely,

Robert R. Higgins, Acting Secretary
State Board of Examiners

RRH/AGL/ -appeal

Date of mailing:

By certified and regular mail

This matter may be appealed to the Commissioner of Education pursuant to *N.J.A.C.*6A-3.