

**STATE BOARD OF EDUCATION
ADMINISTRATIVE CODE
COMMENT/RESPONSE FORM**

This comment and response form contains comments from and since the December 5, 2018, meeting of the State Board of Education when the rulemaking was considered at Proposal Level.

Topic: Teacher Leader Endorsement **Meeting Date:** April 17, 2019
Code Citation: N.J.A.C. 6A:9A; N.J.A.C. 6A:9B **Level:** Adoption
Division: Academics and Performance **Completed by:** Division of Academics and Performance

Summary of Comments and Agency Responses:

The following is a summary of the comments received from State Board of Education (State Board) members and the public and the Department of Education's (Department) responses. Each commenter is identified at the end of the comment by a letter or number that corresponds to the following list:

- A. Kathy A. Goldenberg, Vice President
State Board of Education
- B. Dr. Joseph Ricca, Member
State Board of Education
- 1. Christina Cucci, President
New Jersey Association of School Librarians
- 2. Christine Halstater
New Jersey Association of School Librarians
- 3. Maureen Carroll, School Librarian
- 4. Jean Public
- 5. Marie Blistan, President
New Jersey Education Association
- 6. Michael A. Vrancik, Director, Government Relations
New Jersey School Boards Association

1. COMMENT: The commenter expressed support for the Department's proposed rulemaking to institute the teacher leader endorsement, as required by State law. The commenter thanked the Department for addressing the State Board members' earlier concerns and proposing amendments to the new rules. The commenter also stated the current proposal will create an endorsement that elevates teachers and puts them in esteem with their colleagues. **(B)**

RESPONSE: The Department thanks the commenter for the support.

2. **COMMENT:** The commenter thanked the Department for its efforts and for its collaboration with New Jersey Education Association to examine how the teacher leader endorsement is structured in other states and bringing it to New Jersey. **(A)**

RESPONSE: The Department thanks the commenter for the support.

3. **COMMENT:** The commenter expressed support for the proposed new rules, noting that teacher certification must be based on effective teaching practices and ongoing professional development that foster continuous quality of instruction throughout a teacher's career. **(6)**

RESPONSE: The Department thanks the commenter for the support.

4. **COMMENT:** The commenter thanked the Department for following the vast majority of the Teacher Leader Endorsement Advisory Board's recommendations and proposing regulations to create a teacher leader endorsement. The commenter stated that the proposed rulemaking is an important step toward creating a culture of collaboration and shared leadership in schools and a culture where teachers can participate in decisions about schools and learning. **(5)**

RESPONSE: The Department thanks the commenter for the support.

5. **COMMENT:** The commenters inquired whether school librarians who hold the school library media specialist endorsement to the educational services certificate and have instructional certificates as previous classroom teachers would be eligible for a teacher leader endorsement. The commenters requested amendments to the proposed rules so a school district does not disqualify educational services personnel who also have instructional certificates from becoming teacher leaders in the school district. **(1, 2)**

RESPONSE: The proposed new rules implement N.J.S.A. 18A:26-2.18, which requires the State Board to authorize a teacher leader endorsement to the instructional certificate. Therefore, holders of an instructional certificate who meet the other proposed requirements will be eligible for the teacher leader endorsement under the authorizing statute and the proposed rules even if the individuals currently are not teaching in a traditional classroom setting. Therefore, amendments to the proposed rules are not necessary because educational services personnel who also have instructional certificates will be eligible to pursue a teacher leader endorsement as long as they fulfill the other requirements set forth in the proposed new rules.

6. **COMMENT:** The commenter suggested that the Department include an exception to the requirements for the teacher leader endorsement to include school library media specialists who hold an educational services certification. The commenter stated only individuals holding an instructional certificate would be eligible for the teacher leader endorsement under the current proposed rules. The commenter stated that many school librarians are already teacher leaders. The commenter also stated that school librarians are paid using the same scale and contract as teachers, instruct students daily, and are eligible for the New Jersey Governor's Educator of the Year program and many other teacher benefits.

The commenter further suggested the proposed rules be amended to allow for a portfolio element for individuals who hold an educational services certificate to prove the capacity for being a teacher leader through their career accomplishments if adding the exception is not possible. The commenter also suggested that the Department change the endorsement title to "education leader" or "instructional leader" to include more roles. **(3)**

RESPONSE: The proposed new rules implement N.J.S.A. 18A:26-2.18, which requires the State Board to authorize a “teacher leader endorsement” to the instructional certificate and not to the educational services certificate or other certificates. Therefore, only holders of an instructional certificate who meet the other proposed requirements will be eligible for the teacher leader endorsement under the authorizing statute and the proposed rules even if the individuals currently are not teaching in a traditional classroom setting.

7. **COMMENT:** The commenter expressed opposition to the teacher leader endorsement. The commenter stated the present system is fine and there is no need for government-appointed teacher leaders or the additional education that is vaunted. (4)

RESPONSE: The teacher leader endorsement is required under N.J.S.A. 18A:26-2.18, which mandates the State Board to authorize a teacher leader endorsement to the instructional certificate. The teacher leader endorsement is not a government appointment; rather, this endorsement will be issued to candidates just as other endorsements are similarly issued to individuals upon meeting the applicable eligibility criteria. While the proposed rules will allow teachers to pursue formal leadership opportunities and roles within the school community, school districts will determine how teacher leadership is developed and supported at the school district level.

8. **COMMENT:** The commenter expressed concern about the Department’s inclusion of a Commissioner-approved performance assessment as part of the teacher leader endorsement eligibility requirements at proposed N.J.A.C. 6A:9B-11A.2(a)5 because teacher leadership is not a one-size-fits-all model. The commenter explained that teacher leadership can concentrate on different areas depending on the needs of an individual school district or the focus area of an individual teacher leader candidate. The commenter also asked that the Department consider that particular performance assessments might work better than other assessments for different teacher leader preparation programs or even concentration areas within a program. (5)

RESPONSE: The Department thanks the commenter for the input. The proposed regulations will allow approved providers to tailor their teacher leader preparation programs, which will allow interested candidates to focus on the school district’s diverse needs and the candidates’ interests. Additionally, approved teacher leader preparation programs will have flexibility to develop internal performance assessments that measure a candidate’s knowledge of, and ability to demonstrate, the Teacher Leader Model Standards. In providing flexibility, the Department must also ensure that educators seeking the teacher leader endorsement demonstrate the skills and qualities of a teacher leader as embodied in the Teacher Leader Model Standards. Therefore, candidates will be required to pass a Commissioner-approved assessment aligned to the Teacher Leader Model Standards to obtain the endorsement.

The Department has invited input from stakeholders on the design of the assessment through a request for information (RFI) process. Responses from the RFI will inform the request for qualifications (RFQ), which will set forth the required elements of performance assessments submitted for approval. The process allows for multiple performance assessments to be submitted and approved. A Commissioner-approved performance assessment will ensure that all candidates are held to the same expectation through outcome measures, while still allowing teacher leader preparation programs to be different and innovative.

9. **COMMENT:** The commenter expressed concern that proposed N.J.A.C. 6A:9A-6.5(a)1, which requires individuals selected to serve as mentors for a teacher leader endorsement candidate to demonstrate instructional leadership skills and be employed in a role that requires and utilizes the skills, undercuts the entire philosophy behind the endorsement. The commenter stated that proposed N.J.A.C. 6A:9A-6.5(a)1 could be interpreted to mean that only individuals who are

working under administrative certificates are qualified to mentor teacher leaders until there is a corps of educators who hold the teacher leader endorsement. The commenter also stated that while the Department has assured that proposed N.J.A.C. 6A:9A-6.5(a)1 does not preclude teachers from serving as mentors, the Department and the State Board should clarify the proposed language to ensure that teachers with demonstrated records of leading from the classroom can mentor an endorsement candidate even if not employed in a supervisory capacity. The commenter requested that the Department also provide to the field guidance about the eligibility of teachers to serve as mentors to teacher leader endorsement candidates. (5)

RESPONSE: The Department thanks the commenter for the input and has amended proposed N.J.A.C. 6A:9A-6.5(a)1 and (a)1i, as reflected in the Agency-initiated Change 1. Additionally, the Department clarifies that mentors are not limited to individuals who are serving in a supervisory capacity.

10. **COMMENT:** The commenter inquired whether the proposed rules will require instructional certificate holders to possess the teacher leader endorsement to perform teacher leader activities or if school districts will be able to employ an individual without the teacher leader endorsement to perform duties under the Teacher Leader Model Standards. (6)

RESPONSE: Presently, many teachers already serve as leaders in school districts and take on leadership roles without a formal title or recognition. The teacher leader endorsement will recognize that a teacher has formally gained knowledge, skills, and competencies to lead his or her colleagues and the profession. The teacher leader endorsement will give teachers the opportunity to advance their status and influence while remaining in the classroom, where research shows they have the greatest impact on student outcomes. The authorizing statute and the new rules will not bar teachers from informally performing teacher leader activities. Similarly, school districts will not be prevented from employing individuals who do not hold the teacher leader endorsement to perform duties aligned to the Teacher Leader Model Standards.

11. **COMMENT:** The commenter inquired whether individuals who currently perform teacher leader duties in a school district will have to cease those activities after the effective date of the proposed regulations. (6)

RESPONSE: The Department does not expect educators who currently serve in teacher leader roles or perform teacher leader duties to stop because the authorizing statute and the proposed regulations do not mandate that informal teacher leader roles be formalized. Instead, teachers will have the opportunity to obtain an additional endorsement that designates them as leaders in the school community.

12. **COMMENT:** The commenter inquired whether school districts will be required to have on staff a teacher leader or will be able to determine staffing according to local needs. (6)

RESPONSE: While the Department anticipates that the proposed rules will allow teachers to pursue formal leadership opportunities and roles within the school community and will result in school districts encouraging teacher leadership, the authorizing statute and the proposed regulations will not require school districts to utilize teacher leaders. However, school districts will not be able to prevent individuals who meet all requirements from obtaining the teacher leader endorsement.

Agency-initiated Change

1. The Department proposes at adoption to amend N.J.A.C. 6A:9A-6.5(a)1, which will require teacher leader preparation programs to assign an individual to support the candidate during the clinical experience, to replace “has demonstrated instructional leadership skills as defined by the Teacher Leader Model Standards and is employed in a role that requires and utilizes the skills” with “is employed, and has utilized instructional leadership skills as defined by the Teacher Leader Model Standards.” The amendments will clarify that the individual assigned to serve as a mentor is sufficiently qualified as long as he or she has utilized instructional leadership skills as defined by the Teacher Leader Model Standards. Without clarifying the rule upon adoption, school districts may be negatively impacted as they might be prevented from selecting as mentors individuals who may not be currently utilizing teacher leadership skills but utilized those skills in the past.

The Department proposes the same amendments at N.J.A.C. 6A:9A-6.5(a)1i, which will require teacher leader preparation programs to provide to the Department during the periodic review evidence regarding the qualifications of individuals providing support to candidates during the clinical experience. The proposed amendments are as follows:

(a) The teacher leader preparation program shall include clinical experiences embedded throughout the program’s duration that shall be:

1. **Facilitated by the program, including the assignment of an individual who possesses a teacher leader endorsement, or who holds an administrative certification or a certificate of eligibility for administrative certification, pursuant to N.J.A.C. 6A:9B-12, is employed, and has [[demonstrated]] utilized instructional leadership skills as defined by the Teacher Leader Model Standards, [[and is employed in a role that requires and utilizes the skills,]] to provide support to the candidate during the clinical experience.**
 - i. **The program shall provide to the Department during the periodic review evidence that individuals providing support to candidates during the clinical experience are employed and have [[demonstrated]] utilized instructional leadership skills as defined by the Teacher Leader Model Standards[[, and are employed in roles that require and utilize the skills]]; and**
2. **Assessed by the program to ensure the candidate demonstrates the Teacher Leader Model Standards.**



Adoption
April 17, 2019

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

State of New Jersey
DEPARTMENT OF EDUCATION
PO Box 500
TRENTON, NJ 08625-0500

LAMONT O. REPOLLET, ED.D.
Commissioner

TO: Members, State Board of Education

FROM: Lamont O. Repollet, Ed.D.
Commissioner

SUBJECT: N.J.A.C. 6A:9A, New Jersey Educator Preparation Programs, and N.J.A.C. 6A:9B, State Board of Examiners and Certification

REASON FOR ACTION: New Rules

AUTHORITY: P.L. 2015, c. 111

SUNSET DATE: November 12, 2022

Summary

The Department of Education (Department) proposes new rules at N.J.A.C. 6A:9A, New Jersey Educator Preparation Programs, and N.J.A.C. 6A:9B, State Board of Examiners and Certification to effectuate a State law authorizing a teacher leader endorsement to instructional certificates.

P.L. 2015, c. 111 (N.J.S.A. 18A:26-2.18 through 2.22) requires the State Board of Education (State Board) to authorize a teacher leader endorsement and specifies that candidates for the endorsement must complete a program of study with an approved provider. The law also requires the State Board to set standards for the endorsement's program of study and standards for the approval of providers, which are called teacher leader preparation programs throughout the proposed rules.

Teacher leadership has been shown to positively impact teachers' job satisfaction, which is a major predictor of retention, and to contribute to a pipeline of quality educators within the profession. Moreover, teacher quality, which is the number one school-related factor impacting student learning, can be improved when teachers support, coach, and enhance the skills and practices of their colleagues. The teacher leader endorsement will recognize that a teacher has formally gained knowledge, skills, and competencies to lead his or her colleagues and the profession. The teacher leader endorsement will further professionalize education and give teachers the opportunity to advance their status and influence, all while remaining in the classroom with students, where research shows they have the greatest impact on student outcomes.

The following summarizes the proposed new rules.

N.J.A.C. 6A:9A, New Jersey Educator Preparation Programs

Subchapter 6, Teacher Leader Preparation Programs

N.J.A.C. 6A:9A-6.1 Approval criteria and process for teacher leader preparation programs

The Department proposes N.J.A.C. 6A:9A-6.1 to establish the criteria and process that will be used to approve teacher leader preparation programs.

Proposed N.J.A.C. 6A:9A-6.1(a) will provide the Commissioner of Education (Commissioner) with the authority and discretion to approve all teacher leader preparation programs designed to lead to State certification. Proposed N.J.A.C. 6A:9A-6.1(a) will also require that approval of teacher leader preparation programs be based on alignment to the Teacher Leader Model Standards, which are listed in the statute at N.J.S.A. 18A:26-2.19.f, comply with teacher leader endorsement requirements in proposed N.J.A.C. 6A:9B-11A, and perform as indicated by the documentation required in proposed N.J.A.C. 6A:9A-6.1(d).

Proposed N.J.A.C. 6A:9A-6.1(b) states the approval process for teacher leader preparation programs will be governed by N.J.A.C. 6A:9A-3.2, the approval process for educator preparation programs, except for N.J.A.C. 6A:9A-3.2(f). Subsection (f) lists the required documentation for the Commissioner's periodic review of educator preparation programs. Therefore, the rule is not applicable to teacher leader preparation programs because the documentation listed, including basic skills and performance assessments, pertain to initial educator preparation programs that candidates for the teacher leader endorsement will already have completed.

Proposed N.J.A.C. 6A:9A-6.1(c) states all approved teacher leader preparation programs shall be subject to periodic review by the Commissioner. Proposed N.J.A.C. 6A:9A-6.1(c)1 and 2 specify the frequency of the periodic review of the teacher leader preparation programs. Under the proposed rule, programs with accreditation will undergo periodic review at least every seven years, whereas programs without accreditation will undergo periodic review within three years of the Commissioner's initial approval, and every five years thereafter. Proposed N.J.A.C. 6A:9A-6.1(c)3 specifies the Commissioner has the authority and discretion to review any teacher leader preparation program more frequently.

Proposed N.J.S.A. 6A:9A-6.1(d) states the Commissioner will withdraw approval or require a teacher leader preparation program to take corrective action if he or she determines at any time that the program has failed, or is at risk of failing, to meet the criteria in proposed N.J.A.C. 6A:9A-6.1(a).

Proposed N.J.A.C. 6A:9A-6.1(e) will require the Commissioner's periodic review of teacher leader preparation programs to include, but not be limited to, the following documentation: candidate performance on a Commissioner-approved performance assessment; information on leadership responsibilities assumed by program graduates; graduate retention rates; follow-up survey of program graduates and employers; and diversity among teacher leader candidates as evidenced by ethnicity, race, and gender.

N.J.A.C. 6A:9A-6.2 Teacher leader preparation program implementation

The Department proposes N.J.A.C. 6A:9A-6.2 to establish the program requirements for teacher leader preparation programs.

Proposed N.J.A.C. 6A:9A-6.2(a) will require teacher leader preparation programs to implement the program requirements pursuant to proposed Subchapter 6. Proposed N.J.A.C. 6A:9A-6.2(a)1 will require the program requirements to be applied equitably and in a non-discriminatory manner to all candidates, including transfer students, and also will require all admissions and retention processes to be consistent with State and institutional affirmative action policies and goals. Proposed N.J.A.C. 6A:9A-6.2(a)2 will establish that the program requirements are to be considered minimum requirements and will allow teacher leader preparation programs to require higher levels of proficiency for program admission, clinical component, and recommendation for certification.

Proposed N.J.A.C. 6A:9A-6.2(b) will require teacher leader preparation programs to develop procedures and components in compliance with proposed Subchapter 6. The proposed rule also will require program procedures and components to include formal admission to the teacher leader program; procedures for accepting prior coursework or work experience(s) to count toward program completion; curriculum, clinical requirements, and assessments; procedures for placing candidates on probation, and dismissal from the program, candidates who fall below minimum requirements prior to program completion, including procedures for candidate appeals; recommendation of a candidate for a teacher leader endorsement, including certification to the Department that a candidate has completed the endorsement requirements; and submission of teacher leader program data at the Department's request.

N.J.A.C. 6A:9A-6.3 Admission to teacher leader preparation programs

The Department proposes N.J.A.C. 6A:9A-6.3 to establish that a candidate will be admitted to a teacher leader preparation program only if he or she holds a valid standard instructional certificate, pursuant to N.J.A.C. 6A:9B.

N.J.A.C. 6A:9A-6.4 Teacher leader preparation program structure

The Department proposes N.J.A.C. 6A:9A-6.4 to establish the required components of approved teacher leader preparation programs.

Proposed N.J.A.C. 6A:9A-6.4(a) will require a teacher leader preparation program designed to lead to the teacher leader endorsement to include a curriculum devoted to teacher leader preparation that is aligned with the Teacher Leader Model Standards and that builds upon the content knowledge and skills of the individual candidate; assessments that measure a candidate's knowledge of and ability to demonstrate the Teacher Leader Model Standards, including, but not limited to, a Commissioner-approved performance assessment; and clinical experiences.

Proposed N.J.A.C. 6A:9A-6.4(b) will require a teacher leader preparation program to occur over the course of at least one school year, or its equivalent, based on the academic calendar of the participating higher education institution, educational organization, other nonprofit entity, or combination thereof.

Proposed N.J.A.C. 6A:9A-6.4(c) will allow a teacher leader preparation program to determine the number of credit hours or the equivalent hours that comprise the program and the that can be accepted to transfer into the program from either another teacher leader preparation program or previous work experience. Proposed N.J.A.C. 6A:9A-6.4(c)2 will prohibit the number of credit or equivalent hours transferred from exceeding half of the program.

N.J.A.C. 6A:9A-6.5 Teacher leader preparation program clinical requirements

The Department proposes N.J.A.C. 6A:9A-6.5 to establish the clinical requirements for approved teacher leader preparation programs.

Proposed N.J.A.C. 6A:9A-6.5(a) will require teacher leader preparation programs to include clinical experiences embedded throughout the program's duration that must be facilitated by the program, including the assignment of an individual who holds a teacher leader endorsement, or who holds an administrative certification or a certificate of eligibility for administrative certification, is employed, and has utilized instructional leadership skills as defined by the Teacher Leader Model Standards, to provide support to the candidate during the clinical experience. Proposed N.J.A.C. 6A:9A-6.5(a)1i will require the program to provide to the Department during the period review evidence that individuals providing support to candidates during the clinical experience meet the qualification requirements. Additionally, N.J.A.C. 6A:9A-6.5(a)2 will require clinical experiences to be assessed by the program to ensure the candidate demonstrates the Teacher Leader Model Standards.

Proposed N.J.A.C. 6A:9A-6.5(b) will allow teacher leader candidates to complete clinical experiences as part of the continuum of professional development and in lieu of their annual State-required 20 hours of professional development, pursuant to N.J.A.C. 6A:9C-4. The proposed rule will benefit teachers by allowing them access to a differentiated model of professional learning that is tailored to meet their individualized professional needs and by training them to lead their colleagues and the profession for the benefit of students.

N.J.A.C. 6A:9A-6.6 Recommendations for a teacher leader endorsement

The Department proposes N.J.A.C. 6A:9A-6.6 to establish the process for approved teacher leader preparation programs to recommend candidates to the Department for issuance of the teacher leader endorsement.

Proposed N.J.A.C. 6A:9A-6.6(a) will require teacher leader preparation programs to recommend to the Department for issuance of the teacher leader endorsement only candidates who have completed the approved teacher leader preparation program and all requirements in proposed N.J.A.C. 6A:9B-11A, Requirements for Teacher Leader Endorsement.

Proposed N.J.A.C. 6A:9A-6.6(b) will require teacher leader preparation programs to recommend a candidate to the Department for the endorsement within one year of the date the candidate completed the approved program. The proposed rule will ensure that recipients of the certificate have recent study and clinical experience when they move into teacher leader roles.

N.J.A.C. 6A:9B, State Board of Examiners and Certification

Subchapter 11A, Requirements for Teacher Leader Endorsement

N.J.A.C. 6A:9B-11A.1 Purpose of requirements

The Department proposes N.J.A.C. 6A:9B-11A.1 to require a certificate holder with the teacher leader endorsement to be prepared to demonstrate the Teacher Leader Model Standards.

N.J.A.C. 6A:9B-11A.2 Authorization

The Department proposes N.J.A.C. 6A:9B-11A.2 to state holders of the teacher leader endorsement are authorized to assume responsibilities that are consistent with the Teacher Leader Model Standards.

N.J.A.C. 6A:9B-11A.3 Requirements

The Department proposes N.J.A.C. 6A:9B-11A.3 to establish the requirements for a candidate to be eligible for the teacher leader endorsement.

Proposed N.J.A.C. 6A:9B-11A.3(a) will require candidates for the teacher leader endorsement to possess a New Jersey standard instructional certificate; demonstrate a minimum of four years of teaching experience under a valid New Jersey or out-of-State certificate; demonstrate a minimum of two effective or highly effective annual summative ratings in the three most recent years under the New Jersey evaluation system or appropriate equivalent criteria in another state; complete a program of study with a Commissioner-approved teacher leader program provider; and pass a Commissioner-approved performance assessment. The proposed requirements will ensure that teachers have demonstrated effective classroom practices before developing and honing skillsets intended to influence their colleagues' classroom practices. By successfully completing a Commissioner-approved performance assessment, candidates also will demonstrate that they have acquired the knowledge and skills outlined in the Teacher Leader Model Standards and that they are prepared to perform roles and responsibilities related to the competencies.

Proposed N.J.A.C. 6A:9B-11A.3(b) will exempt a candidate who meets the requirements in N.J.A.C. 6A:9B-11A.3(a)1 through 5 above from the minimum GPA requirements in N.J.A.C. 6A:9B-8.2. The proposed rule will exempt candidates because many individuals currently holding a standard instructional certificate were granted their certificates under rules that required, at the time, a 2.50 or 2.75 GPA. The candidates would typically have substantial successful teaching experience that, along with grade inflation, will make their GPA moot.

As the Department has provided a 60-day comment period on this notice of proposal, the notice is excepted from the rulemaking calendar requirement pursuant to N.J.A.C. 1:30-3.3(a)5.

Social Impact

The proposed new rules will have a positive social impact for both students and educators. Since research suggests the quality of an educator is the number one in-school influencer on student achievement, developing skillsets and promoting opportunities where teacher leaders can have a greater influence on their colleagues will positively impact educator quality and student outcomes. Additionally, teacher leaders will be better positioned to synthesize institutional information that will help their colleagues and administrators understand the complexities of the educational system to better enhance teaching and learning.

Economic Impact

The economic impact of the proposed new rules to candidates for the teacher leader endorsement will vary based on the program provider chosen by the teacher to obtain the endorsement. Since the law allows providers to be higher education institutions, education organizations, nonprofit entities, including school districts, or a combination thereof, costs will vary. It is likely that higher education institutions will charge a per-credit rate, while a school district may utilize its professional learning to develop a program at minimum cost to the candidate.

All candidates will be required to take a Commissioner-approved performance assessment, which the Department estimates will cost approximately \$300.

Federal Standards Statement

There are no Federal requirements that impact the proposed new rules.

Jobs Impact

The proposed new rules will not result in the generation or loss of jobs.

Agriculture Industry Impact

The proposed new rules will have no impact on the agriculture industry.

Regulatory Flexibility Statement

A regulatory flexibility analysis is not required because the proposed new rules do not impose reporting, recordkeeping, or other compliance requirements on small businesses.

Housing Affordability Impact Analysis

The proposed new rules will have an insignificant impact on the affordability of housing in New Jersey. There is an extreme unlikelihood that the proposed new rules would evoke a change in the average costs associated with housing because the proposed new rules govern the issuance of a teacher leader endorsement for educators in public school districts.

Smart Growth Development Impact Analysis

The proposed new rules will have an insignificant impact on smart growth. There is an extreme unlikelihood that the proposed new rules would evoke a change in housing production in Planning Areas 1 or 2, or within designated centers, under the State Development and Redevelopment Plan in New Jersey because the proposed new rules govern the issuance of a teacher leader endorsement for educators in public school districts.

Racial and Ethnic Community Criminal Justice and Public Safety Impact Statement

There is an extreme unlikelihood that the proposed new rules would have an impact on pretrial detention, sentencing, probation, or parole policies concerning juveniles and adults in the State because the proposed new rules govern the issuance of a teacher leader endorsement for educators in public school districts.

Full text of the proposal follows (additions indicated in boldface **thus**; deletions indicated in brackets [thus]):

CHAPTER 9A, NEW JERSEY EDUCATOR PREPARATION PROGRAMS

SUBCHAPTER 6. TEACHER LEADER PREPARATION PROGRAMS

6A:9A-6.1 Approval criteria and process for teacher leader preparation programs

- (a) The Commissioner has the authority and discretion to approve all teacher leader preparation programs designed to lead to State certification, in accordance with N.J.A.C. 6A:9A-3.1. Teacher leader preparation program approval shall be based on the following:
1. Alignment to the Teacher Leader Model Standards, pursuant to N.J.S.A. 18A:26-2.19.f.
 2. Compliance with teacher leader endorsement requirements, pursuant to N.J.A.C. 6A:9B-11A; and
 3. Performance of operating programs, as indicated by the documentation required in (d) below.
- (b) The approval process for teacher leader preparation programs shall be governed by N.J.A.C. 6A:9A-3.2, except N.J.A.C. 6A:9A-3.2(f).
- (c) All approved teacher leader preparation programs shall be subject to periodic review by the Commissioner as follows:
1. Teacher leader preparation programs with accreditation, as defined in N.J.A.C. 6A:9-2.1, shall undergo periodic review at least every seven years following the Commissioner's initial approval;
 2. Teacher leader preparation programs without accreditation shall undergo periodic review within three years of the Commissioner's initial approval, and at least every five years thereafter; and

3. The Commissioner has the authority and discretion to periodically review any teacher leader preparation program more frequently.
- (d) The Commissioner shall withdraw approval or require a teacher leader preparation program to take corrective action if he or she determines at any time that the program has failed, or is at risk of failing, to meet the criteria in (a) above.
- (e) Documentation for the Commissioner's periodic review of teacher leader preparation programs shall include, but not be limited to, the following:
1. Candidate performance on a Commissioner-approved performance assessment;
 2. Information on leadership responsibilities assumed by program graduates;
 3. Graduate retention rates;
 4. Follow-up survey of program graduates and employers; and
 5. Diversity among teacher leader candidates as evidenced by ethnicity, race, and gender.

6A:9A-6.2 Teacher leader preparation program implementation

- (a) Teacher leader preparation programs shall implement the program requirements pursuant to this subchapter, which shall be:
1. Applied equitably and in a non-discriminatory manner to all candidates, including transfer students. All admissions and retention processes shall be consistent with State and institutional affirmative action policies and goals; and
 2. Considered minimum requirements. Teacher leader preparation programs may require higher levels of proficiency for program admission, clinical component, and recommendation for certification.

(b) Teacher leader preparation programs shall develop procedures and components in compliance with this subchapter. The program procedures and components shall include:

- 1. Formal admission to the teacher leader program, pursuant to N.J.A.C. 6A:9A-6.3;**
- 2. Procedures for accepting prior coursework or work experience(s) to count toward program completion, as determined pursuant to N.J.A.C. 6A:9A-6.4(c)2;**
- 3. Curriculum, clinical requirements, and assessments, pursuant to N.J.A.C. 6A:9A-6.4**
- 4. Procedures for placing candidates on probation, and dismissing from the program, candidates who fall below minimum requirements prior to program completion, including procedures for candidate appeals;**
- 5. Recommendation of a candidate for a teacher leader endorsement, pursuant to N.J.A.C. 6A:9A-6.6, including certification to the Department that a candidate has completed the endorsement requirements; and**
- 6. Submission of teacher leader program data at the Department's request.**

6A:9A-6.3 Admission to teacher leader preparation programs

A candidate shall be admitted to a teacher leader preparation program only if he or she holds a valid standard instructional certificate, pursuant to N.J.A.C. 6A:9B.

6A:9A-6.4 Teacher leader preparation program

- (a) The teacher leader preparation program designed to lead to the teacher leader endorsement shall include:
1. A curriculum devoted to teacher leader preparation that is aligned with the Teacher Leader Model Standards and that builds upon the content knowledge and skills of the individual candidate;
 2. Assessments that measure a candidate's knowledge of and ability to demonstrate the Teacher Leader Model Standards, including, but not limited to, a Commissioner-approved performance assessment; and
 3. Clinical experiences, pursuant to N.J.A.C. 6A:9A-6.5.
- (b) The teacher leader preparation program shall occur over the course of at least one school year, or its equivalent, based on the academic calendar of the participating higher education institution, educational organization, other nonprofit entity, or combination thereof.
- (c) The teacher leader preparation program shall determine:
1. The number of credit hours or the equivalent hours that comprise the program; and
 2. The number of credit hours or the equivalent hours that can be accepted to transfer into the program from either another teacher leader preparation program or previous work experience, which shall not exceed half of the program.

6A:9A-6.5 Teacher leader preparation program clinical requirements

- (b) The teacher leader preparation program shall include clinical experiences embedded throughout the program's duration that shall be:

1. Facilitated by the program, including the assignment of an individual who possesses a teacher leader endorsement, or who holds an administrative certification or a certificate of eligibility for administrative certification, pursuant to N.J.A.C. 6A:9B-12, **is employed, and** has **[[demonstrated]]** **utilized** instructional leadership skills as defined by the Teacher Leader Model Standards, **[[and is employed in a role that requires and utilizes the skills,]]** to provide support to the candidate during the clinical experience;
 - i. The program shall provide to the Department during the periodic review evidence that individuals providing support to candidates during the clinical experience **are employed and** have **[[demonstrated]]** **utilized** instructional leadership skills as defined by the Teacher Leader Model Standards **[[, and are employed in roles that require and utilize the skills]]**; and
 2. Assessed by the program to ensure the candidate demonstrates the Teacher Leader Model Standards.
- (c) School districts may allow teacher leader candidates to complete clinical experiences as part of the continuum of professional development and in lieu of their State-required hours of professional development, pursuant to N.J.A.C. 6A:9C-4.

6A:9A-6.6 Recommendations for a teacher leader endorsement

- (a) Teacher leader preparation programs shall recommend to the Department for issuance of the teacher leader endorsement only candidates who have:
 1. Completed the teacher leader preparation program approved pursuant to this subchapter; and
 2. Completed all requirements pursuant to N.J.A.C. 6A:9B-11A.

- (b) **Teacher leader preparation programs shall have up to one year from the date the candidate completed the approved program to recommend him or her to the Department for issuance of the endorsement on the instructional certificate.**

CHAPTER 9B, STATE BOARD OF EXAMINERS AND CERTIFICATION

SUBCHAPTER 11A. REQUIREMENTS FOR TEACHER LEADER ENDORSEMENT

6A:9B-11A.1 Purpose of requirements

A certificate holder with the teacher leader endorsement shall be prepared to demonstrate the Teacher Leader Model Standards, pursuant to N.J.S.A. 18A:26-2.19.f.

6A:9B-11A.2 Authorization

Holders of the teacher leader endorsement are authorized to assume responsibilities that are consistent with the Teacher Leader Model Standards, pursuant to N.J.S.A. 18A:26-2.19.f.

6A:9B-11A.3 Requirements

- (a) **To be eligible for the teacher leader endorsement, the candidate shall meet the following requirements:**
- 1. Possess a New Jersey standard instructional certificate;**
 - 2. Demonstrate a minimum of four years of teaching experience under a valid New Jersey or out-of-State certificate;**

- 3. Demonstrate a minimum of two effective or highly effective annual summative ratings in the three most recent years under the New Jersey evaluation system or appropriate equivalent criteria in another state;**
 - 4. Complete a program of study with a Commissioner-approved teacher leader program provider, pursuant to N.J.A.C. 6A:9A-6; and**
 - 5. Pass a Commissioner-approved performance assessment.**
- (b) A candidate who meets the requirements in (a)1 through 5 above shall be exempt from the minimum GPA requirements in N.J.A.C. 6A:9B-8.2.**