

6A:9B-5.13 Equivalency of work taken in other countries

(a) An applicant for certification who has completed college-level study in a country other than the United States shall present an equivalency report of that study from a Department-approved credentials evaluation agency. The equivalency report shall include the following:

1. Studies equivalent to a bachelor's degree from a regionally accredited four-year college or university in the United States;
2. Course-by-course listing and the semester-hour equivalent of each area of college-level study; and
3. The GPA at the conclusion of the degree program.

Recodified from N.J.A.C. 6A:9-5.14 by R.2013 d.091, effective July 1, 2013.

See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

Former N.J.A.C. 6A:9-5.13, Course information, recodified to N.J.A.C. 6A:9-5.12.

6A:9B-5.14 Exchange teachers

(a) A district board of education may employ a teacher from another state or country in exchange for one of its own teaching staff members for a period of up to one school year. The district board of education shall adopt a resolution stating that the exchange teacher is employed as a substitute teacher for that teaching staff member during that school year.

(b) If the exchange teacher is a foreign national, the teacher shall be required to file a non-citizen oath of allegiance with the district board of education as required by N.J.S.A. 18A:6-7 to the effect that he or she will support the Constitution of the United States during the period of his or her employment within the State.

(c) The district board of education shall request that the executive county superintendent issue a substitute credential to the exchange teacher. The 20-day limitation pursuant to N.J.A.C. 6A:9B-6.5(c) shall not apply to the exchange teacher and the exchange teacher is authorized to serve as an exchange teacher for the period of his or her temporary service in the State.

Amended by R.2009 d.24, effective January 5, 2009.

See: 40 N.J.R. 4856(a), 41 N.J.R. 128(a).

In (c), inserted "executive" and deleted "county" preceding "substitute".

Recodified from N.J.A.C. 6A:9-5.15 and amended by R.2013 d.091, effective July 1, 2013.

See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

In (a), inserted "of education" twice; and rewrote (c). Former N.J.A.C. 6A:9-5.14, Equivalency of work taken in other countries, recodified to N.J.A.C. 6A:9-5.13.

6A:9B-5.15 Issuance of a certificate

(a) The Board of Examiners shall issue the appropriate certificate upon the candidate's completion of all certification requirements. The candidate shall be subject to all requirements in effect at the time the application is received in the

Office. Requirements include, but are not limited to, coursework, degree, tests, fees, GPA and all certificate rules pursuant to N.J.A.C. 6A:9B-8, 10, 11, and 12. Applications shall be deemed filed with the Office when the application and all required supporting documentation has been received. The teacher shall maintain possession of the original certificate.

(b) If the candidate is not eligible for the certificate sought, the Office shall issue a written evaluation that identifies the deficiencies for certification.

(c) The Board of Examiners may refuse to issue a certificate to a candidate enrolled in a New Jersey or out-of-State approved program when the candidate fails to secure the recommendation of the preparing institution.

Amended by R.2006 d.170, effective May 15, 2006.

See: 37 N.J.R. 4612(a), 38 N.J.R. 2126(a).

Inserted "The candidate shall . . . has been received" in (a).

Recodified from N.J.A.C. 6A:9-5.16 by R.2013 d.091, effective July 1, 2013.

See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

Former N.J.A.C. 6A:9-5.15, Exchange teachers, recodified to N.J.A.C. 6A:9-5.14.

6A:9B-5.16 Replacement of lost certificates

To replace a lost certificate, the holder shall complete the appropriate application, provide a notarized statement of loss and submit the required fee.

Recodified from N.J.A.C. 6A:9-5.17 by R.2013 d.091, effective July 1, 2013.

See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

Former N.J.A.C. 6A:9-5.16, Issuance of a certificate, recodified to N.J.A.C. 6A:9-5.15.

6A:9B-5.17 Persons employed to coach or serving as coach for interscholastic swimming and/or diving programs

(a) Persons employed to coach or serving as coach for interscholastic swimming and/or diving programs shall:

1. Hold a New Jersey certification pursuant to the rules for hiring athletics personnel set forth in N.J.A.C. 6A:9B-5.18(b); and
2. Meet the requirements for water safety training as set forth in N.J.A.C. 6A:9B-10.12(a)2 through 4.

(b) The chief school administrator of the employing district board of education shall:

1. Annually notify the executive county superintendent of all persons employed to coach or serving as coach for interscholastic swimming and/or diving programs; and
2. Annually forward to the executive county superintendent copies of each valid American Red Cross or YMCA certificate required in (a)2 above for every person employed to coach or serving as coach for interscholastic swimming and/or diving programs.

Amended by R.2005 d.110, effective April 4, 2005.

See: 36 N.J.R. 5044(a), 37 N.J.R. 1060(a).

In (a), inserted "instructional" following "New Jersey".

Amended by R.2009 d.24, effective January 5, 2009.

See: 40 N.J.R. 4856(a), 41 N.J.R. 128(a).

Section was "Persons assigned to coach swimming". Rewrote the introductory paragraph of (a); added (a)1 and (a)2; in (b)1 and (b)2, inserted "executive" and substituted "work with interscholastic swimming and/or diving programs" for "coach swimming and/or diving"; and in (b)2, substituted "(a)2" for "(a)".

Recodified from N.J.A.C. 6A:9-5.18 and amended by R.2013 d.091, effective July 1, 2013.

See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

Section was "Persons assigned to work with interscholastic swimming and/or diving programs". Rewrote the section. Former N.J.A.C. 6A:9-5.17, Replacement of lost certificates, recodified to N.J.A.C. 6A:9-5.16.

6A:9B-5.18 Athletics personnel

(a) Any teaching staff member in the employ of a district board of education shall be permitted to organize public school pupils for purposes of coaching or for conducting games, events or contests in physical education or athletics.

(b) School districts shall be permitted to employ any holder of either a New Jersey teaching certificate or a substitute credential pursuant to N.J.A.C. 6A:9B-6.5 to work in the interscholastic athletic program provided that the position has been advertised. The 20-day limitation noted in N.J.A.C. 6A:9B-6.5(b) shall not apply to such coaching situations.

Recodified from N.J.A.C. 6A:9-5.19 and amended by R.2013 d.091, effective July 1, 2013.

See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

In (b), inserted "either", "or a substitute credential pursuant to N.J.A.C. 6A:9-6.5", and the last sentence from former (c); and deleted (c). Former N.J.A.C. 6A:9-5.18, Persons assigned to work with interscholastic swimming and/or diving programs, recodified to N.J.A.C. 6A:9-5.17.

Petition for Rulemaking.

See: 45 N.J.R. 2146(b), 2360(a).

Case Notes

In upholding a decision of the Commissioner of Education that a district board of education should have appointed a certain teacher as the girls' basketball coach at a certain high school, the interpretation of the State Board of Education of former N.J.A.C. 6:29-3.3 (now N.J.A.C. 6A:9B-5.18) to impose an intra-district hiring requirement or preference relied on a strained construction of the word "employment"; such a construction of the regulation would effectively reimpose terms eliminated in the 1983 amendment without following the requirements of the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq. *Krupp v. Bd. of Educ.*, 278 N.J. Super. 31, 650 A.2d 366, 1994 N.J. Super. LEXIS 488 (App.Div. 1994).

Former N.J.A.C. 6:29-3.3(a) and (b) (now N.J.A.C. 6A:9B-5.18) on their face clearly allow local school boards to hire intra- or extra-district qualified, certified teachers, provided the coaching position is first advertised; no preference for intra-district employees appears in the regulations. In upholding a decision of the Commissioner of Education that a district board of education should have appointed a certain teacher as the girls' basketball coach at a certain high school, the State Board of Education erred in interpreting former N.J.A.C. 6:29-3.3 (now N.J.A.C. 6A:9B-5.19) to impose an intra-district hiring requirement or preference. *Krupp v. Bd. of Educ.*, 278 N.J. Super. 31, 650 A.2d 366, 1994 N.J. Super. LEXIS 488 (App.Div. 1994).

Appointment of head basketball coach at a high school was vacated, where another candidate was the only candidate with a standard teaching certification and N.J.A.C. 6A:9-5.19 (now N.J.A.C. 6A:9B-5.18) allows individuals with substitute teaching credentials to serve as athletic coaches only if there are no qualified and certified applicants. *Paterson East Side High School Parent/Alumni Committee v. State-Operated School Dist. of Paterson*, OAL Dkt. No. EDU 11847-06, 2007 N.J. AGEN LEXIS 538, Commissioner's Decision (July 13, 2007).

In the context of New Jersey's liberal tradition concerning standing, a parent/alumni committee had sufficient interest under N.J.A.C. 6A:9-5.19 (now N.J.A.C. 6A:9B-5.18) as taxpayers, as persons actively involved with the high school athletes, and as parents to challenge the hiring of a candidate as head basketball coach at a high school. *Paterson East Side High School Parent/Alumni Committee v. State-Operated School Dist. of Paterson*, OAL Dkt. No. EDU 11847-06, 2007 N.J. AGEN LEXIS 538, Commissioner's Decision (July 13, 2007).

6A:9B-5.19 Instruction in educational technology, computers, and other digital tools

(a) Every teacher shall demonstrate knowledge and understanding of computers and other educational technology resources and tools as defined by the Professional Standards for Teachers.

(b) Every teacher shall integrate into the classroom appropriate educational technology resources and digital tools related to the content area being taught.

(c) The school administrator may assign an individual to provide instruction in the use of educational technologies, computers, and other digital tools if the individual:

1. Demonstrates proficiency in the uses of educational technologies, computers, and other digital tools, and understands their common applications in an educational setting;
2. Demonstrates knowledge and understanding of the integration of such technologies and digital tools into the curriculum;
3. Demonstrates understanding of the legal and ethical issues surrounding the use of educational technologies and digital tools in PK-12 schools; and
4. Holds a CE, CEAS or standard certificate in an instructional field.

Repeal and New Rule, R.2009 d.24, effective January 5, 2009.

See: 40 N.J.R. 4856(a), 41 N.J.R. 128(a).

Section was "Computer literacy".

Recodified from N.J.A.C. 6A:9-5.20 and amended by R.2013 d.091, effective July 1, 2013.

See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

In (a), deleted "New Jersey" preceding "Professional"; and in (c)1, inserted a comma following "tools". Former N.J.A.C. 6A:9-5.19, Athletics personnel, recodified to N.J.A.C. 6A:9-5.18.

6A:9B-5.20 (Reserved)

Recodified to N.J.A.C. 6A:9-5.19 by R.2013 d.091, effective July 1, 2013.

See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

Section was "Instruction in educational technology, computers, and other digital tools".

Amended by R.2005 d.110, effective April 4, 2005.

See: 36 N.J.R. 5044(a), 37 N.J.R. 1060(a).

In (a), added the second sentences in 1 and 2.

6A:9B-10.9 Physical science

(a) In addition to the requirements in N.J.A.C. 6A:9B-8.1, the candidate shall do the following to be eligible for the CE, CEAS, or standard certificate with a physical science endorsement:

1. A 30-credit coherent sequence of courses in physics and a minimum of 15 credits in chemistry; or
2. A 30-credit coherent sequence of courses in chemistry and a minimum of 15 credits in physics.

Amended by R.2013 d.091, effective July 1, 2013.

See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

In the introductory paragraph of (a), inserted "the candidate shall do the following" and a comma following "CEAS", and deleted ", the candidate shall complete one of the following" from the end.

6A:9B-10.10 World languages

(a) In addition to the requirements in N.J.A.C. 6A:9B-8.1, to be eligible for the CE, CEAS or standard certificate with a world language endorsement, the candidate shall:

1. Possess linguistic competency in the designated world language as demonstrated on a Department-approved, nationally recognized test of oral language proficiency for spoken language, reading/writing proficiency for classical languages or receptive/expressive proficiency for American Sign Language; and
2. Complete a minimum of three semester-hour credits in second language acquisition theory and related methodologies offered by a regionally accredited college or university within 12 months of initial assignment. No CEAS or standard world languages certificate shall be issued until this requirement is completed.

(b) Elementary school teachers, preschool through grade three teachers and nursery school teachers who teach world languages more than half-time and complete the requirements in (a) above shall be authorized to teach world languages in the grade levels authorized by their endorsement. Elementary school teachers, preschool through grade three teachers and nursery school teachers who teach world languages half-time or less shall be authorized to teach world languages in the grade levels authorized by their endorsement upon demonstrating linguistic competency in the designated world language as demonstrated on a Department-approved, nationally recognized test of oral language proficiency for spoken language or receptive/expressive proficiency for American Sign Language.

(c) A candidate who matriculated and enrolled in classes in a world language teacher preparation program no later than spring semester 2005 and who met the requirements outlined in N.J.A.C. 6A:9B-8.1(b) and completed the program by

September 1, 2007, shall not be required to complete the linguistic competency requirement outlined in (a)1 above.

1. A candidate who meets the requirements in this section but applies to the Office after March 1, 2008, shall be required to complete the linguistic competency requirement.

Amended by R.2005 d.110, effective April 4, 2005.

See: 36 N.J.R. 5044(a), 37 N.J.R. 1060(a).

In (a), inserted "within 12 months of initial assignment" following "four-year college or university" in 2; rewrote (b).

Amended by R.2006 d.170, effective May 15, 2006.

See: 37 N.J.R. 4612(a), 38 N.J.R. 2126(a).

Added the last sentence to (a)2; rewrote (b); and added (c).

Amended by R.2008 d.7, effective January 7, 2008.

See: 39 N.J.R. 3441(a), 40 N.J.R. 113(b).

Rewrote (b).

Amended by R.2010 d.294, effective December 20, 2010.

See: 42 N.J.R. 1654(a), 42 N.J.R. 3058(b).

In (a)2, deleted "four-year" following "accredited".

Amended by R.2013 d.091, effective July 1, 2013.

See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

Rewrote (c).

Case Notes

Board of Education was entitled to summary decision in its favor of claims by a teacher that the Board's failure to renew his employment violated tenure rights that he claimed to have gained as a full-time teacher of Italian because, notwithstanding his claimed linguistic competency in Italian, his failure to satisfy the requirements of N.J.A.C. 6A:9-11.10(a) (now N.J.A.C. 6A:9B-10.10(a)) until September 2009 meant that he did not accrue tenure credit for school years prior to September 2009. Moreover, because the services he rendered subsequent to September 2009 were under a Certificate of Eligibility per N.J.A.C. 6A:9-6.4 (now N.J.A.C. 6A:9B-6.4) rather than a Provisional Certificate or a Standard Certificate, such employment did not count towards tenure as a matter of law. *Girimonte v. Kearny Bd. of Educ.*, OAL Dkt. No. EDU 08682-12, 2013 N.J. AGEN LEXIS 17, Initial Decision (January 11, 2013).

6A:9B-10.11 Elementary school with subject matter specialization

(a) To be eligible for the elementary school with subject matter specialization endorsement, the candidate shall:

1. Hold a CE or CEAS with an elementary school or preschool through grade 12 subject-matter endorsement in accord with the requirements of N.J.A.C. 6A:9B-8.1 or hold a standard certificate with an elementary school or preschool through grade 12 subject-matter endorsement in accord with the requirements of N.J.A.C. 6A:9B-8.8;

2. Complete a course in child and early adolescent development as aligned with standard two of the Professional Standards for Teachers, N.J.A.C. 6A:9-3.3(a)2. Holders of the CE must complete this study before issuance of the standard certificate;

3. Complete 15 semester-hour credits in any one of the following CCCS subject fields:

- i. Language arts literacy;
- ii. Mathematics;
- iii. Science;
- iv. Social studies; or

v. A single world language; and

4. Pass the appropriate State test in the content area.

(b) To be eligible for the CE, CEAS or standard elementary school with subject matter specialization with a world languages endorsement, the candidate shall, in addition to (a) above:

1. Possess linguistic competency in the designated world language as demonstrated on a Department-approved, nationally recognized test of oral language proficiency for spoken language, reading/writing proficiency for classical languages or receptive/expressive proficiency for American Sign Language; and

2. Complete a minimum of three semester-hour credits in second language acquisition theory and related methodologies offered by a regionally accredited four-year college or university within 12 months of initial assignment. No CEAS or standard elementary school with specialization in a world language certificate shall be issued until this requirement is completed.

(c) Holders of this endorsement may be eligible for additional elementary school with subject matter specialization endorsements in the CCCS subject fields identified in (a)3i through v upon completion of the requirements of (a)3 and 4 and (b) above for each area of specialization requested.

Amended by R.2004 d.306, effective August 2, 2004.
See: 36 N.J.R. 1636(a), 36 N.J.R. 3526(a).

Rewrote the section.

Amended by R.2008 d.7, effective January 7, 2008.
See: 39 N.J.R. 3441(a), 40 N.J.R. 113(b).

In (a)2, substituted "a course" for the first occurrence of "study"; added new (b); and recodified former (b) as (c).

Amended by R.2009 d.24, effective January 5, 2009.
See: 40 N.J.R. 4856(a), 41 N.J.R. 128(a).

In (a)2, substituted "child and early adolescent development" for "the characteristics of young adolescents".

Amended by R.2013 d.091, effective July 1, 2013.
See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

Rewrote (a); and in (c), inserted "and (b)".

6A:9B-10.12 Swimming and water safety

(a) To be eligible for the swimming and water safety endorsement, candidates shall hold:

1. A standard New Jersey instructional certificate;
2. A valid Cardiopulmonary Resuscitation for Professional Rescuer Certificate issued by the American Red Cross or the YMCA;
3. A valid Lifeguard Certificate issued by the American Red Cross or YMCA; and
4. A valid Water Safety Instructor Certificate issued by the American Red Cross or the YMCA.

(b) The chief school administrator of the employing district board of education shall:

1. Annually notify the executive county superintendent of all teachers assigned to teach swimming and/or diving; and

2. Annually forward to the executive county superintendent copies of each valid American Red Cross or YMCA certificate identified in (a)2 through 4 above for every person assigned to teach swimming and/or diving.

(c) Any person otherwise qualified to serve as a substitute under this chapter shall be required to hold all of the safety certificates in (b) above to serve as a substitute for a swimming and water safety teacher.

Amended by R.2005 d.110, effective April 4, 2005.

See: 36 N.J.R. 5044(a), 37 N.J.R. 1060(a).

In (a), inserted "standard" preceding "New Jersey" in 1. Petition for Rulemaking.

See: 40 N.J.R. 212(a), 891(a).

Amended by R.2013 d.091, effective July 1, 2013.

See: 45 N.J.R. 152(a), 45 N.J.R. 1605(a).

In (b)1, inserted "executive"; in (b)2, substituted "Annually forward to the executive" for "Forward to the"; and added (c).

Petition for Rulemaking.

See: 45 N.J.R. 2146(b), 2360(a).

6A:9B-10.13 Technology education

(a) The technology education endorsement established in N.J.A.C. 6A:9B-9.2(a)8 is required to teach technology education in all public schools. Technology education includes content aligned with the CCCS and the standards for technology literacy published by the International Technology Education Association.

(b) In addition to the requirements established in N.J.A.C. 6A:9B-8.1, to be eligible for the CE, CEAS, or standard certificate with a technology education endorsement, the candidate shall complete study in:

1. The nature of technology or technology and society;
2. Technological design;
3. The use of tools and materials and safety related to using tools and materials; and
4. Three of the following seven technologies:
 - i. Medical;
 - ii. Agricultural and related biotechnologies;
 - iii. Energy and power;
 - iv. Information and communication;
 - v. Transportation;
 - vi. Manufacturing; and/or
 - vii. Construction.

(c) Holders of New Jersey industrial arts endorsements or their equivalent who are employed in a school district prior to April 23, 2004 teaching technology education as defined in (a) above shall be issued the technology education endorsement upon application to the Office.

(d) Holders of New Jersey industrial arts endorsements or their equivalent who do not meet the requirements in (c) above shall be eligible for the technology education endorsement upon completion of the State test requirement and submission of an application to the Office.