

**CHAPTER 9**

**PROFESSIONAL LICENSURE AND STANDARDS**

**Authority**

N.J.S.A. 18A:1-1, 18A:4-15, 18A:6-34, 18A:6-38,  
18A:26-2.7 and 18A:26-10.

**Source and Effective Date**

R.2009 d.24, effective December 10, 2008.  
See: 40 N.J.R. 4856(a), 41 N.J.R. 128(a).

**Chapter Expiration Date**

Chapter 9, Professional Licensure and Standards, expires on December 10, 2013.

**Chapter Historical Note**

Chapter 9, Professional Licensure and Standards, was adopted as R.2004 d.28, effective January 20, 2004. See: 35 N.J.R. 4352(a), 36 N.J.R. 469(a).

Subchapter 7, Paraprofessional Approval, was repealed by R.2005 d.298, effective September 6, 2005. See: 37 N.J.R. 1982(a), 37 N.J.R. 3322(a).

Subchapter 7, Qualifying Academic Credentials, was adopted as new rules by R.2008 d.7, effective January 7, 2008. See: 39 N.J.R. 3441(a), 40 N.J.R. 113(b).

Chapter 9, Professional Licensure and Standards, was readopted as R.2009 d.24, effective December 10, 2008. See: Source and Effective Date. See, also, section annotations.

**CHAPTER TABLE OF CONTENTS**

**SUBCHAPTER 1. SCOPE AND PURPOSE**

- 6A:9-1.1 Scope
- 6A:9-1.2 Purpose

**SUBCHAPTER 2. DEFINITIONS**

- 6A:9-2.1 Definitions

**SUBCHAPTER 3. PROFESSIONAL STANDARDS FOR TEACHERS AND SCHOOL LEADERS**

- 6A:9-3.1 Purpose
- 6A:9-3.2 Scope
- 6A:9-3.3 Professional standards for teachers
- 6A:9-3.4 Professional standards for school leaders

**SUBCHAPTER 4. STATE BOARD OF EXAMINERS**

- 6A:9-4.1 General
- 6A:9-4.2 Powers and duties

**SUBCHAPTER 5. GENERAL CERTIFICATION POLICIES**

- 6A:9-5.1 Certificate required
- 6A:9-5.2 Certificates—general
- 6A:9-5.3 Interstate contracts
- 6A:9-5.4 Fees
- 6A:9-5.5 Assignment of titles
- 6A:9-5.6 Oath of allegiance required
- 6A:9-5.7 Citizenship requirement
- 6A:9-5.8 Minimum degree and age requirement
- 6A:9-5.9 Examination in physiology, hygiene and substance abuse issues requirement
- 6A:9-5.10 Certification of veterans

- 6A:9-5.11 Validation of college degrees and college professional preparation
- 6A:9-5.12 Recognition of advanced standing in a college
- 6A:9-5.13 Course information
- 6A:9-5.14 Equivalency of work taken in other countries
- 6A:9-5.15 Exchange teachers
- 6A:9-5.16 Issuance of a certificate
- 6A:9-5.17 Replacement of lost certificates
- 6A:9-5.18 Persons assigned to work with interscholastic swimming and/or diving programs
- 6A:9-5.19 Athletics personnel
- 6A:9-5.20 Instruction in educational technology, computers, and other digital tools
- 6A:9-5.21 Conditional certificate to teach a world language
- 6A:9-5.22 (Reserved)

**SUBCHAPTER 6. TYPES OF CERTIFICATES**

- 6A:9-6.1 Standard certificate
- 6A:9-6.2 Provisional certificate
- 6A:9-6.3 Emergency certificate
- 6A:9-6.4 Certificate of eligibility
- 6A:9-6.5 Substitute credential
- 6A:9-6.6 Limited certificate for foreign teachers

**SUBCHAPTER 7. QUALIFYING ACADEMIC CREDENTIALS**

- 6A:9-7.1 Definition; procedure
- 6A:9-7.2 Requirements

**SUBCHAPTER 8. REQUIREMENTS FOR INSTRUCTIONAL CERTIFICATE**

- 6A:9-8.1 Requirements for certificates of eligibility
- 6A:9-8.2 Requirements for the provisional certificate
- 6A:9-8.3 Requirements for State-approved district training programs
- 6A:9-8.4 Requirements for local mentor plan
- 6A:9-8.5 Requirements for nonpublic school training programs
- 6A:9-8.6 Evaluation of provisional teachers
- 6A:9-8.7 Recommendation for certification of provisional teachers
- 6A:9-8.8 Requirements for the standard certificate
- 6A:9-8.9 Mentoring and evaluation by approved agencies

**SUBCHAPTER 9. INSTRUCTIONAL CERTIFICATES**

- 6A:9-9.1 Authorizations—general
- 6A:9-9.2 Endorsements and authorizations

**SUBCHAPTER 10. STANDARDS FOR NEW JERSEY EDUCATOR PREPARATION PROGRAMS IN HIGHER EDUCATION**

- 6A:9-10.1 Requirements and standards for the approval of professional education programs preparing educational personnel
- 6A:9-10.2 Curriculum for teacher preparation programs
- 6A:9-10.3 Supervision of practicum students
- 6A:9-10.4 Post-baccalaureate and graduate-level teacher preparation programs

**SUBCHAPTER 11. EXCEPTIONS TO REQUIREMENTS FOR THE INSTRUCTIONAL CERTIFICATE**

- 6A:9-11.1 Preschool through grade three certification requirements
- 6A:9-11.2 Career and technical education certification requirements
- 6A:9-11.3 Special education
- 6A:9-11.4 Bilingual/bicultural education
- 6A:9-11.5 English as a second language
- 6A:9-11.6 Driver education

- 6A:9-11.7 Military science
- 6A:9-11.8 Health and physical education
- 6A:9-11.9 Physical science
- 6A:9-11.10 World languages
- 6A:9-11.11 Elementary school with subject matter specialization
- 6A:9-11.12 Swimming and water safety
- 6A:9-11.13 Technology education
- 6A:9-11.14 Art
- 6A:9-11.15 Speech arts and dramatics
- 6A:9-11.16 Social studies
- 6A:9-11.17 Family and consumer sciences
- 6A:9-11.18 Teacher of Supplemental Instruction in Reading and Mathematics, Grades K-8
- 6A:9-11.19 Individuals enrolled in degree programs prior to January 7, 2008

**SUBCHAPTER 12. REQUIREMENTS FOR ADMINISTRATIVE CERTIFICATION**

- 6A:9-12.1 Use of requirements
- 6A:9-12.2 College degrees
- 6A:9-12.3 Authorization
- 6A:9-12.4 School administrator
- 6A:9-12.5 Principal
- 6A:9-12.6 Supervisor
- 6A:9-12.7 School business administrator

**SUBCHAPTER 13. REQUIREMENTS FOR EDUCATIONAL SERVICES CERTIFICATION**

- 6A:9-13.1 Qualifications/general provisions
- 6A:9-13.2 Substance awareness coordinator
- 6A:9-13.3 School nurse
- 6A:9-13.4 School nurse/non-instructional
- 6A:9-13.5 School social worker
- 6A:9-13.6 Speech-language specialist
- 6A:9-13.7 Director of school counseling services
- 6A:9-13.8 School counselor
- 6A:9-13.9 School psychologist
- 6A:9-13.10 Learning disabilities teacher-consultant
- 6A:9-13.11 School occupational therapist
- 6A:9-13.12 School physical therapist
- 6A:9-13.13 Reading specialist
- 6A:9-13.14 School library media specialist
- 6A:9-13.15 Associate school library media specialist
- 6A:9-13.16 School orientation and mobility specialist
- 6A:9-13.17 School athletic trainer
- 6A:9-13.18 Educational interpreter
- 6A:9-13.19 Cooperative education coordinator—hazardous occupations
- 6A:9-13.20 Cooperative education coordinator
- 6A:9-13.21 County apprenticeship coordinator
- 6A:9-13.22 (Reserved)

**SUBCHAPTER 14. ACTING ADMINISTRATORS**

- 6A:9-14.1 General provisions

**SUBCHAPTER 15. REQUIRED PROFESSIONAL DEVELOPMENT FOR TEACHERS**

- 6A:9-15.1 General provisions
- 6A:9-15.2 Amount, duration and content of required continuing professional development
- 6A:9-15.3 Procedures for implementation of professional development
- 6A:9-15.4 Compliance, enforcement and assistance
- 6A:9-15.5 Monitoring responsibility
- 6A:9-15.6 Future role(s) of the Professional Teaching Standards Board to create standards of professional conduct and performance

**SUBCHAPTER 16. REQUIRED PROFESSIONAL DEVELOPMENT FOR SCHOOL LEADERS**

- 6A:9-16.1 General provisions

- 6A:9-16.2 State Advisory Committee on Professional Development for School Leaders
- 6A:9-16.3 Implementation of the professional development requirement for school leaders
- 6A:9-16.4 Plan review and approval process for the professional growth plans for chief school administrators
- 6A:9-16.5 Plan review and approval process for the professional growth plan for individual certified principals and supervisors
- 6A:9-16.6 Monitoring responsibility
- 6A:9-16.7 Requirements for school leader professional development in ethics, law, and governance

**SUBCHAPTER 17. STATE BOARD OF EXAMINERS' PROCEEDINGS**

- 6A:9-17.1 Certificate holder
- 6A:9-17.2 Conduct barring candidate from certification
- 6A:9-17.3 Candidates to provide information regarding criminal history
- 6A:9-17.4 District reporting responsibility
- 6A:9-17.5 Grounds for revocation and suspension of certification
- 6A:9-17.6 Revocation or suspension of certificates
- 6A:9-17.7 Procedures for revoking or suspending a certificate
- 6A:9-17.8 Revoked and suspended certificates
- 6A:9-17.9 Suspension of certificates for failure to give notice of intention to resign
- 6A:9-17.10 Application for certification after revocation
- 6A:9-17.11 Relinquishment of certificate without order to show cause
- 6A:9-17.12 Voluntary surrender of certificates and endorsements
- 6A:9-17.13 Substitution of alternate education and/or experience
- 6A:9-17.14 Public discussion of alternative education and/or experience
- 6A:9-17.15 Rendering of decisions on applications for substitution
- 6A:9-17.16 Substitution of alternative education and/or experience prohibited
- 6A:9-17.17 Appeal of certification decision of the Office
- 6A:9-17.18 Appeal of "disapproved" or "insufficient" recommendations for standard certification
- 6A:9-17.19 Motions
- 6A:9-17.20 Motions for reconsideration
- 6A:9-17.21 Motions for stay
- 6A:9-17.22 Briefs and exceptions
- 6A:9-17.23 Appeal of Board of Examiners decisions

**SUBCHAPTER 1. SCOPE AND PURPOSE**

**6A:9-1.1 Scope**

This chapter sets forth the rules governing the preparation, licensure and professional development of those educators required by their positions to be certified. It also contains rules governing the approval of educator preparation programs and the content of such programs. Finally, it contains the rules delineating the organization of, powers of, duties of and proceedings before the State Board of Examiners.

**6A:9-1.2 Purpose**

(a) The purpose of this chapter is to establish a licensure system based on professional standards for pre-service preparation, certification and professional development that continuously serves to improve the quality of instruction for New Jersey's children so that they are equipped to work and succeed in an ever-changing and increasingly complex global economy.

deciding the matter directly, the moving party shall serve a copy of the papers on the attorney representing the Board of Examiners. The opposing party shall have 15 days from service of the motion to file a response. If no opposing brief is filed, the Board of Examiners shall consider the motion to be unopposed. No other briefs may be filed.

(c) Unless otherwise directed by the Board of Examiners, there shall be no oral argument on motions.

(d) Upon application of any party for an extension of time, the Secretary may extend the time for filing a motion or for filing the response to the motion, provided that the application for an extension is requested prior to the time for filing or responding to a motion has expired.

Amended by R.2006 d.170, effective May 15, 2006.  
See: 37 N.J.R. 4612(a), 38 N.J.R. 2126(a).

Added (d).

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), inserted the last sentence.

#### 6A:9-17.20 Motions for reconsideration

(a) Any party may file with the Board of Examiners and serve on all other parties a motion to reconsider the Board of Examiners' decision. The party shall file the motion no later than 15 days from the mailing date of the decision.

(b) The Board of Examiners may reconsider the decision based on evidence of:

1. Mistake, inadvertence, surprise or excusable neglect;
2. Newly discovered information that would probably alter the decision and which by due diligence could not have been discovered in time for the hearing; or
3. Fraud, misrepresentation or misconduct of another party.

#### 6A:9-17.21 Motions for stay

(a) A party shall make a motion for a stay of the Board of Examiners' decision pending appeal to the State Board in accord with the procedures set forth in N.J.A.C. 6A:9-17.19. The moving party shall file the motion for a stay within 30

days of the date of mailing of the Board of Examiners' decision that is at issue.

(b) The brief in support of the motion shall address the following standards to be met for granting a stay pursuant to *Crowe v. DeGioia*, 90 N.J. 126 (1982):

1. The moving party will suffer irreparable harm if the requested relief is not granted;
2. The legal right underlying the moving party's claim is settled;
3. The moving party has a likelihood of prevailing on the merits of the underlying claim; and
4. When the equities and interests of the parties are balanced, the moving party will suffer greater harm than the other party if the requested relief is not granted.

#### 6A:9-17.22 Briefs and exceptions

(a) Briefs filed with the Board of Examiners shall be in the following format:

1. Briefs filed in response to a notice of hearing served pursuant to N.J.A.C. 6A:9-17.7 above shall not exceed 25 pages, exclusive of table of contents and appendix; and
2. Briefs in support of a motion shall not exceed 15 pages, exclusive of table of contents and appendix.

(b) Exceptions and reply exceptions filed in response to an initial decision issued by OAL shall not exceed 25 pages.

(c) The Secretary may grant requests to file additional pages.

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

Section was "Briefs". Added new (b); and recodified former (b) as (c).

#### 6A:9-17.23 Appeal of Board of Examiners decisions

A party shall appeal adverse revocation and suspension decisions to the State Board in accord with N.J.A.C. 6A:4. A party shall appeal all other Board of Examiners decisions to the Commissioner of Education pursuant to N.J.A.C. 6A:3.