

Memo

To: SCPD and DDC

From: Disabilities Law Program

Date: 7/12/2023

Re: July 2023 Law and Policy Memo

Please find below, per your request, analysis of pertinent proposed regulations and legislation identified by councils as being of interest.

PROPOSED REGULATION:

PROPOSED DEPARTMENT OF EDUCATION REGULATION, 1571 SPECIAL EDUCATION TEACHER OF STUDENTS WITH DISABILITIES, 27 Del. Register of Regulations 24 (July 1, 2023)

The Delaware Department of Education (“DDOE”) proposes to amend 14 Del. Admin. C. § 1571, which describes the requirements for obtaining the Special Education Teacher of Students with Disabilities (Category) Standard Certificate (hereinafter, the “Certificate”). DDOE, in cooperation with the Professional Standards Board (“PSB”), is proposing to amend this regulation to revise the title of the Certificate in Section 1.0, revise and strike definitions in Section 2.0, clarify the reference to license in subsection 3.1.2, add the Praxis Special Education: Foundational Knowledge as an option in subsection 4.1.2.2, add subsection 5.2 related to disclosure of criminal convictions, and add section 10.0 which concerns contact information provided to DDOE.

DDOE has been systematically reviewing and revising the regulations found within 14 Del. Admin. C. § 1500, et seq. for the last several years. These regulations prescribe requirements for the different certificates and permits for educators. Section 1571 was last revised in July 2020 to ensure its consistency within the larger group of regulations and is being amended now for largely the same purpose. The proposed changes are consistent with those proposed by DDOE in similar regulations and which Councils have supported.

The proposed changes are largely non-substantive and do not negatively impact students, in general, or students with disabilities, in particular. Councils may wish to support DDOE’s proposed changes.