

HOUSE No. 50

Accompanying the first recommendation of the Department of Education (House, No. 49). Education.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-One.

AN ACT TO ESTABLISH MINIMUM STANDARDS TO BE OBSERVED IN THE APPOINTMENT OF TEACHERS IN THE PUBLIC SCHOOLS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 71 of the General Laws is
2 hereby amended by inserting after section 38F, in-
3 serted by section 2 of chapter 676 of the acts of 1941,
4 the three following sections:—

5 *Section 38G.* No city or town in the common-
6 wealth shall employ a teacher, principal, supervisor,
7 director or superintendent in the public schools who
8 is not certified by the state board of education, here-
9 inafter called the board.

10 As conditions precedent to the granting of a cer-
11 tificate to an applicant, the board shall require:—

- 12 1. Evidence of American citizenship.
- 13 2. Evidence of good health.
- 14 3. Evidence of sound moral character.
- 15 4. One year after the effective date of this section,
16 no new applicant shall be certified who does not pos-

17 sess a bachelor's degree from a college approved by
18 the board, and, or including, such courses in education
19 and subject matter and such degrees as the board
20 may deem necessary for teachers, principals, super-
21 visors or superintendents.

22 The board may establish rules and regulations to
23 facilitate the operation of this section after advice
24 and counsel of an advisory committee, to be known
25 as the advisory committee on state certification of
26 teachers for the commonwealth of Massachusetts,
27 composed of a member of the Massachusetts Superin-
28 tendents Association, elected by that group; a mem-
29 ber of the Massachusetts Secondary School Principals
30 Association, elected by that group; a member of the
31 Massachusetts Elementary School Principals Associa-
32 tion, elected by that group; two members of the
33 Massachusetts Teachers Federation, elected by that
34 group, preferably representing the elementary and
35 secondary levels of instruction; one member of the
36 New England Association of Colleges and Secondary
37 Schools, representing the Massachusetts colleges and
38 universities, elected by that group; one member of
39 the Massachusetts Parent Teacher Association, elected
40 by that group; one member of the Massachusetts
41 School Committee Association, elected by that group;
42 and, in addition, any member of a duly organized
43 professional group in Massachusetts, whose advice
44 and counsel the board desires to enlist.

45 The provisions of this section shall not be construed
46 to affect the present or future contractual status of
47 any person in the employ of a school committee who
48 on the effective date of this section is serving at the
49 discretion of said school committee, pursuant to the
50 provisions of section forty-one of chapter seventy-one.

51 All persons referred to in the preceding paragraph

52 shall be granted such certificates as the board shall
53 prescribe. The board shall be authorized to grant
54 emergency certificates whenever it deems necessary.

55 The provisions of this section shall not apply to
56 trade, vocational, and adult education schools and
57 classes.

58 *Section 38H.* School committees in employing
59 teachers, principals, supervisors or superintendents
60 shall employ only such persons as are certified under
61 section thirty-eight G. Failure by the school com-
62 mittee to comply, after having received a written
63 notice of said failure issued by the board, shall cause
64 a deduction of a sum of money equal to the amount
65 so paid to the employee or employees not so certified
66 from the amount of state money due or which may
67 thereafter become due under the provisions of chapter
68 seventy.

69 *Section 38I.* Any applicant refused a certificate
70 shall, if he so requests, be given a hearing before the
71 board, or its authorized agent, at which hearing he
72 may present witnesses.

1 SECTION 2. Said chapter 71 is hereby further
2 amended by striking out section 66 and inserting
3 in place thereof the following section: —

4 *Section 66.* The department shall not approve the
5 claim for reimbursement under section sixty-five
6 unless the superintendent for the entire period of
7 whose service such reimbursement is claimed holds a
8 certificate of the department pursuant to the provi-
9 sions of this section, or who was in the employ of a
10 school committee as provided in section thirty-eight G.

1 SECTION 3. This act shall take effect on September
2 first, nineteen hundred and fifty-two.

