

# HOUSE . . . . No. 60

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Accompanying the first recommendation of the Department of Education (House, No. 59). Education.

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## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Fifty.

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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.* Upon the effective date of this sec-  
6 tion, no city or town in the commonwealth shall em-  
7 ploy a teacher, principal, supervisor, director, or  
8 superintendent in the public schools who is not certified  
9 by the state board of education, hereinafter referred  
10 to as the board.

11 As conditions precedent to the granting of a certifi-  
12 cate to an applicant, the board shall require—

- 13 1. Evidence of American citizenship.
- 14 2. Evidence of good health.
- 15 3. Evidence of sound moral character.

16 4. One year after the effective date of this section,  
17 no new applicant shall be certified who does not  
18 possess a bachelor's degree from a college approved  
19 by the board, and, or including, such courses in edu-  
20 cation and subject matter and such degrees as the  
21 board may deem necessary for teachers, principals,  
22 supervisors or superintendents.

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

46 The provisions of this section shall not be construed  
47 to affect the present or future contractual status of  
48 any person in the employ of a school committee who

49 on the effective date of this act is serving at the dis-  
50 cretion of said school committee, pursuant to the pro-  
51 visions of section forty-one of chapter seventy-one.

52 All persons referred to in the preceding sentence  
53 shall be granted such certificates as the board shall  
54 prescribe. The board shall be authorized to grant  
55 emergency certificates whenever it deems necessary.

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

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

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

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

4 *Section 66.* The department shall not approve the  
5 claim for reimbursement under section sixty-five un-  
6 less the superintendent for the entire period of whose  
7 service such reimbursement is claimed holds a certifi-

8 cate of the department pursuant to the provisions of  
9 this section or who was in the employ of a school com-  
10 mittee, as provided in section thirty-eight G.

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