





# The Board of Governors of the California Community Colleges

PRESENTED TO THE BOARD OF GOVERNORS

DATE: January 19-20, 2016

<b>SUBJECT:</b> Minimum Qualifications for Disabled Students Programs and Services Employees (Public Hearing)		Item Number: 3.1	
		Attachment: Yes	
<b>CATEGORY:</b>	Student Services and Special Programs	<b>TYPE OF BOARD CONSIDERATION:</b>	
<b>Recommended By:</b>	 Denise F. Noldon, Vice Chancellor	Consent/Routine	
		First Reading	X
<b>Approved for Consideration:</b>	 Brice W. Harris, Chancellor	Action	
		Information	

**ISSUE:** Changes are proposed to California Code of Regulations, title 5, section 53414, to create minimum qualifications for a faculty Learning Disability Specialist position, and to amend the current minimum qualifications for a Disabled Student Programs and Services (DSPS) Counselor position.

**BACKGROUND:** Disabled Student Programs and Services (DSPS) was created with the enactment of Assembly Bill 77 (Lanterman), in 1976 and codified in Education Code, Section 84850 and Title 5, California Code of Regulations (5 CCR) Sections 56000-56076. Education Code, Section 87356 establishes, in part, that the Board of Governors shall adopt regulations to establish and maintain the minimum qualifications for service as a DSPS faculty member. Title 5 CCR Section 53414 establishes separate minimum qualifications for the following DSPS faculty positions: Counselor, Adapted Physical Education Instructor, Speech and Language Specialist, Credit Specialized Instructor (in various areas), and Non-Credit Specialized Instructor. *(Background cont'd)*

**RECOMMENDED ACTION:** The proposed regulations are presented to the Board of Governors for a first reading. The Board of Governors must hold a public hearing for receipt of comments, both written and oral, which are offered concerning the proposed action. It is anticipated that the regulations will be presented to the Board of Governors for adoption at its March 21-22, 2016 meeting.

***(Background cont'd)***

In the fall 2014 State Academic Senate (Senate) Plenary Session, the California Association of Postsecondary Education and Disability (CAPED), after consulting and vetting its proposal with an established DSPS Title 5 workgroup, formally introduced to the Senate recommended changes to the minimum qualifications for DSPS faculty positions maintained in the Discipline's List and currently established in Title 5 CCR Section 53414. The changes proposed in this item were approved by the Senate in the spring 2015 Plenary Session.

**ANALYSIS:** The proposed changes to the regulations will clarify, update and modernize the existing minimum qualifications for service as a DSPS Counselor, and will establish for the first time in title 5 the minimum qualifications to serve as a faculty Learning Disabilities Specialist, a common faculty role in most DSPS Programs.

The proposed regulation changes are included as Attachment 1.  
An analysis of the proposed changes is included as Attachment 2.