

# DEPARTMENT OF EDUCATION

## OFFICE OF THE SECRETARY

Statutory Authority: 14 Delaware Code, Section 1270 (14 **Del.C.** §1270)  
14 **DE Admin. Code** 112

### FINAL

#### Regulatory Implementing Order

#### 112 Addendum to Teachers and Specialists Appraisal Process

##### I. Summary of the Evidence and Information Submitted

The Secretary of Education seeks the consent of the State Board of Education to repeal 14 **DE Admin. Code** 112 Addendum to Teachers and Specialists Appraisal Process. This regulation is replaced by 14 **DE Admin. Code** 106 Teacher Appraisal Process Delaware Performance Appraisal System (DPAS II) and 107 **DE Admin. Code** Specialist Appraisal Process Delaware Performance Appraisal System (DPAS II). The new Delaware Performance Appraisal System (DPAS II) has been phased in over the past two years and shall be effective for all public school districts and charter schools beginning with the 2008-2009 school year. This regulation is no longer needed.

Notice of the proposed regulation was published in the News Journal and the Delaware State News on Tuesday, June 3, 2008, in the form hereto attached as Exhibit "A". The Department did not receive comments on this regulation.

##### II. Findings of Facts

The Secretary finds that it is appropriate to repeal 14 **DE Admin. Code** 112 Addendum to Teachers and Specialists Appraisal Process. Because it is being replaced by 14 **DE Admin. Code** 106 Teacher Appraisal Process Delaware Performance Appraisal System (DPAS II) and 107 **DE Admin. Code** Specialist Appraisal Process Delaware Performance Appraisal System (DPAS II).

##### III. Decision to Amend the Regulation

For the foregoing reasons, the Secretary concludes that it is appropriate to repeal 14 **DE Admin. Code** 112 Addendum to Teachers and Specialists Appraisal Process. Therefore, pursuant to 14 **Del.C.** §122, 14 **DE Admin. Code** 112 Addendum to Teachers and Specialists Appraisal Process attached hereto as Exhibit "B" is hereby repealed. Pursuant to the provision of 14 **Del.C.** §122(e), 14 **DE Admin. Code** 112 Addendum to Teachers and Specialists Appraisal Process is hereby repealed with the effective date of this order as set forth in Section V. below.

##### IV. Text and Citation

The text of 14 **DE Admin. Code** 112 Addendum to Teachers and Specialists Appraisal Process repealed hereby shall be in the form attached hereto as Exhibit "B", and said regulation shall be cited as 14 **DE Admin. Code** Repealed 112 Addendum to Teachers and Specialists Appraisal Process in the Administrative Code of Regulations for the Department of Education.

##### V. Effective Date of Order

The actions hereinabove referred to were taken by the Secretary pursuant to 14 **Del.C.** §122 on July 17, 2008. The effective date of this Order shall be ten (10) days from the date this Order is published in the *Delaware Register of Regulations*.

IT IS SO ORDERED the 17th day of July 2008.

**DEPARTMENT OF EDUCATION**

Valerie A. Woodruff, Secretary of Education

Approved this 17th day of July 2008

**STATE BOARD OF EDUCATION**

Jean W. Allen, President

G. Patrick Heffernan

Barbara Rutt

Dr. Terry M. Whittaker

Richard M. Farmer, Jr., Vice President

Jorge L. Melendez

Dennis J. Savage

**~~112 Addendum to Teachers and Specialists Appraisal Process~~**

**1.0 ~~Addendum to Teachers and Specialists Appraisal Process~~**

~~Beginning June 1, 1996 the following changes outlined in this addendum shall continue in effect until the Delaware Performance Appraisal System can be thoroughly reviewed and appropriate revisions made to assure alignment with the vision of teaching and learning represented in the Delaware Content Standards for Students and the Delaware Standards for Teachers.~~

~~1.1 Tenured teachers or specialists who transfer within the State of Delaware and become non-tenured in the new district or within the current district to a new assignment or building shall receive a minimum of one formative conference and report each of two years and a performance appraisal and conference at the end of a two year cycle using current policy forms.~~

~~1.2 Tenured teachers or specialists shall receive a minimum of one formative conference and report each of two years and a performance appraisal and conference at the end of a two year cycle using the short narrative instrument.~~

**12 DE Reg. 205 (08/01/08)**