ACT 97 WAIVER OF CERTIFICATION

General Policies

The Act 97 Waiver of Certification (Type 02 Emergency Permit) may be requested by a public school for an individual facing furlough, or who has already been furloughed or demoted by that entity.

- The permit lets the individual work in areas that they are not certified for one calendar year from the date of issuance.
- Posting is not required.

Submission Process

1. The educator uses the “Initiate Permit Request” feature to apply in TIMS.

2. When the LEA completes, reviews and submits the application to PDE, they affirm (by submission) that request complies with all requirements:
   - The employee agreed to accept the position,
   - The LEA verified that the employee completed a minimum of 12 semester credit hours in the area for which the waiver is requested,
   - The employee agrees to complete an approved teacher preparation program to meet the requirements for certification in the new subject area(s), and
   - The time needed for the employee to complete the approved teacher preparation program, pass required tests and become certified is agreeable to the LEA.

Special Considerations

1. The Bureau can issue a Type 01 emergency permit at the school entity’s request if the employee:
   - Is needed for subsequent years, and
   - Met the educational obligation inherent to the waiver agreement.

2. Failure to pursue certification shall result in the revocation of the waiver.

3. A waiver will not be granted if an educator would be used as a replacement for another furloughed employee.

Reference: 24 P.S. §12-1214

Related CSPGs: CSPG 2, CSPG 3

This revision supersedes all earlier CSPGs carrying this number and/or addressing this subject. Previous CSPG printing dates on this subject: 1/87, 7/04, 7/10