8710.0310  DEFINITIONS AND GENERAL RULES FOR TEACHING LICENSES.

Subpart 1. Definitions.

A. For the purposes of parts 8710.0310 to 8710.0330, the terms in this subpart have the meanings given them.

B. "Assignment" means the class or classes taught in a school for which students are granted credit.

C. "Board" means the Professional Educator Licensing and Standards Board.

D. "Cultural competency training" means a training program that promotes self-reflection and discussion including but not limited to all of the following topics: racial, cultural, and socioeconomic groups; American Indian and Alaskan native students; religion; systemic racism; gender identity, including transgender students; sexual orientation; language diversity; and individuals with disabilities and mental health concerns. Training programs must be designed to deepen teachers' understanding of their own frames of reference, the potential bias in these frames, and their impact on expectations for and relationships with students, students' families, and the school communities, consistent with Interstate Teacher Assessment and Support Consortium (InTASC) standards and Minnesota Statutes, section 120B.30, subdivision 1, paragraph (q).

E. "District" means a school district or a charter school.

F. "Field specific methods" means differentiated instructional strategies targeting content and pedagogy for a singular licensure area to enable student learning.
G. "Good cause" means an applicant is unable to meet the requirements of a higher licensure tier due to the lack of a reasonable path to a higher licensure tier or the path to a higher licensure tier causes an undue burden on the applicant, as approved or denied by the board.

H. "Innovative program" means a school within a district that is either a state-approved area learning center or alternative learning program or provides a school board resolution designating the school as an innovative program, including the reason for the designation.

I. "Licensure area" or "licensure field" means the content taught for which standards have been adopted in Minnesota Rules.

J. "Professional license from another state" means a teaching license from a state other than Minnesota that allows the individual to be the teacher of record based on completion of a state-approved teacher preparation program from another state or licensure via a portfolio process in another state aligned to part 8710.0330 and Minnesota Statutes, section 122A.18, subdivision 10.

K. "Related services teacher" means a teacher who holds a license issued by the board consistent with Minnesota Statutes, section 122A.06, subdivision 2, and who meets the requirements for a license issued pursuant to parts 8710.6000 to 8710.6400.

L. "Student teaching" means a minimum of 12 weeks when an individual enrolled in a teacher preparation program assumes teacher responsibilities while working with a cooperating teacher who holds a Tier 3 or 4 license or a professional license from another state in the subject area and a provider supervisor to practice and demonstrate the necessary development of the individual's knowledge, skills, and dispositions to become a teacher. A student teaching experience includes observation, feedback, and evaluation from the cooperating teacher and provider supervisor.
M. "Teacher of record" means an individual who is responsible for the planning, instruction, and assessment of students in a classroom and authorized to grant students credit for meeting standards attributed to the content taught, or is part of a co-teaching assignment.

N. "Teacher preparation program" means a program approved by the board or the state where the program resides that trains candidates in educational pedagogy and content-specific pedagogy for any subset of the scope of licensure for students from birth to 21 years of age.

O. "Teaching license" or "teacher license" means a license that permits an individual to be teacher of record. This includes Tier 1, Tier 2, Tier 3, and Tier 4 licenses issued under parts 8710.0311 to 8710.0314.

Subp. 2. Teaching licenses, in general.

A. Teaching licenses must be granted by the board to applicants who meet all requirements of applicable statutes and rules.

B. An applicant must qualify separately for each licensure area for which an application is made.

C. A license becomes valid on the date issued by the board and expires on June 30 of the expiration year. A Tier 1 or Tier 2 license, out-of-field permission, or innovative program permission can be used until September 1 after the date of expiration if the placement is in a summer school program at the district aligned to the license or is part of a year-round school at the district aligned to the licensure area.

D. The board must request a criminal history background check be performed by the Bureau of Criminal Apprehension consistent with Minnesota Statutes, section 122A.18, subdivision 8, upon an individual applying for a teaching license or substitute license for the first time. Upon renewal of a teaching license, permission, or substitute license, the board must perform a new background check on the license holder that includes a review
for national arrests, charges, and convictions if a background check has not been completed
on the license holder within the last five years.

Subp. 3. Addition to a Tier 3 or 4 license. When a licensure area is added to a Tier
3 or 4 license issued under parts 8710.0313 and 8710.0314, the expiration date is the date
previously established for the Tier 3 or 4 license in effect.

Subp. 4. Movement between tiers. Teachers may apply to obtain a license in a higher
licensure tier at any time after the requirements for the higher tier have been met. The teacher
must be granted the license under a higher tier upon review and approval by the board
pursuant to the rules established for the license sought. Applicants may obtain a license in
a lower licensure tier only if they hold a Tier 2 license in one licensure field and a district
requests to hire the applicant for a different licensure field in which the applicant does not
meet the requirements for a Tier 2 license. A teacher may simultaneously hold a Tier 1 and
a Tier 2 license under this subpart.

Subp. 5. Multiple expiration dates. If a license holder has completed and verified
the renewal requirements for a currently held Tier 3 or 4 license issued under parts 8710.0313
and 8710.0314, the license holder may renew a currently held Tier 3 or 4 license up to one
year before the expiration date for the purpose of consolidating multiple expiration dates
of any Tier 3 or 4 licenses held into one expiration date. The consolidation of multiple
expiration dates must be consolidated within a single tier.

Subp. 6. Appeal. An applicant who is denied a teaching license by the board or who
is issued a license under a different licensure tier than what was sought may appeal the
board's decision under part 8710.0900 and Minnesota Statutes, chapter 14, and section
122A.188.

Subp. 7. Licenses issued in error. A license issued in error to a person who does not
qualify for the license must be corrected without charge to the license holder, and the
corrections must be made without a hearing under part 8710.0900 and Minnesota Statutes, chapter 14. A license issued in error is not valid.

Subp. 8. Report. The board must issue an annual report by September 1 that summarizes the previous fiscal year's Tier 1, 2, 3, and 4 licenses and out-of-field and innovative program permissions, organized by licensure field, race and ethnicity, and district.

Subp. 9. Fees. An applicant must pay an application fee for the review of the license pursuant to Minnesota Statutes, section 122A.21. A district must pay an application fee for the review of a permission as set by the board.

8710.0311 TIER 1 LICENSE.

Subpart 1. Purpose. If a district is unable to fill an open position with a teacher holding a Tier 2, 3, or 4 license, a Tier 1 license must be issued, consistent with this part, to an applicant who does not hold a Tier 2, 3, or 4 license on behalf of a district request except as provided in part 8710.0310, subpart 4. A Tier 1 license authorizes the license holder to teach within the requesting district and the specific licensure field in the application.

Subp. 2. Requirements. The board must issue a Tier 1 license to an applicant upon request by the designated administrator of the hiring district. The applicant must initiate the application process and meet the requirements of this subpart.

A. The applicant must:

(1) hold the minimum of a bachelor's degree from a college or university located in the United States that is regionally accredited by the Higher Learning Commission or by the regional association for accreditation of colleges and secondary schools, as verified by a college transcript;

(2) hold a credential from outside the United States that is equivalent to a bachelor's degree, as verified by a credential evaluation completed by a credential evaluator.
approved by the National Association of Credential Evaluation Services or other
board-approved credential evaluation service; or

   (3) for applicants in career and technical education fields and career pathway
courses of study, have one of the following:

   (a) five years of relevant work experience aligned to the assignment;

   (b) an associate's degree aligned to the assignment; or

   (c) a professional certification aligned to the assignment from an approved
certifying organization.

B. The hiring district must show:

   (1) the position was posted for at least 15 days on the board-approved
statewide job board; and

   (2) one of the following:

   (a) no Tier 2, 3, or 4 licensed individuals applied for the position;

   (b) no Tier 2, 3, or 4 licensed applicants accepted the position; or

   (c) all Tier 2, 3, or 4 licensed applicants had a record of disciplinary
action with the board.

If the hiring district cannot meet the requirements of item B, the district must provide
justification to be reviewed by the board for approval or denial. The justification must
include why no Tier 2, 3, or 4 licensed applicant was acceptable for the position. Failure
by a district to provide justification constitutes grounds for the board to deny a request for
a Tier 1 license, at the sole discretion of the board.

C. The hiring district must affirm the applicant:

   (1) will participate in a mentorship program aligned to board-adopted criteria;
(2) will participate in an evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or, if the statutory models are not practicable, to another identified district-aligned evaluation; and

(3) has the necessary skills and knowledge to teach in the content field aligned to the assignment.

D. A committee of board staff designated by the board must review applications that meet board criteria for an emergency placement under this subpart within two business days. The committee may immediately issue an interim permission for a qualified Tier 1 license based on board-adopted minimum qualifications criteria pending review by the board. The interim permission expires at the first possible review by the full board. The board must review applications after the position has been posted on the board-approved statewide job board for 15 days.

Subp. 3. **Duration.** A Tier 1 license is valid for up to one year and expires on June 30 of the expiration year.

Subp. 4. **First renewal.** To renew a Tier 1 license for the first time, the applicant must initiate the renewal application process, and the hiring district must meet the requirements of this subpart.

A. The hiring district must show that the position was posted for at least 60 days on the board-approved statewide job board. If an applicant accepts the position but later turns it down, the hiring district must repost the position for 15 days.

B. The hiring district must show one of the following:

(1) no Tier 2, 3, or 4 licensed individuals applied for the position;

(2) no Tier 2, 3, or 4 licensed applicants accepted the position; or
all Tier 2, 3, or 4 licensed applicants had a record of disciplinary action with the board.

If the hiring district cannot meet the requirements of items A and B, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 2, 3, or 4 licensed applicant was acceptable for the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for a Tier 1 renewal, at the sole discretion of the board.

C. The applicant must show the applicant attempted the board-approved content examination aligned to the assignment, if applicable, during the academic year in which the applicant held a Tier 1 license. Any licensure area that does not have a board-approved content examination is exempt from this requirement.

D. The hiring district must show the applicant participated in:

   (1) cultural competency training aligned to board-adopted criteria;

   (2) a mentorship program aligned to board-adopted criteria; and

   (3) an evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or, if the statutory models are not practicable, to another identified district-aligned evaluation.

E. A committee of board staff designated by the board must review applications requesting emergency placements under this subpart within two business days. The committee may immediately issue a Tier 1 license based on board-adopted criteria pending review by the board. The board must review applications after the position has been posted on the board-approved statewide job board for 15 days.
Subp. 5. **Second and third renewals.** To renew a Tier 1 license for the second or third time, the applicant must initiate the renewal application process, and the hiring district must meet the requirements of this subpart.

A. The hiring district must show that the position was posted for at least 60 days on the board-approved statewide job board. If an applicant accepts the position but later turns it down, the hiring district must repost the position for 15 days.

B. The hiring district must show one of the following:

(1) no Tier 2, 3, or 4 licensed individuals applied for the position;

(2) no Tier 2, 3, or 4 licensed applicants accepted the position; or

(3) all Tier 2, 3, or 4 licensed applicants had a record of disciplinary action with the board.

If the hiring district cannot meet the requirements of items A and B, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 2, 3, or 4 licensed applicant was acceptable for the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for a Tier 1 renewal, at the sole discretion of the board.

C. The hiring district must show the applicant participated in:

(1) a mentorship program aligned to board-adopted criteria; and

(2) an evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or, if the statutory models are not practicable, to another identified district-aligned evaluation.

D. A committee of board staff designated by the board must review applications requesting emergency placements under this subpart within two business days. The committee
may immediately issue a Tier 1 license based on board-adopted criteria pending review by
the board. The board must review applications after the position has been posted on the
board-approved statewide job board for 15 days.

Subp. 6. Additional renewals. To renew a Tier 1 license more than three times, the
applicant must initiate the renewal application process, and the hiring district must meet
the requirements of this subpart.

A. The hiring district must show that the position was posted for at least 60 days
on the board-approved statewide job board. If an applicant accepts the position but later
turns it down, the hiring district must repost the position for 15 days.

B. The hiring district must show one of the following:

(1) no Tier 2, 3, or 4 licensed individuals applied for the position;

(2) no Tier 2, 3, or 4 licensed applicants accepted the position; or

(3) all Tier 2, 3, or 4 licensed applicants had a record of disciplinary action
with the board.

If the hiring district cannot meet the requirements of items A and B, the district must provide
justification to be reviewed by the board for approval or denial. The justification must
include why no Tier 2, 3, or 4 licensed applicant was acceptable for the position. Failure
by a district to provide justification constitutes grounds for the board to deny a request for
a Tier 1 renewal, at the sole discretion of the board.

C. The hiring district must show one of the following:

(1) the Tier 1 teacher is teaching in a career and technical education field or
career pathway course of study; or

(2) the Tier 1 teacher is teaching in a licensure area identified as a shortage
area as defined in Minnesota Statutes, section 122A.06, subdivision 6.
11.1 If the hiring district cannot meet the requirements of item C, the district must provide good cause justification for why the applicant should receive additional Tier 1 renewals. The good cause justification must include why the applicant has not obtained a license in a higher licensure tier. Failure by a district to provide good cause justification constitutes grounds for the board to deny a request for additional Tier 1 renewals, at the sole discretion of the board.

11.7 D. The hiring district must show the applicant participated in:

11.8 (1) a mentorship program aligned to board-adopted criteria; and

11.9 (2) an evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or, if the statutory models are not practicable, to another identified district-aligned evaluation.

11.13 E. A committee of board staff designated by the board must review applications requesting emergency placements under this subpart within two business days. The committee may immediately issue a Tier 1 license based on board-adopted criteria pending review by the board. The board must review applications after the position has been posted on the board-approved statewide job board for 15 days.

11.18 Subp. 7. **Position change.** If a Tier 1 license holder moves to another licensure area within a district or to another district, prior to the expiration of the Tier 1 license, the license holder must initiate a new application, including paying the application fee, and the hiring district must meet the requirements under subpart 2 for the new position. The applicant is not required to complete a new background check by the board. The Tier 1 license issued by the board under this subpart is considered a new license, not a renewal under subparts 4 to 6.
12.1 **8710.0312 TIER 2 LICENSE.**

12.2 **Subpart 1. Purpose.** A Tier 2 license must be issued, consistent with this part, to an applicant on behalf of a district request. A Tier 2 license authorizes the license holder to teach within the requesting district and the specific licensure field in the application.

12.3 **Subp. 2. Requirements.** The board must issue a Tier 2 license to an applicant upon request by the designated administrator of the hiring district. The applicant must initiate the application process and must meet the requirements of this subpart.

12.4 **A.** The applicant must:

   (1) hold the minimum of a bachelor's degree from a college or university located in the United States that is regionally accredited by the Higher Learning Commission or by the regional association for accreditation of colleges and secondary schools, as verified by a college transcript;

   (2) hold a credential from outside the United States that is equivalent to a bachelor's degree, as verified by a credential evaluation completed by a credential evaluator approved by the National Association of Credential Evaluation Services or other board-approved credential evaluation service; or

   (3) for applicants in career and technical education fields and career pathway courses of study, have one of the following:

      (a) five years of relevant work experience aligned to the assignment;

      (b) an associate's degree aligned to the assignment; or

      (c) a professional certification aligned to the assignment from an approved certifying organization.

12.5 **B.** The applicant must:
(1) be enrolled in a board-approved teacher preparation program aligned to the licensure field;

(2) hold a master's degree, or equivalent, aligned to the assignment from a college or university located in the United States that is regionally accredited by the Higher Learning Commission or by the regional association for accreditation of colleges and secondary schools, as verified by a college transcript; or

(3) show completion of two of the following:

   (a) at least eight upper division or graduate-level credits aligned to the assignment;

   (b) field-specific methods in a state-approved teacher preparation program aligned to the assignment;

   (c) at least two years of experience teaching as the teacher of record aligned to the assignment;

   (d) board-adopted pedagogy and content examinations with passing scores aligned to the licensure area. Any licensure area that does not have a board-approved content examination is exempt from the content examination requirement; or

   (e) a state-approved teacher preparation program aligned to the licensure area.

C. The hiring district must affirm the applicant will participate in mentorship and evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or, if the statutory models are not practicable, to another identified district-aligned evaluation.

Subp. 3. Duration. A Tier 2 license is valid for up to two years and expires on June 30 of the expiration year.
Subp. 4. **First renewal.** To renew a Tier 2 license for the first time, the applicant must initiate the renewal application process, and the requirements of this subpart must be met.

A. The hiring district must show the applicant participated in:

   (1) cultural competency training aligned to board-adopted criteria; and

   (2) mentorship and evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or, if the statutory models are not practicable, to another identified district-aligned evaluation.

B. If the applicant holds a Tier 2 license while enrolled in a board-approved teacher preparation program, the provider must certify that meaningful progress, as defined by the provider, has been made toward completion of the program. If no meaningful progress has been made, the board must deem the applicant not to be enrolled in a teacher preparation program unless the applicant provides justification to the board for failing to make meaningful progress.

Subp. 5. **Second and third renewals.** To renew a Tier 2 license for the second or third time, the applicant must initiate the renewal application process, and the requirements of this subpart must be met.

A. If the applicant holds a Tier 2 license while enrolled in a board-approved teacher preparation program, the provider must certify that meaningful progress, as defined by the provider, has been made toward completion of the program. If no meaningful progress has been made, the board must deem the applicant not to be enrolled in a teacher preparation program unless the applicant provides justification to the board for failing to make meaningful progress.

B. The hiring district must show the applicant participated in mentorship and evaluation aligned to the district's teacher development and evaluation model under...
Subp. 6. **Additional renewals.** To renew a Tier 2 license more than three times, the applicant must initiate the renewal application process, and the requirements of this subpart must be met.

A. The hiring district must show:

(1) the applicant participated in mentorship and evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or, if the statutory models are not practicable, to another identified district-aligned evaluation; and

(2) good cause justification for why the applicant should receive additional Tier 2 renewals. The good cause justification must include why the applicant has not obtained a Tier 3 license. Failure by a district to provide good cause justification constitutes grounds for the board to deny a request for additional Tier 2 renewals, at the sole discretion of the board.

B. The board must complete a criminal background check on the applicant, if applicable.

Subp. 7. **Position change.** If a Tier 2 license holder moves to another licensure area within a district or to another district, prior to the expiration of the Tier 2 license, the license holder must initiate a new application, including paying the application fee, and the hiring district must meet the requirements under subpart 2 for the new position. The applicant is not required to complete a new background check by the board. The Tier 2 license issued by the board under this subpart is considered a new license, not a renewal under subparts 4 to 6.
16.1 **8710.0313 TIER 3 LICENSE.**

16.2 **Subpart 1. Purpose.** A Tier 3 license must be issued to an applicant, consistent with this part, aligned to the scope and field of the applicant's training and experience. A Tier 3 license authorizes the license holder to teach within the specific licensure field for which board rules exist.

16.3 **Subp. 2. Requirements.** The board must issue a Tier 3 license if the applicant meets all of the requirements of this subpart.

16.4 **A.** The applicant must:

16.5 (1) hold the minimum of a bachelor's degree from a college or university located in the United States that is regionally accredited by the Higher Learning Commission or by the regional association for accreditation of colleges and secondary schools, as verified by a college transcript;

16.6 (2) hold a credential from outside the United States that is equivalent to a bachelor's degree, as verified by a credential evaluation completed by a credential evaluator approved by the National Association of Credential Evaluation Services or other board-approved credential evaluation service; or

16.7 (3) for applicants in career and technical education fields and career pathway courses of study, have one of the following:

16.8 (a) five years of relevant work experience aligned to the licensure area sought;

16.9 (b) an associate's degree aligned to the licensure area sought; or

16.10 (c) a professional certification aligned to the licensure area sought from an approved certifying organization.
B. The applicant must obtain passing scores on the board-approved pedagogy and content examinations aligned to the licensure area sought. Any licensure area that does not have a board-approved content examination is exempt from the content examination requirement.

C. The applicant must show one of the following:

(1) completion of a board-approved conventional, nonconventional, or alternative teacher preparation program aligned to the licensure area sought. The board must accept certifications in related services positions under parts 8710.6000 to 8710.6400 in lieu of completion of a board-approved teacher preparation program;

(2) completion of a preparation program approved in another state aligned to the licensure area sought that included field-specific student teaching equivalent to field-specific student teaching in Minnesota-approved teacher preparation programs. The applicant is exempt from field-specific student teaching if the applicant has at least two years of field-specific experience teaching as the teacher of record in the licensure area sought;

(3) recommendation for licensure via portfolio application aligned to the licensure area sought;

(4) holds or held a professional license from another state in good standing aligned to the licensure area sought with at least two years of experience teaching as the teacher of record aligned to the licensure area sought; or

(5) has at least three years of experience teaching as the teacher of record aligned to the licensure area sought under a Tier 2 license and presents evidence of summative teacher evaluations that did not result in placing or otherwise keeping the teacher on an improvement process aligned to the district's teacher development and evaluation plan.
Subp. 3. **Duration.** A Tier 3 license is valid for up to three years and expires on June 30 of the expiration year.

Subp. 4. **Renewal.** A Tier 3 license may be renewed an unlimited number of times.

To renew a Tier 3 license, the applicant must complete:

A. mentorship and evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or, if the statutory models are not practicable, to another identified district-aligned evaluation; and

B. board-approved licensure renewal requirements, including obtaining approval from the applicant's local continuing education/relicensure committee, under parts 8710.7100 and 8710.7200 and Minnesota Statutes, section, 122A.187, subdivision 3.

Subp. 5. **Restrictions.**

A. An applicant whose content training or experience does not align to a currently approved Minnesota license, but for which past rules have been adopted, and who meets all other requirements of subpart 2, must be issued a Tier 3 license restricted to the scope and licensure area of the applicant's content training or experience.

B. Applicants with content training and experience within two grade levels of a currently approved Minnesota licensure scope must be granted the full scope of the Minnesota license.

C. Applicants who meet the requirements of subpart 2, items A and B, from a Montessori Accreditation Council for Teacher Education accredited training center must be issued a Tier 3 license restricted to a Montessori setting and aligned to the scope of training.
TIER 4 LICENSE.

Subpart 1. Purpose. A Tier 4 license authorizes the license holder, consistent with this part, to teach in the field and scope aligned to the license holder's preparation. A Tier 4 license indicates the license holder has had at least three years of experience in Minnesota within the field and scope of licensure and completed the professional development requirements mandated by statute.

Subp. 2. Requirements. The board must issue a Tier 4 license if the applicant meets all of the requirements of this subpart.

A. The applicant must:

(1) hold the minimum of a bachelor's degree from a college or university located in the United States that is regionally accredited by the Higher Learning Commission or by the regional association for accreditation of colleges and secondary schools, as verified by a college transcript;

(2) hold a credential from outside the United States that is equivalent to a bachelor's degree, as verified by a credential evaluation completed by a credential evaluator approved by the National Association of Credential Evaluation Services or other board-approved credential evaluation service; or

(3) for applicants in career and technical education fields and career pathway courses of study, have one of the following:

(a) five years of relevant work experience aligned to the licensure area sought;

(b) an associate's degree aligned to the licensure area sought; or

(c) a professional certification aligned to the licensure area sought from an approved certifying organization.
B. The applicant must have completed one of the following:

(1) a board-approved conventional, nonconventional, or alternative teacher preparation program aligned to the licensure area sought. The board must accept certifications in related services positions under parts 8710.6000 to 8710.6400 in lieu of completion of a board-approved teacher preparation program; or

(2) a preparation program approved in another state aligned to the licensure area sought that included field-specific student teaching equivalent to field-specific student teaching in Minnesota-approved teacher preparation programs. The applicant is exempt from field-specific student teaching if the applicant has at least two years of field-specific experience teaching as the teacher of record.

C. The applicant must obtain passing scores on the board-approved skills, pedagogy, and content examinations aligned to the licensure area sought. Any licensure area that does not have a board-approved content examination is exempt from the content examination requirement.

D. The applicant must have at least three years of experience teaching in Minnesota as the teacher of record.

E. The applicant's most recent summative evaluation must not have resulted in placing or otherwise keeping the teacher in an improvement process aligned to the district's teacher development and evaluation plan.

F. The applicant must have participated in mentorship and evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or, if the statutory models are not practicable, to another identified district-aligned evaluation.

Subp. 3. Adding a Tier 4 license. To add an additional Tier 4 license, the applicant must show evidence of meeting the requirements of subpart 2, item C, and part 8710.0313.
subpart 2, item C, subitem (1), (2), or (3), in the licensure area sought. An applicant may add a teachers of science endorsement by meeting the requirements of part 8710.4770.

Subp. 4. **Duration.** A Tier 4 license is valid for up to five years and expires on June 30 of the expiration year.

Subp. 5. **Renewal.** A Tier 4 license may be renewed an unlimited number of times. To renew a Tier 4 license, the applicant must complete:

A. mentorship and evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or, if the statutory models are not practicable, to another identified district-aligned evaluation; and

B. board-approved licensure renewal requirements, including obtaining approval from the applicant's local continuing education/relicensure committee, under parts 8710.7100 and 8710.7200 and Minnesota Statutes, section 122A.187, subdivision 3.

Subp. 6. **Restrictions.**

A. An applicant whose content training or experience does not align to a currently approved Minnesota license, but for which past rules have been adopted, and who meets all other requirements of this part must be issued a Tier 4 license restricted to the scope and licensure area of the applicant's content training or experience.

B. Applicants with content training and experience within two grade levels of a currently approved Minnesota licensure scope must be granted the full scope of the Minnesota license.
Subpart 1. **Purpose.** An out-of-field permission authorizes a teacher holding a Tier 3 or 4 license, consistent with this part, to teach in a field not aligned with the Tier 3 or 4 license.

Subp. 2. **Requirements.** The board must issue an out-of-field permission upon request by the designated administrator of the hiring district. The applicant must initiate the application process, and the hiring district must show:

A. the applicant holds a valid Tier 3 or 4 license;

B. the applicant holds a license other than for a related services position under parts 8710.6000 to 8710.6400;

C. the applicant approves the request;

D. the position was posted for at least 15 days on the board-approved statewide job board; and

E. one of the following:

(1) no teachers who hold Tier 3 or 4 licenses in the assignment applied for the position;

(2) no teachers who hold Tier 3 or 4 licenses in the assignment accepted the position; or

(3) all Tier 3 or 4 licensed teachers aligned to the assignment had a record of disciplinary action with the board.

If the hiring district cannot meet the requirements of items D and E, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 3 or 4 licensed teacher aligned to the assignment was acceptable for
the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for an out-of-field permission, at the sole discretion of the board.

F. A committee of board staff designated by the board must review applications requesting emergency placements under this subpart within two business days. The committee may immediately issue an out-of-field permission based on board-adopted criteria pending review by the board. The board must review applications after the position has been posted on the board-approved statewide job board for 15 days.

Subp. 3. **Duration.** An out-of-field permission is valid for up to one year and expires on June 30 of the expiration year.

Subp. 4. **Renewal.** An out-of-field permission may be renewed four times. To renew an out-of-field permission, the applicant must initiate the application process, and the hiring district must show:

A. the applicant approves the request;

B. the position was posted for at least 60 days on the board-approved statewide job board. If an applicant accepts the position but later turns it down, the hiring district must repost the position for 15 days; and

C. one of the following:

(1) no teachers who hold Tier 3 or 4 licenses in the assignment applied for the position;

(2) no teachers who hold Tier 3 or 4 licenses in the assignment accepted the position; or

(3) all Tier 3 or 4 licensed teachers aligned to the assignment had a record of disciplinary action with the board.
If the hiring district cannot meet the requirements of items B and C, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 3 or 4 licensed teacher aligned to the assignment was acceptable for the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for an out-of-field permission, at the sole discretion of the board.

D. A committee of board staff designated by the board must review applications requesting emergency placements under this subpart within two business days. The committee may immediately issue an out-of-field permission based on board-adopted criteria pending review by the board. The board must review applications after the position has been posted on the board-approved statewide job board for 15 days.

Subp. 5. **Additional renewals.** To renew an out-of-field permission more than four times, the hiring district must provide good cause justification for why the applicant should receive additional out-of-field permission renewals. The good cause justification must include why the applicant has not obtained a Tier 3 or 4 license in the field for which the out-of-field permission was issued. Failure by a district to provide a good cause justification constitutes grounds for the board to deny a request for additional out-of-field permission renewals, at the sole discretion of the board.

Subp. 6. **Limitations and exceptions.**

A. An individual cannot hold an out-of-field permission to work in a related services position.

B. An out-of-field permission is limited to the licensure area and the district for which it was granted.

C. An out-of-field permission granted for a summer school only position may be renewed an unlimited number of times.
25.1 **8710.0321 INNOVATIVE PROGRAM PERMISSION.**

25.2 Subpart 1. **Purpose.** An innovative program permission authorizes a licensed teacher, consistent with this part, to teach multiple fields within an established innovative program.

25.4 Subp. 2. **Requirements.** The board must issue an innovative program permission upon request by the designated administrator of the hiring district. The applicant must initiate the application process, and the hiring district must show:

25.7 A. the applicant holds a Tier 3 or 4 license; and

25.8 B. the teaching assignment is within an innovative program.

25.9 Subp. 3. **Duration.** An innovative program permission is valid for up to one year and expires on June 30 of the expiration year.

25.11 Subp. 4. **Renewal.** An innovative program permission may be renewed an unlimited number of times.

25.13 **8710.0325 SHORT-CALL SUBSTITUTE LICENSE.**

25.14 Subpart 1. **Purpose.** A short-call substitute license authorizes the license holder to replace the same teacher of record for no more than 15 consecutive school days.

25.16 Subp. 2. **Requirements.** The board must issue a short-call substitute license to an applicant who meets the requirements of this subpart. The applicant must:

25.18 A. hold the minimum of a bachelor's degree from a college or university located in the United States that is regionally accredited by the Higher Learning Commission or by the regional association for accreditation of colleges and secondary schools, as verified by a college transcript;

25.20 B. hold a credential from outside the United States that is equivalent to a bachelor's degree, as verified by a credential evaluation completed by a credential evaluator approved
by the National Association of Credential Evaluation Services or other board-approved
credential evaluation service;

C. for applicants in career and technical education fields and career pathway
courses of study, have one of the following:

(1) five years of relevant work experience aligned to the assignment;

(2) an associate's degree aligned to the assignment; or

(3) a professional certification aligned to the assignment from an approved
certifying organization; or

D. be enrolled in and making meaningful progress, as defined by the provider, in
a board-approved teacher preparation program and have successfully completed student
teaching to be employed as a short-call substitute teacher.

Subp. 3. Duration. A short-call substitute license is valid for up to three years and
expires on June 30 of the expiration year.

Subp. 4. Renewal. An applicant must reapply for a short-call substitute license upon
its expiration.

8710.0326 LIFETIME SUBSTITUTE LICENSE.

Subpart 1. Purpose. A lifetime substitute license is issued, consistent with this part,
to a retired teacher and authorizes the license holder to replace a teacher of record who is
on an approved leave of absence.

Subp. 2. Requirements. The board must issue a lifetime substitute license to an
applicant who meets one of the following:

A. holds or held a Tier 3 or 4 license, a Minnesota five-year standard license or
its equivalent, or a professional license from another state and receives a retirement annuity
as a result of the person's teaching experience; or
B. holds or held a Tier 3 or 4 license or a Minnesota five-year standard license or its equivalent, taught for at least three years in an accredited nonpublic school in Minnesota, and receives a retirement annuity as a result of the person's teaching experience.

Subp. 3. **Duration.** A lifetime substitute license does not expire.

Subp. 4. **Limitations.** A teacher holding a lifetime substitute license may replace the same teacher of record on an approved leave of absence for more than 15 consecutive school days if the substitute teacher's previous Tier 3 or 4 license, Minnesota five-year standard license or its equivalent, or professional license from another state is aligned to the assignment.

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8710.0330 **TEACHER LICENSURE VIA PORTFOLIO APPLICATION.**

Subpart 1. **Purpose.** An applicant who has not completed teacher preparation or is unable to obtain a Tier 3 license through other requirements may apply for an initial Tier 3 license by submitting a pedagogy portfolio and content portfolio to the board to demonstrate the applicant has met the standards aligned to the licensure area sought. An applicant who has completed teacher preparation in one or more additional licensure areas may apply to add licensure areas to a current Tier 3 or 4 license by submitting a content portfolio to the board to demonstrate the applicant has met the standards aligned to the additional licensure areas sought.

Subp. 2. **Portfolio review process.**

A. The applicant must initiate the application process by submitting a portfolio aligned to board-adopted submission guidelines.

B. An application for an initial Tier 3 license must include two portfolios;

(1) a content portfolio that shows the content standards aligned to the licensure area sought under parts 8710.3000 to 8710.5850 and 8710.8000 have been met; and
(2) a pedagogy portfolio that shows the applicant meets the standards of effective practice under part 8710.2000. A board-adopted passing score on a board-adopted teacher performance assessment aligned to the standards of effective practice under part 8710.2000 may be submitted in lieu of a pedagogy portfolio.

C. Applications to add a licensure area to a current Tier 3 or 4 license must include a content portfolio that shows the applicant meets the content standards aligned to the licensure area sought under parts 8710.3000 to 8710.5850 and 8710.8000.

D. Each pedagogy portfolio must be reviewed by a panel of educators within 90 days of receiving a complete pedagogy portfolio and required fees. An applicant may present the contents of a submitted pedagogy portfolio in person to the panel on the review date. An applicant may choose not to present the contents of the submitted pedagogy portfolio to the panel on the review date and thereby waives the right to defend the pedagogy portfolio material in person.

E. If the panel of educators under item D does not recommend an applicant for licensure via the pedagogy portfolio, the panel must provide specific information to the applicant on how to successfully demonstrate meeting any standard the panel determined was not met. The applicant may submit a revised pedagogy portfolio, which must be recommended for approval or disapproval by one member of the panel of educators within 60 days of receiving the revised submission.

F. Each content portfolio must be reviewed by two reviewers who meet board-adopted qualifications within 90 days of receiving the completed portfolio and required fees.

G. If the content reviewers under item F do not recommend the applicant for licensure via the content portfolio, the reviewers must provide specific information to the applicant on how to successfully demonstrate meeting any standard the reviewers determined was not met. The applicant may submit a revised content portfolio, which must be
recommended for approval or disapproval by one of the content reviewers within 60 days of receiving the revised submission.

H. An applicant who is recommended for licensure via portfolio review under this subpart must submit an application for licensure to the board that meets the requirements under subpart 3. The applicant must also pay an application fee.

Subp. 3. Application requirements. An applicant who is recommended for licensure via portfolio review under subpart 2 must submit an application for licensure to the board that meets the requirements of this subpart.

A. To indicate knowledge of effective teaching dispositions under the Minnesota Code of Ethics for Teachers, the applicant must submit a completed evaluation by the individual responsible for the mentorship or supervision of the applicant for review by a panel of educators under subpart 2, item D, after completing one of the following:

(1) a year-long mentorship program aligned to board-adopted criteria; or

(2) two years of experience teaching as the teacher of record in the licensure area sought.

B. The applicant must:

(1) hold the minimum of a bachelor's degree from a college or university located in the United States that is regionally accredited by the Higher Learning Commission or by the regional association for accreditation of colleges and secondary schools, as verified by a college transcript;

(2) hold a credential from outside the United States that is equivalent to a bachelor's degree, as verified by a credential evaluation completed by a credential evaluator approved by the National Association of Credential Evaluation Services or other board-approved credential evaluation service; or
for applicants in career and technical education fields or career pathway courses of study, have one of the following:

(a) five years of relevant work experience aligned to the licensure area sought;

(b) an associate's degree aligned to the licensure area sought; or

(c) a professional certification aligned to the licensure area sought from an approved certifying organization.

C. The applicant must provide documentation to show all requirements have been met for an initial Tier 3 license issued under part 8710.0313, including standards of effective practice for teachers under part 8710.2000 and specific content requirements for the licensure area sought under parts 8710.3000 to 8710.5850 and 8710.8000. Applications to add a licensure area to a current Tier 3 license must provide documentation to show all specific content requirements for the licensure area sought have been met under parts 8710.3000 to 8710.8000. Evidence that provides the necessary information required under this item includes:

(1) a transcript, syllabi of college coursework, or both;

(2) subject-specific, high-quality professional development, as defined under the Every Student Succeeds Act;

(3) professional contributions to the field, including presentations given to local and national education organizations, minutes of attendance in education-related task forces or state or national committees, articles published by local or national education publications, or other activities that demonstrate the applicant has met the standards of effective practice and content requirements;

(4) a resume and letters of recommendation illustrating relevant work experience aligned to the licensure area sought;
(5) classroom performance as determined by student growth on criterion-referenced assessments;

(6) a rating of effective or higher on a teacher performance evaluation;

(7) teacher performance assessment scores;

(8) unedited video recordings of classroom instruction; or

(9) observation and evaluation feedback through mentorship, teacher evaluation, student teaching, or other supervised classroom teaching experiences.

D. The applicant must submit board-adopted passing scores on board-adopted content and pedagogy exams. Any licensure area that does not have a board-approved content examination is exempt from the content examination requirement.

E. An applicant recommended for an initial Tier 3 license by the panel of educators under subpart 2, item D, and content reviewers under subpart 2, item F, must pass a criminal background check.

F. An applicant recommended for the addition of a licensure area to a current Tier 3 or 4 license by the content reviewers under subpart 2, item F, must pass a criminal background check, if applicable.

Subp. 4. CTE exceptions. An applicant for any career and technical education field under parts 8710.8010 to 8710.8080 is exempt from the criteria in subpart 3 and may apply for an initial Tier 3 license under part 8710.0313 through portfolio review under Minnesota Statutes, section 122A.18, subdivision 10, if the applicant completed parts 8710.2000 and 8710.8000, and meets one of the following requirements:

A. has five years of relevant work experience aligned to the licensure area sought;

B. holds an associate's degree aligned to the licensure area sought; or
C. holds a professional certification aligned to the licensure area sought from an approved certifying organization.

Subp. 5. **Submission timelines.**

A. An applicant must submit a letter of intent to the board at least 30 days prior to submission of a portfolio application.

B. A portfolio application prepared according to published guidelines must be submitted between 30 and 150 days after the letter of intent is received by the board.

Subp. 6. **Appeal.** An applicant who is denied an initial Tier 3 license or an addition to a current Tier 3 or 4 license by the board under this part may appeal the board's decision under part 8710.0900 and Minnesota Statutes, chapter 14.

**8710.4725 TEACHERS OF READING.**

[For text of subp 1, see M.R.]

Subp. 2. **Licensure requirements.** A candidate for licensure to teach reading to students in kindergarten through grade 12 shall:

A. hold or qualify for a full professional teaching license, as defined in part 8710.0310, valid for:

   (1) classroom teaching, as defined in part 8710.0300, in one or more of the following student levels: elementary, middle, or secondary;

[For text of subitems (2) to (4), see M.R.]

[For text of item B, see M.R.]

Subp. 3. [Repealed, 34 SR 595]

[For text of subps 3a to 5, see M.R.]
Subp. 2. **Licensure requirements.** A candidate for licensure to teach reading to students in kindergarten through grade 12 shall:

A. hold or qualify for a full professional teaching license, as defined in part 8710.0310, valid for:

1. classroom teaching, as defined in part 8710.0300, in one or more of the following student levels: elementary, middle, or secondary;

[For text of subitems (2) to (4), see M.R.]

[For text of items B and C, see M.R.]

[For text of subps 3 to 5, see M.R.]

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**8710.6000 SPEECH-LANGUAGE PATHOLOGIST.**

Subp. 1a. **Exceptions.**

A. A speech-language pathologist teacher is not required to pass content, pedagogy, or basic skills examinations.

B. A speech-language pathologist teacher is not eligible to hold a Tier 1 license issued under part 8710.0311.

Subp. 1b. **Requirements for Tier 2 license.** A Tier 2 license issued under part 8710.0312 must be issued to a speech-language pathologist teacher if the requirements of this subpart are met.

A. The applicant must:
(1) hold a baccalaureate degree in speech-language pathology or communication disorders; and

(2) be enrolled in a master's degree program. The recommending institution must agree in writing to provide supervision for the speech-language pathologist teacher.

B. The hiring district must:

(1) request a Tier 2 license from the board; and

(2) affirm the applicant will participate in an evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or if the statutory models are not practicable, to another identified district-aligned evaluation.

C. The hiring district must show one of the following:

(1) no Tier 3 or 4 licensed speech-language pathologist teachers applied for the position;

(2) no Tier 3 or 4 licensed speech-language pathologist teachers accepted the position; or

(3) all Tier 3 or 4 licensed speech-language pathologist teachers who applied for the position had a record of disciplinary action with the board.

If the hiring district cannot meet the requirements of this item, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 3 or 4 licensed speech-language pathologist teacher was acceptable for the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for a Tier 2 speech-language pathologist license, at the sole discretion of the board.
Subp. 2. **Requirements for first professional Tier 3 license.** A first professional license as a Tier 3 license issued under part 8710.0313 must be issued to a speech-language pathologist if the applicant provides evidence of:

A. having completed a master's degree in speech-language pathology from a program accredited by the Council on Academic Affairs of the American Speech-Language-Hearing Association; or to an applicant who provides evidence of:

B. holding a valid certificate of clinical competence from the American Speech-Language-Hearing Association.

Subp. 2a. **Requirements for Tier 4 license.** A Tier 4 license issued under part 8710.0314 must be issued to a speech-language pathologist teacher if the applicant:

A. meets all requirements for a Tier 3 license under subpart 2;

B. has at least three years of experience as a speech-language pathologist teacher in Minnesota schools; and

C. was not placed or otherwise kept in an improvement process aligned to the district's teacher development and evaluation plan by the applicant's most recent summative evaluation.

Subp. 3. [Repealed, 25 SR 805]

Subp. 4. **Professional License renewal.**

A. A professional speech-language pathologist license issued under this part shall be renewed according to the rules of the Professional Educator Licensing and Standards Board governing professional licensure.

B. The Certificate of Clinical Competence (CCC) credential from the American Speech-Language-Hearing Association may be used in lieu of clock hours required under 8710.6000

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part 8710.7200, subpart 2, to renew a speech-language pathologist license issued under this part. If the CCC credential expires during the individual's renewal period, the local continuing education/relicensure committee must prorate clock hours completed at 25 hours per year and require completion of a prorated number of hours for the years the credential is not in effect.

[For text of subps 5 and 6, see M.R.]

8710.6100 SCHOOL NURSE.

[For text of subp 1, see M.R.]

Subp. 1a. Exceptions.

A. A school nurse is not required to pass content, pedagogy, or basic skills examinations.

B. A school nurse is not eligible to hold Tier 1 or Tier 2 licenses issued under parts 8710.0311 and 8710.0312, respectively.

Subp. 2. Requirements for first professional Tier 3 license. A candidate for licensure as Tier 3 license issued under part 8710.0313 must be issued to a school nurse if the applicant:

A. hold holds a baccalaureate degree in nursing from a regionally accredited college or university;

B. be is currently registered in Minnesota to practice as a licensed registered nurse under the Board of Nursing; and

C. be is currently registered in Minnesota as a public health nurse under the Board of Nursing.

Subp. 2a. Requirements for Tier 4 license. A Tier 4 license issued under part 8710.0314 must be issued to a school nurse if the applicant:
A. meets all requirements for a Tier 3 license under subpart 2;

B. has at least three years of experience as a school nurse in Minnesota; and

C. was not placed or otherwise kept in an improvement process aligned to the district's teacher development and evaluation plan by the applicant's most recent summative evaluation.

Subp. 3. [Repealed, 25 SR 805]

Subp. 4. Professional License renewal.

A. A professional school nurse license issued under this part shall be renewed according to the rules of the Professional Educator Licensing and Standards Board governing professional licensure.

B. Evidence of current Minnesota Board of Nursing registration as a licensed registered nurse is also required.

C. A reflective statement of professional accomplishment and assessment of professional growth is not required to renew a school nurse license issued under this part.

Subp. 5. Maintaining board of nursing registration. In order to retain licensure as a school nurse, current registration as a registered nurse and registration as a public health nurse must be maintained at all times. Lapse of this registration or licensure is grounds for revocation of licensure as a school nurse.

Persons without baccalaureate degrees who hold valid licenses as school nurses may continue to renew their licenses under subpart 4, provided that requirements for renewal are met. However, if a license is allowed to lapse, persons must meet the licensure requirements in subpart 2 or 2a in order to receive a current school nurse license.

[For text of subp 6, see M.R.]
38.1 **8710.6200** SCHOOL PSYCHOLOGIST.

[For text of subp 1, see M.R.]

38.3 **Subp. 1a. Exceptions.**

A. A school psychologist is not required to pass content, pedagogy, or basic skills examinations.

B. A school psychologist is not eligible to hold a Tier 1 license issued under part 8710.0311.

38.8 **Subp. 1b. Requirements for Tier 2 license.** A Tier 2 license issued under part 8710.0312 must be issued to a school psychologist if the requirements of this subpart are met.

A. The applicant must:

   (1) provide evidence that the applicant has completed a school psychology program not accredited by the National Association of School Psychologists and does not hold a National School Psychologist Certification; or

   (2) hold a master's degree or equivalent in a school psychology program and provide verification of completion of at least three years of preparation required for licensure as a school psychologist. The recommending institution must verify completion of at least three years of preparation required for licensure as a school psychologist, affirm that the institution will assist in designing the learning experience, and provide supervision during the learning experience.

B. The hiring district must:

   (1) request a Tier 2 license from the board;

   (2) affirm the applicant will participate in an evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40,
subdivision 8, or 122A.41, subdivision 5, or if the statutory models are not practicable, to another identified district-aligned evaluation; and

(3) if the applicant obtains a Tier 2 license pursuant to item A, subitem (2), assign a school psychologist who holds a Tier 3 or Tier 4 license issued under parts 8710.0313 and 8710.0314 to supervise the applicant.

Subp. 1c. **Tier 2 license duration; renewal.**

A. A Tier 2 license issued under subpart 1b, item A, subitem (1), is valid for up to two years, expires on June 30 of the expiration year, and may be renewed one time pursuant to subpart 4.

B. A Tier 2 license issued under subpart 1b, item A, subitem (2), may be used only in the requesting district, is valid for up to one school year, and expires on the June 30 following the date of issuance. The license may be renewed one time upon application to the board if the applicant must complete the equivalent of one school year of internship experience during the following school year. The license shall be revoked by the board if it is demonstrated that the intent and purpose of the licensure have not been fulfilled.

Subp. 2. **Requirements for first professional Tier 3 license.** A candidate for licensure as Tier 3 license issued under part 8710.0313 must be issued to a school psychologist shall provide evidence of having if the applicant has completed a preparation program in school psychology accredited by the National Association of School Psychologists.

Subp. 2a. **Requirements for Tier 4 license.** A Tier 4 license issued under part 8710.0314 must be issued to a school psychologist if the applicant:

A. meets all requirements for a Tier 3 license issued under subpart 2;

B. has at least three years of experience working as a school psychologist in Minnesota; and
C. was not placed or otherwise kept in an improvement process aligned to the district's teacher development and evaluation plan by the applicant's most recent summative evaluation.

Subp. 3. [Repealed, 25 SR 805]

Subp. 4. **Professional Tier 3 and Tier 4 license renewal.**

A. A professional school psychologist license issued under subpart 2 or 2a shall be renewed according to the rules of the Professional Educator Licensing and Standards Board governing professional licensure.

B. The Nationally Certified School Psychologist (NCSP) credential from the National Association of School Psychologists may be used in lieu of clock hours required under part 8710.7200, subpart 2 to renew a school psychologist license issued under subpart 2 or 2a. If the NCSP credential expires during the license holder's renewal period, the local continuing education/relicensure committee must prorate clock hours completed at 25 hours per year and require completion of a prorated number of hours for the years the credential is not in effect.

C. A reflective statement of professional accomplishment and assessment of professional growth is not required to renew a school psychologist license issued under subpart 2 or 2a.

*[For text of subp 5, see M.R.]*

8710.6300 **SCHOOL SOCIAL WORKER.**

*[For text of subp 1, see M.R.]*

Subp. 1a. **Exceptions.**

A. A school social worker is not required to pass content, pedagogy, or basic skills examinations.
B. A school social worker is not eligible to hold Tier 1 or Tier 2 licenses issued under parts 8710.0311 and 8710.0312, respectively.

Subp. 2. Requirements for first-professional Tier 3 license. A candidate for licensure as Tier 3 license issued under part 8710.0313 must be issued to a school social worker if the applicant:

A. holds a baccalaureate or master's degree in social work from a program accredited by the Council on Social Work Education; and

B. is currently licensed in Minnesota to practice as a social worker under the Board of Social Work.

Subp. 2a. Requirements for Tier 4 license. A Tier 4 license issued under part 8710.0314 must be issued to a school social worker if the applicant:

A. meets all requirements for a Tier 3 license under subpart 2;

B. has at least three years of experience working as a school social worker in Minnesota; and

C. was not placed or otherwise kept in an improvement process aligned to the district's teacher development and evaluation plan by the applicant's most recent summative evaluation.

Subp. 3. [Repealed, 25 SR 805]

Subp. 4. Professional License renewal.

A. A professional school social worker license issued under this part shall be renewed according to the rules of the Professional Educator Licensing and Standards Board governing professional licensure.

B. Evidence of current Board of Social Work licensure is also required.
C. A reflective statement of professional accomplishment and assessment of professional growth is not required to renew a school social worker license issued under this part.

[For text of subps 5 and 6, see M.R.]

8710.6400 SCHOOL COUNSELOR.

[For text of subp 1, see M.R.]

Subp. 1a. Exceptions.

A. A school counselor is not required to pass content, pedagogy, or basic skills examinations.

B. A school counselor is not eligible to hold a Tier 1 license issued under part 8710.0311.

Subp. 1b. Requirements for Tier 2 license. A Tier 2 license issued under part 8710.0312 must be issued to a school counselor if the requirements of this subpart are met.

A. The applicant must:

(1) hold a baccalaureate degree;

(2) be enrolled in an accredited school counselor education program;

(3) have accumulated no less than 24 semester credit hours in school counseling-specific coursework or content, including introduction to the field, counseling skills, and ethical standards; and

(4) verify to the board in writing a plan of study of full- or part-time enrollment to achieve licensure within three years.

B. The hiring district must show the position was posted for at least 15 days on the board-approved statewide job board.
C. The hiring district must:

(1) request a Tier 2 license from the board; and

(2) affirm the applicant will participate in an evaluation aligned to the district's teacher development and evaluation model under Minnesota Statutes, section 122A.40, subdivision 8, or 122A.41, subdivision 5, or if the statutory models are not practicable, to another identified district-aligned evaluation.

D. The hiring district must show one of the following:

(1) no Tier 3 or 4 licensed school counselors applied for the position;

(2) no Tier 3 or 4 licensed school counselors accepted the position; or

(3) all Tier 3 or 4 licensed school counselors who applied for the position had a record of disciplinary action with the board.

If the hiring district cannot meet the requirements of this item, the district must provide justification to be reviewed by the board for approval or denial. The justification must include why no Tier 3 or 4 licensed school counselor was acceptable for the position. Failure by a district to provide justification constitutes grounds for the board to deny a request for a Tier 2 school counselor license, at the sole discretion of the board.

E. Applicants granted a license to practice under this subpart must obtain approval to practice in writing from the school counseling program in which they are enrolled and must be supervised by a duly licensed school counselor with no less than two years of full-time practice experience.

Subp. 1c. Tier 2 license duration; renewal.

A. A Tier 2 license issued under subpart 1b is valid for two years and may be renewed one time.
B. To renew a Tier 2 license issued under subpart 1b, the applicant's school counselor education program provider must certify that meaningful progress, as defined by the provider, has been made toward completion of the program. If no meaningful progress has been made, the board must deem the applicant not to be enrolled in a school counselor education program unless the applicant provides justification to the board for failing to make meaningful progress.

Subp. 2. **Requirements for first professional Tier 3 license.** A candidate for Tier 3 license issued under part 8710.0313 must be issued to a school counselor licensure shall if the applicant:

A. hold holds a master's degree or the equivalent in school counseling from a college or university that is regionally accredited by the association for the accreditation of colleges and secondary schools; and

B. show shows verification of completing having completed a Professional Educator Licensing and Standards Board preparation program approved under chapter 8705 leading to the licensure of school counselors in subpart 3 or provide evidence of having completed a preparation program in school counseling accredited by the state where the program resides or the Council for the Accreditation of Counseling and Related Educational Services.

Subp. 2a. **Requirements for Tier 4 license.** A Tier 4 license issued under part 8710.0314 must be issued to a school counselor if the applicant:

A. meets all requirements for a Tier 3 license issued under subpart 2;

B. has at least three years of experience working as a school counselor in Minnesota; and
C. was not placed or otherwise kept in an improvement process aligned to the district's teacher development and evaluation plan by the applicant's most recent summative evaluation.

For text of subps 3 and 4, see M.R.

Subp. 5. **Renewal of professional License renewal.** A professional school counselor license issued under subpart 2 or 2a shall be renewed according to the rules of the Professional Educator Licensing and Standards Board governing professional licensure.

For text of subp 6, see M.R.

**8710.7000 DUTY OF LICENSEE TO RENEW.**

It shall be the responsibility of the person seeking the renewal of a continuing or professional Tier 3 or 4 teaching license to comply with licensure renewal requirements in part 8710.7100 and to submit the application, appropriate verification, and other supporting materials to the local continuing education/relicensure committee, in accordance with procedures and due dates established by that committee under part 8710.7200.

**8710.7100 ISSUANCE AND RENEWAL OF PROFESSIONAL TIER 3 OR 4 TEACHING LICENSES.**

Subpart 1. **Scope.** This part applies to persons who have held entrance Tier 3 or 4 licenses, or their previous equivalencies, and are seeking to obtain first professional licenses or to renew continuing or professional Tier 3 or 4 licenses issued by the Board of Teaching, except continuing licenses valid only for substitute teaching Professional Educator Licensing and Standards Board under parts 8710.0313 and 8710.0314.

Subp. 1a. **Renewal.**

A. The board must renew the Tier 3 or 4 license of an applicant who is not employed in public schools and who has not been employed in a position requiring Minnesota
licensure at any time during the school year immediately preceding the date of expiration, if one of the following is submitted:

(1) verification by a local continuing education/relicensure committee that the applicant has met renewal requirements for the Tier 3 license during the three-year period immediately preceding the application or for the Tier 4 license during the five-year period immediately preceding the application; or

(2) evidence of professional reflection and growth under part 8710.7200, subpart 2a, and an official college transcript verifying that the applicant earned at least 12 quarter or eight semester hours of credit, applicable to the licensure field or fields, during the three-year period immediately preceding the application for Tier 3 licenses, or the five-year period immediately preceding the application for Tier 4 licenses.

B. If a requirement under item A is not met, a one-year extension of the expired Tier 3 or 4 license must be granted based on written documentation that the applicant has been offered a position contingent upon holding a valid license. An extension under this item expires on June 30 of the school year for which the license is issued and must not be renewed. In order to qualify for a Tier 3 or 4 license after a one-year extension, the applicant must provide written documentation that the renewal requirements for the Tier 3 or 4 license under item A, subitem (1), have been met.

Subp. 2. [See repealer.]

Subp. 3. Renewal of professional license Application and validity period.

A. A license renewal period begins on July 1 of the year of expiration. An application for renewal is accepted for processing by the Department of Education board after January 1 of the year of expiration.

B. A valid Tier 3 license must be renewed for a subsequent period of three years when an applicant presents verification by the local continuing education/relicensure
committee that the applicant has, within the past three years, successfully completed at least
75 clock hours of professional development as specified in part 8710.7200.

C. A valid professional Tier 4 license must be renewed for a subsequent period of five years when an applicant presents verification by the local continuing education/relicensure committee that the applicant has, within the past five years, successfully completed at least 125 clock hours of professional development as specified in part 8710.7200.

Subp. 4. **Clock hour alternative pilot program.** In consultation with local education/relicensure committees, the board must develop an alternative to clock hours for meeting professional development requirements under part 8710.7200, subparts 2 and 2a. Once the pilot program has been established, local education/relicensure committees may pilot alternative professional development plans and determine on an individual basis whether to accept a professional development plan as an alternative to clock hours required under part 8710.7200, subpart 2.

8710.7200 **CLOCK HOURS; REQUIREMENTS FOR RENEWAL OF PROFESSIONAL LICENSES.**

[For text of subp 1, see M.R.]

Subp. 2. **Renewal clock hours.** Verification by the local continuing education/relicensure committee that the applicant has completed 75 approved clock hours for a Tier 3 license and 125 approved clock hours for a Tier 4 license is required for renewal. Instruction and professional development activities meet requirements to renew licenses only if they address one or more of the standards in part 8710.2000. Effective for renewal of professional licenses which expire on June 30, 2001, and after, applicants must include in their 125 clock hours instruction or other professional development activities which address positive behavioral intervention strategies and accommodation, modification, and adaptation of curriculum, materials, and instruction to appropriately meet the needs of varied
students in achieving graduation standards. Effective for renewal of professional licenses which expire on June 30, 2004, and after, applicants must also include in their 125 clock hours instruction or other professional development activities which evidence further reading preparation, consistent with Minnesota Statutes, section 122A.06, subdivision 4. Effective for renewal of professional licenses which expire on June 30, 2005, and after, applicants must also include in their 125 clock hours instruction or other professional development activities which address further preparation in understanding the key warning signs of early-onset mental illnesses in children and adolescents which may include depressed mood, excessive fears and anxieties, changes in behavior and performance, failure to develop peer relationships, impaired concentration and thinking, suicidal gestures, the potential connection to substance use, and knowledge of steps to be taken if such warning signs are observed. Effective for renewal of professional licenses that expire on June 30, 2012, and thereafter, applicants must also include in their 125-clock hours instruction or other professional development activities that integrate technology effectively with student learning to increase engagement and student achievement.

Subp. 2a. **Professional development requirements.** To renew a Tier 3 or 4 license, an applicant who has been employed as a teacher during the renewal period of the expiring license must demonstrate the completion of requirements of this subpart to a local continuing education/relicensure committee for verification by the Professional Educator Licensing and Standards Board.

A. The applicant must show evidence of professional reflection and growth in best practices in the following areas:

1. cultural competency training aligned to board-adopted criteria; and
2. district-approved training in meeting the needs of English learners that has job-embedded opportunities for learning and practice and aligns with Interstate Teacher Assessment and Support Consortium (InTASC) standards for English learners.
An applicant may satisfy the requirements of item A and subpart 2 by submitting the teacher's most recent summative evaluation or improvement plan aligned to the district's teacher development and evaluation process. An applicant not teaching in a Minnesota district may work with the applicant's local continuing education/relicensure committee for the purposes of providing evidence of renewal requirements.

B. The applicant must show evidence of professional development in the following areas:

1. positive behavior interventions under Minnesota Statutes, section 122A.187, subdivision 4, for Tier 3 or 4 licenses issued under parts 8710.0313 and 8710.0314, or their previous equivalencies, which expire on June 30, 2001, and thereafter;

2. reading preparation under Minnesota Statutes, section 122A.187, subdivision 5, for Tier 3 or 4 licenses issued under parts 8710.0313 and 8710.0314, or their previous equivalencies, which expire on June 30, 2004, and thereafter;

3. mental illness training under Minnesota Statutes, section 122A.187, subdivision 6, for Tier 3 or 4 licenses issued under parts 8710.0313 and 8710.0314, or their previous equivalencies, which expire on June 30, 2005, and thereafter;

4. integrating technology effectively with student learning to increase engagement and student achievement for Tier 3 or 4 licenses issued under parts 8710.0313 and 8710.0314, or their previous equivalencies, which expire on June 30, 2012, and thereafter; and

5. at least one hour of suicide prevention training under Minnesota Statutes, section 122A.187, subdivision 6, for Tier 3 or 4 licenses issued under parts 8710.0313 and 8710.0314, or their previous equivalencies, which expire on June 30, 2016, and thereafter.

Subp. 2b. **Renewal emergency extension.** If an emergency prevents an applicant from completing rule requirements to renew a license, the applicant may submit an
application to the Professional Educator Licensing and Standards Board for an emergency
time to renew the license. Within 30 days of receiving the application, the
board must determine whether an extension of time should be granted based on
documentation of the emergency.

[For text of subps 3 and 4, see M.R.]

Subp. 5. **Exception for national board certification.** A local continuing education
committee shall accept verification that a teacher is actively engaged in and making progress
toward National Board of Professional Standards Certification or other national professional
teaching certification approved by the Professional Educator Licensing and Standards Board
at the time of renewal as equivalent to fulfilling all clock hour requirements for continuing
Tier 3 or 4 license renewal. A local continuing education committee shall accept verification
that a teacher has earned National Board or other approved certification as equivalent to all
clock hour requirements during the life of the certificate. If the certificate expires during
the five-year applicable renewal period, the local committee shall prorate hours completed
under this exception and require completion of a prorated number of clock hours for the
years the certificate is not in effect.

Subp. 6. **Exception for local option.** The Professional Educator Licensing and
Standards Board shall approve requests submitted by local committees that, through their
school district master contracts or other official agreements between the local school board
and its teachers, wish to substitute development and implementation of individualized
professional development plans for some or all of the clock hour requirements for renewal
of continuing Tier 3 or 4 teaching licenses, provided that each individualized professional
development plan:

[For text of items A to E, see M.R.]

F. requires that each teacher's individualized professional development plan equal
or exceed 75 hours of professional development activities during the three-year period for
a Tier 3 license and 125 hours of professional development activities during the five-year period for a Tier 4 license.

[For text of subp 7, see M.R.]

Subp. 8. Period for earning clock hours. An applicant requesting renewal of a license to teach must earn a minimum of 75 clock hours during each three-year period preceding application for a Tier 3 licensure renewal and 125 clock hours during each five-year period preceding application for a Tier 4 licensure renewal. An applicant may not bank clock hours for purposes of relicensure, but clock hours earned after an application for renewal has been submitted may be applied to the next renewal period.

[For text of subp 9, see M.R.]

Subp. 10. Renewal of license for two or more areas. An applicant who seeks renewal of a continuing Tier 3 or 4 teaching license for two or more areas should allocate at least 30 clock hours to each of the licensure areas for a total of no fewer than 75 clock hours for a Tier 3 license and 125 clock hours for a Tier 4 license, with priority given to work in areas where the candidate is employed during the licensure period. An applicant who holds an administrative license or licenses may allocate clock hours for the renewal of teaching licensure under this subpart.

[For text of subp 11, see M.R.]

8710.9010 CAREER PATHWAYS TEACHER.

Subpart 1. Scope of practice. A career pathways teacher is authorized to teach students the skills and information necessary for a specific career where that career does not necessarily require a four-year degree and in which there are not board rules in place. Such careers include but are not limited to law enforcement, cosmetology, and park services.

Subp. 2. Licensure requirements. A candidate for licensure as a career pathways teacher must meet the requirements of this subpart.
A. The applicant must have one of the following:

(1) five years of relevant work experience;

(2) at least an associate's degree aligned to the career field; or

(3) a professional certification aligned to the career field from an approved certifying organization.

B. The applicant must demonstrate to the board the standards of effective practice under part 8710.2000 have been met through standards of effective practice coursework or experiences through a teacher preparation provider.

Subp. 3. **License issuance and renewal.** A career pathways license shall be issued and renewed according to the rules of the Professional Educator Licensing and Standards Board governing professional licensure.

**REPEALER.** Minnesota Rules, parts 8700.7620; 8710.0300, subparts 1, 1a, 2, 2a, 2b, 3, 5, 6, 7, 8, 9, 10, and 11; 8710.0600; 8710.1000; 8710.1050; 8710.1250; 8710.1400; 8710.1410; and 8710.7100, subpart 2, are repealed.