

82.8                                   **ARTICLE 3**  
82.9                                   **TEACHERS**

82.10   Section 1. Minnesota Statutes 2016, section 122A.09, is amended by adding a subdivision  
82.11 to read:

82.12           Subd. 12. **Endorsement; dual enrollment instruction.** The Board of Teaching must  
82.13 issue an endorsement for dual enrollment instruction to a high school teacher licensed in a  
82.14 content-specific field who successfully completes the requirements for providing dual  
82.15 enrollment instruction in the teacher's licensure field, consistent with board-adopted  
82.16 standards. The board must adopt standards for this endorsement in consultation with eligible  
82.17 public postsecondary institutions participating in course agreements under section 124D.09,  
82.18 subdivision 10. The board-adopted standards for the endorsement must allow a secondary  
82.19 teacher that receives the endorsement to teach a dual credit course offered by any eligible  
82.20 postsecondary institution. The endorsement means a change in the teacher's license that  
82.21 allows the teacher to teach postsecondary college in the schools dual credit courses under  
82.22 section 124D.09, subdivision 10, at a high school.

82.23           **EFFECTIVE DATE.** This section is effective the day following final enactment.

82.24   Sec. 2. Minnesota Statutes 2016, section 122A.17, is amended to read:

82.25           **122A.17 VALIDITY OF CERTIFICATES OR LICENSES.**

82.26           (a) A rule adopted by the Board of Teaching or the Professional Educator Licensing and  
82.27 Standards Board must not affect the validity of certificates or licenses to teach in effect on  
82.28 July 1, 1974, or the rights and privileges of the holders thereof, except that any such  
82.29 certificate or license may be suspended or revoked for any of the causes and by the procedures  
82.30 specified by law.

83.1           (b) All teacher licenses in effect on January 1, 2018, shall remain valid for one additional  
83.2 year after the date the license is scheduled to expire.

83.3           **EFFECTIVE DATE.** This section is effective January 1, 2018.

83.4   Sec. 3. Minnesota Statutes 2016, section 122A.18, subdivision 1, is amended to read:

83.5           Subdivision 1. **Authority to license.** (a) The Professional Educator Licensing and  
83.6 Standards Board of Teaching must license teachers, as defined in section 122A.15,  
83.7 subdivision 1, except for supervisory personnel, as defined in section 122A.15, subdivision  
83.8 2- issue teacher licenses to candidates who meet the qualifications prescribed by this chapter.

59.1                                   **ARTICLE 3**  
59.2                                   **TEACHERS**

24.25   Section 1. Minnesota Statutes 2016, section 122A.17, is amended to read:

24.26           **122A.17 VALIDITY OF CERTIFICATES OR LICENSES.**

24.27           (a) A rule adopted by the Board of Teaching or the Professional Educator Licensing and  
24.28 Standards Board must not affect the validity of certificates or licenses to teach in effect on  
24.29 July 1, 1974, or the rights and privileges of the holders thereof, except that any such  
25.1 certificate or license may be suspended or revoked for any of the causes and by the procedures  
25.2 specified by law.

25.3           (b) All teacher licenses in effect on September 1, 2017, shall remain valid for one  
25.4 additional year after the date the license is scheduled to expire.

25.5           **EFFECTIVE DATE.** This section is effective September 1, 2017.

25.6   Sec. 2. Minnesota Statutes 2016, section 122A.18, subdivision 1, is amended to read:

25.7           Subdivision 1. **Authority to license.** (a) The Professional Educator Licensing and  
25.8 Standards Board of Teaching must license teachers, as defined in section 122A.15,  
25.9 subdivision 1, except for supervisory personnel, as defined in section 122A.15, subdivision  
25.10 2- issue the following teacher licenses to candidates who meet the qualifications prescribed  
25.11 by this chapter.

83.9 (b) The Board of School Administrators must license supervisory personnel as defined  
83.10 in section 122A.15, subdivision 2, except for athletic coaches.

83.11 ~~(e) Licenses under the jurisdiction of the Board of Teaching, the Board of School~~  
83.12 ~~Administrators, and the commissioner of education must be issued through the licensing~~  
83.13 ~~section of the department.~~

83.14 ~~(d)~~ (c) The Professional Educator Licensing and Standards Board of Teaching and the  
83.15 Department of Education must enter into a data sharing agreement to share educational data  
83.16 at the E-12 level for the limited purpose of program approval and improvement for teacher  
83.17 education programs. The program approval process must include targeted redesign of teacher  
83.18 preparation programs to address identified E-12 student areas of concern.

83.19 ~~(d)~~ (d) The Board of School Administrators and the Department of Education must enter  
83.20 into a data sharing agreement to share educational data at the E-12 level for the limited  
83.21 purpose of program approval and improvement for education administration programs. The  
83.22 program approval process must include targeted redesign of education administration  
83.23 preparation programs to address identified E-12 student areas of concern.

83.24 ~~(d)~~ (e) For purposes of the data sharing agreements under paragraphs ~~(d)~~ (c) and ~~(d)~~ (d),  
83.25 the Professional Educator Licensing and Standards Board of Teaching, Board of School  
83.26 Administrators, and Department of Education may share private data, as defined in section  
83.27 13.02, subdivision 12, on teachers and school administrators. The data sharing agreements  
83.28 must not include educational data, as defined in section 13.32, subdivision 1, but may include  
83.29 summary data, as defined in section 13.02, subdivision 19, derived from educational data.

83.30 **EFFECTIVE DATE.** This section is effective January 1, 2018.

84.1 Sec. 4. Minnesota Statutes 2016, section 122A.18, subdivision 2, is amended to read:

84.2 Subd. 2. ~~Teacher and Support personnel qualifications.~~ (a) The Professional Educator  
84.3 Licensing and Standards Board of Teaching must issue licenses under its jurisdiction to  
84.4 persons the board finds to be qualified and competent for their respective positions, including  
84.5 those meeting the standards adopted under section 122A.09, subdivision 4, paragraph (n).

25.12 (1) Tier 1 license under section 122A.181;

25.13 (2) Tier 2 license under section 122A.182;

25.14 (3) Tier 3 license under section 122A.183; and

25.15 (4) Tier 4 license under section 122A.184.

25.16 (b) The Board of School Administrators must license supervisory personnel as defined  
25.17 in section 122A.15, subdivision 2, except for athletic coaches.

25.18 ~~(e) Licenses under the jurisdiction of the Board of Teaching, the Board of School~~  
25.19 ~~Administrators, and the commissioner of education must be issued through the licensing~~  
25.20 ~~section of the department.~~

25.21 ~~(d)~~ (c) The Professional Educator Licensing and Standards Board of Teaching and the  
25.22 Department of Education must enter into a data sharing agreement to share educational data  
25.23 at the E-12 level for the limited purpose of program approval and improvement for teacher  
25.24 education programs. The program approval process must include targeted redesign of teacher  
25.25 preparation programs to address identified E-12 student areas of concern.

25.26 ~~(d)~~ (d) The Board of School Administrators and the Department of Education must enter  
25.27 into a data sharing agreement to share educational data at the E-12 level for the limited  
25.28 purpose of program approval and improvement for education administration programs. The  
25.29 program approval process must include targeted redesign of education administration  
25.30 preparation programs to address identified E-12 student areas of concern.

26.1 ~~(d)~~ (e) For purposes of the data sharing agreements under paragraphs ~~(d)~~ (c) and ~~(d)~~ (d),  
26.2 the Professional Educator Licensing and Standards Board of Teaching, Board of School  
26.3 Administrators, and Department of Education may share private data, as defined in section  
26.4 13.02, subdivision 12, on teachers and school administrators. The data sharing agreements  
26.5 must not include educational data, as defined in section 13.32, subdivision 1, but may include  
26.6 summary data, as defined in section 13.02, subdivision 19, derived from educational data.

26.7 **EFFECTIVE DATE.** This section is effective July 1, 2018.

26.8 Sec. 3. Minnesota Statutes 2016, section 122A.18, subdivision 2, is amended to read:

26.9 Subd. 2. ~~Teacher and Support personnel qualifications.~~ ~~(a)~~ The Professional Educator  
26.10 Licensing and Standards Board of Teaching must issue licenses and credentials under its  
26.11 jurisdiction to persons the board finds to be qualified and competent for their respective

84.6 (b) The board must require a candidate for teacher licensure to demonstrate establish a  
84.7 passing score on a board-adopted examination of skills in reading, writing, and mathematics,  
84.8 before being for a candidate to be granted a professional five-year Tier 2, 3, or 4 teaching  
84.9 license under section 122A.181 to provide direct instruction to pupils in prekindergarten,  
84.10 elementary, secondary, or special education programs, except that the board may issue up  
84.11 to four temporary, one-year teaching licenses to an otherwise qualified candidate who has  
84.12 not yet passed a board-adopted skills exam. At the request of the employing school district  
84.13 or charter school, the Board of Teaching may issue an initial professional one-year teaching  
84.14 license to an otherwise qualified teacher not passing or demonstrating a passing score on a  
84.15 board-adopted skills examination in reading, writing, and mathematics. For purposes of this  
84.16 section, the initial professional one-year teaching license issued by the board is limited to  
84.17 the current subject or content matter the teacher is employed to teach and limited to the  
84.18 district or charter school requesting the initial professional one-year teaching license. If the  
84.19 board denies the request, it must provide a detailed response to the school administrator as  
84.20 to the reasons for the denial. The board must require colleges and universities offering a  
84.21 board approved teacher preparation program to make available upon request remedial  
84.22 assistance that includes a formal diagnostic component to persons enrolled in their institution  
84.23 who did not achieve a qualifying score on a board-adopted skills examination, including  
84.24 those for whom English is a second language. The colleges and universities must make  
84.25 available assistance in the specific academic areas of candidates' deficiency. School districts  
84.26 may make available upon request similar, appropriate, and timely remedial assistance that  
84.27 includes a formal diagnostic component to those persons employed by the district who  
84.28 completed their teacher education program, who did not achieve a qualifying score on a  
84.29 board-adopted skills examination, and who received an initial professional one-year teaching  
84.30 license to teach in Minnesota. The board of Teaching shall report annually to the education  
84.31 committees of the legislature on the total number of teacher candidates during the most  
84.32 recent school year taking a board-adopted skills examination, the number who achieve a  
84.33 qualifying score on the examination, the number who do not achieve a qualifying score on  
84.34 the examination, and the candidates who have not passed a content or pedagogy exam,  
84.35 disaggregated by categories of race, ethnicity, and eligibility for financial aid.

85.1 (c) The Board of Teaching must grant professional five-year teaching licenses only to  
85.2 those persons who have met board criteria for that license, which includes passing a  
85.3 board-adopted skills examination in reading, writing, and mathematics, and the exceptions  
85.4 in section 122A.09, subdivision 4, paragraph (b), that are consistent with this paragraph.  
85.5 The requirement to pass a board-adopted reading, writing, and mathematics skills  
85.6 examination, does not apply to nonnative English speakers, as verified by qualified Minnesota  
85.7 school district personnel or Minnesota higher education faculty, who, after meeting the  
85.8 content and pedagogy requirements under this subdivision, apply for a professional five-year

26.12 positions, including those meeting the standards adopted under section 122A.09, subdivision  
26.13 4, paragraph (n) support personnel positions.

26.14 (b) The board must require a candidate for teacher licensure to demonstrate a passing  
26.15 score on a board-adopted examination of skills in reading, writing, and mathematics, before  
26.16 being granted a professional five-year teaching license to provide direct instruction to pupils  
26.17 in prekindergarten, elementary, secondary, or special education programs, except that the  
26.18 board may issue up to four temporary, one-year teaching licenses to an otherwise qualified  
26.19 candidate who has not yet passed a board-adopted skills exam. At the request of the  
26.20 employing school district or charter school, the Board of Teaching may issue an initial  
26.21 professional one-year teaching license to an otherwise qualified teacher not passing or  
26.22 demonstrating a passing score on a board-adopted skills examination in reading, writing,  
26.23 and mathematics. For purposes of this section, the initial professional one-year teaching  
26.24 license issued by the board is limited to the current subject or content matter the teacher is  
26.25 employed to teach and limited to the district or charter school requesting the initial  
26.26 professional one-year teaching license. If the board denies the request, it must provide a  
26.27 detailed response to the school administrator as to the reasons for the denial. The board  
26.28 must require colleges and universities offering a board approved teacher preparation program  
26.29 to make available upon request remedial assistance that includes a formal diagnostic  
26.30 component to persons enrolled in their institution who did not achieve a qualifying score  
26.31 on a board-adopted skills examination, including those for whom English is a second  
26.32 language. The colleges and universities must make available assistance in the specific  
26.33 academic areas of candidates' deficiency. School districts may make available upon request  
26.34 similar, appropriate, and timely remedial assistance that includes a formal diagnostic  
27.1 component to those persons employed by the district who completed their teacher education  
27.2 program, who did not achieve a qualifying score on a board-adopted skills examination,  
27.3 and who received an initial professional one-year teaching license to teach in Minnesota.  
27.4 The Board of Teaching shall report annually to the education committees of the legislature  
27.5 on the total number of teacher candidates during the most recent school year taking a  
27.6 board-adopted skills examination, the number who achieve a qualifying score on the  
27.7 examination, the number who do not achieve a qualifying score on the examination, and  
27.8 the candidates who have not passed a content or pedagogy exam, disaggregated by categories  
27.9 of race, ethnicity, and eligibility for financial aid.

27.10 (e) The Board of Teaching must grant professional five-year teaching licenses only to  
27.11 those persons who have met board criteria for that license, which includes passing a  
27.12 board-adopted skills examination in reading, writing, and mathematics, and the exceptions  
27.13 in section 122A.09, subdivision 4, paragraph (b), that are consistent with this paragraph.  
27.14 The requirement to pass a board-adopted reading, writing, and mathematics skills  
27.15 examination, does not apply to nonnative English speakers, as verified by qualified Minnesota  
27.16 school district personnel or Minnesota higher education faculty, who, after meeting the  
27.17 content and pedagogy requirements under this subdivision, apply for a professional five-year

85.9 teaching license to provide direct instruction in their native language or world language  
85.10 instruction under section 120B.022, subdivision 1.

85.11 (d) All colleges and universities approved by the board of teaching to prepare persons  
85.12 for teacher licensure must include in their teacher preparation programs a common core of  
85.13 teaching knowledge and skills to be acquired by all persons recommended for teacher  
85.14 licensure. Among other requirements, teacher candidates must demonstrate the knowledge  
85.15 and skills needed to provide appropriate instruction to English learners to support and  
85.16 accelerate their academic literacy, including oral academic language, and achievement in  
85.17 content areas in a regular classroom setting. This common core shall meet the standards  
85.18 developed by the interstate new teacher assessment and support consortium in its 1992  
85.19 "model standards for beginning teacher licensing and development." Amendments to  
85.20 standards adopted under this paragraph are covered by chapter 14. The board of teaching  
85.21 shall report annually to the education committees of the legislature on the performance of  
85.22 teacher candidates on common core assessments of knowledge and skills under this paragraph  
85.23 during the most recent school year.

85.24 EFFECTIVE DATE. This section is effective July 1, 2018.

85.25 Sec. 5. Minnesota Statutes 2016, section 122A.18, subdivision 2b, is amended to read:

85.26 Subd. 2b. **Reading specialist.** ~~Not later than July 1, 2002,~~ The Professional Educator  
85.27 Licensing and Standards Board of Teaching must adopt rules providing for reading teacher  
85.28 licensure.

85.29 EFFECTIVE DATE. This section is effective July 1, 2018.

85.30 Sec. 6. Minnesota Statutes 2016, section 122A.18, subdivision 3, is amended to read:

85.31 Subd. 3. **Supervisory and coach qualifications; code of ethics.** ~~The commissioner of~~  
85.32 ~~education~~ Professional Educator Licensing and Standards Board must issue licenses under  
85.33 its jurisdiction to persons the ~~commissioner~~ board finds to be qualified and competent for  
86.1 their respective positions under the rules it adopts. ~~The commissioner of education board~~  
86.2 may develop, by rule, a code of ethics for supervisory personnel covering standards of  
86.3 professional practices, including areas of ethical conduct and professional performance and  
86.4 methods of enforcement.

86.5 EFFECTIVE DATE. This section is effective July 1, 2018.

86.6 Sec. 7. Minnesota Statutes 2016, section 122A.18, subdivision 3a, is amended to read:

27.18 teaching license to provide direct instruction in their native language or world language  
27.19 instruction under section 120B.022, subdivision 1.

27.20 (d) All colleges and universities approved by the board of teaching to prepare persons  
27.21 for teacher licensure must include in their teacher preparation programs a common core of  
27.22 teaching knowledge and skills to be acquired by all persons recommended for teacher  
27.23 licensure. Among other requirements, teacher candidates must demonstrate the knowledge  
27.24 and skills needed to provide appropriate instruction to English learners to support and  
27.25 accelerate their academic literacy, including oral academic language, and achievement in  
27.26 content areas in a regular classroom setting. This common core shall meet the standards  
27.27 developed by the interstate new teacher assessment and support consortium in its 1992  
27.28 "model standards for beginning teacher licensing and development." Amendments to  
27.29 standards adopted under this paragraph are covered by chapter 14. The board of teaching  
27.30 shall report annually to the education committees of the legislature on the performance of  
27.31 teacher candidates on common core assessments of knowledge and skills under this paragraph  
27.32 during the most recent school year.

27.33 EFFECTIVE DATE. This section is effective July 1, 2018.

28.1 Sec. 4. Minnesota Statutes 2016, section 122A.18, subdivision 2b, is amended to read:

28.2 Subd. 2b. **Reading specialist.** ~~Not later than July 1, 2002,~~ The Professional Educator  
28.3 Licensing and Standards Board of Teaching must adopt rules providing for reading teacher  
28.4 licensure.

28.5 EFFECTIVE DATE. This section is effective July 1, 2018.

86.7 Subd. 3a. **Technology strategies.** All colleges and universities approved by the board  
86.8 of Teaching to prepare persons for classroom teacher licensure must include in their teacher  
86.9 preparation programs the knowledge and skills teacher candidates need to deliver digital  
86.10 and blended learning and curriculum and engage students with technology.

86.11 **EFFECTIVE DATE.** This section is effective January 1, 2018.

86.12 Sec. 8. Minnesota Statutes 2016, section 122A.18, subdivision 7a, is amended to read:

86.13 Subd. 7a. **Permission to substitute teach.** (a) The Professional Educator Licensing and  
86.14 Standards Board of Teaching may allow a person who is enrolled in and making satisfactory  
86.15 progress in a board-approved teacher program and who has successfully completed student  
86.16 teaching to be employed as a short-call substitute teacher.

86.17 (b) The Professional Educator Licensing and Standards Board of Teaching may issue a  
86.18 lifetime qualified short-call or long-call substitute teaching license to a person who:

86.19 (1) was a qualified teacher under section 122A.16 while holding a ~~professional five-year~~  
86.20 Tier 3 or Tier 4 teaching license issued by the board; under section 122A.181 and receives  
86.21 a retirement annuity from the Teachers Retirement Association or the St. Paul Teachers  
86.22 Retirement Fund Association;

86.23 (2) holds an out-of-state teaching license and receives a retirement annuity as a result  
86.24 of the person's teaching experience; or

86.25 (3) held a ~~professional five-year~~ Tier 3 or Tier 4 teaching license issued by the board,  
86.26 under section 122A.181, taught at least three school years in an accredited nonpublic school  
86.27 in Minnesota, and receives a retirement annuity as a result of the person's teaching experience.

86.28 A person holding a lifetime qualified short-call or long-call substitute teaching license is  
86.29 not required to complete continuing education clock hours. A person holding this license  
86.30 may reapply to the board for either:

87.1 (i) a ~~professional five-year~~ Tier 3 or Tier 4 teaching license under section 122A.181,  
87.2 and must again complete continuing education clock hours one school year after receiving  
87.3 the ~~professional five-year~~ Tier 3 or Tier 4 teaching license; or

87.4 (ii) a Tier 1 license under section 122A.181, provided that the candidate has a bachelor's  
87.5 degree, an associate's degree, or an appropriate professional credential in the content area  
87.6 the candidate will teach.

28.6 Sec. 5. Minnesota Statutes 2016, section 122A.18, subdivision 7a, is amended to read:

28.7 Subd. 7a. **Permission to substitute teach.** (a) The Professional Educator Licensing and  
28.8 Standards Board of Teaching may allow a person who is enrolled in and making satisfactory  
28.9 progress in a board-approved teacher program and who has successfully completed student  
28.10 teaching to be employed as a short-call substitute teacher.

28.11 (b) The Professional Educator Licensing and Standards Board of Teaching may issue a  
28.12 lifetime qualified short-call substitute teaching license to a person who:

28.13 (1) was a qualified teacher under section 122A.16 while holding a ~~professional five-year~~  
28.14 Tier 3 or Tier 4 teaching license issued by the board; under sections 122A.183 and 122A.184,  
28.15 respectively, and receives a retirement annuity from the Teachers Retirement Association  
28.16 or the St. Paul Teachers Retirement Fund Association;

28.17 (2) holds an out-of-state teaching license and receives a retirement annuity as a result  
28.18 of the person's teaching experience; or

28.19 (3) held a ~~professional five-year~~ Tier 3 or Tier 4 teaching license issued by the board,  
28.20 under sections 122A.183 and 122A.184, respectively, taught at least three school years in  
28.21 an accredited nonpublic school in Minnesota, and receives a retirement annuity as a result  
28.22 of the person's teaching experience.

28.23 A person holding a lifetime qualified short-call substitute teaching license is not required  
28.24 to complete continuing education clock hours. A person holding this license may reapply  
28.25 to the board for either:

28.26 (i) a ~~professional five-year~~ Tier 3 or Tier 4 teaching license under sections 122A.183  
28.27 and 122A.184, respectively, and must again complete continuing education clock hours one  
28.28 school year after receiving the ~~professional five-year~~ Tier 3 or Tier 4 teaching license; or

28.29 (ii) a Tier 1 license under section 122A.181, provided that the candidate has a bachelor's  
28.30 degree or an appropriate professional credential in the content area the candidate will teach.

87.7 **EFFECTIVE DATE.** This section is effective July 1, 2018.

87.8 Sec. 9. Minnesota Statutes 2016, section 122A.18, subdivision 7c, is amended to read:

87.9 Subd. 7c. **Temporary military license.** The Professional Educator Licensing and  
87.10 Standards Board ~~of Teaching~~ shall establish a temporary license in accordance with section  
87.11 197.4552 for teaching. The fee for a temporary license under this subdivision shall be \$87.90  
87.12 for an online application or \$86.40 for a paper application. The board must provide candidates  
87.13 for a license under this subdivision with information regarding the tiered licensure system  
87.14 provided in ~~section~~ 122A.181.

87.15 **EFFECTIVE DATE.** This section is effective July 1, 2018.

87.16 Sec. 10. Minnesota Statutes 2016, section 122A.18, subdivision 8, is amended to read:

87.17 Subd. 8. **Background checks.** (a) The Professional Educator Licensing and Standards  
87.18 Board ~~of Teaching and the commissioner of education~~ the Board of School Administrators  
87.19 must request a criminal history background check from the superintendent of the Bureau  
87.20 of Criminal Apprehension on all first-time teaching applicants for licenses under their  
87.21 jurisdiction. Applicants must include with their licensure applications:

87.22 (1) an executed criminal history consent form, including fingerprints; and

87.23 (2) a money order or cashier's check payable to the Bureau of Criminal Apprehension  
87.24 for the fee for conducting the criminal history background check.

87.25 (b) The superintendent of the Bureau of Criminal Apprehension shall perform the  
87.26 background check required under paragraph (a) by retrieving criminal history data as defined  
87.27 in section 13.87 and shall also conduct a search of the national criminal records repository.  
87.28 The superintendent is authorized to exchange fingerprints with the Federal Bureau of  
87.29 Investigation for purposes of the criminal history check. The superintendent shall recover  
87.30 the cost to the bureau of a background check through the fee charged to the applicant under  
87.31 paragraph (a).

88.1 (c) The Professional Educator Licensing and Standards Board ~~of Teaching~~ or the  
88.2 ~~commissioner of education~~ Board of School Administrators may issue a license pending  
88.3 completion of a background check under this subdivision, but must notify the individual  
88.4 that the individual's license may be revoked based on the result of the background check.  
88.5 The individual must notify the school district or charter school that employs the individual  
88.6 as a teacher that the individual's license has been revoked.

28.31 **EFFECTIVE DATE.** This section is effective July 1, 2018.

29.1 Sec. 6. Minnesota Statutes 2016, section 122A.18, subdivision 7c, is amended to read:

29.2 Subd. 7c. **Temporary military license.** The Professional Educator Licensing and  
29.3 Standards Board ~~of Teaching~~ shall establish a temporary license in accordance with section  
29.4 197.4552 for teaching. The fee for a temporary license under this subdivision shall be \$87.90  
29.5 for an online application or \$86.40 for a paper application. The board must provide candidates  
29.6 for a license under this subdivision with information regarding the tiered licensure system  
29.7 provided in ~~sections~~ 122A.18 to 122A.184.

29.8 **EFFECTIVE DATE.** This section is effective July 1, 2018.

29.9 Sec. 7. Minnesota Statutes 2016, section 122A.18, subdivision 8, is amended to read:

29.10 Subd. 8. **Background checks.** (a) The Professional Educator Licensing and Standards  
29.11 Board ~~of Teaching and the commissioner of education~~ the Board of School Administrators  
29.12 must request a criminal history background check from the superintendent of the Bureau  
29.13 of Criminal Apprehension on all first-time teaching applicants for licenses under their  
29.14 jurisdiction. Applicants must include with their licensure applications:

29.15 (1) an executed criminal history consent form, including fingerprints; and

29.16 (2) a money order or cashier's check payable to the Bureau of Criminal Apprehension  
29.17 for the fee for conducting the criminal history background check.

29.18 (b) The superintendent of the Bureau of Criminal Apprehension shall perform the  
29.19 background check required under paragraph (a) by retrieving criminal history data as defined  
29.20 in section 13.87 and shall also conduct a search of the national criminal records repository.  
29.21 The superintendent is authorized to exchange fingerprints with the Federal Bureau of  
29.22 Investigation for purposes of the criminal history check. The superintendent shall recover  
29.23 the cost to the bureau of a background check through the fee charged to the applicant under  
29.24 paragraph (a).

29.25 (c) The Professional Educator Licensing and Standards Board ~~of Teaching~~ or the  
29.26 ~~commissioner of education~~ Board of School Administrators may issue a license pending  
29.27 completion of a background check under this subdivision, but must notify the individual  
29.28 and the school district or charter school employing the individual that the individual's license  
29.29 may be revoked based on the result of the background check.

88.7 EFFECTIVE DATE. This section is effective July 1, 2018.

88.8 Sec. 11. [122A.181] TIERED LICENSURE SYSTEM.

88.9 Subdivision 1. Professional Educator Licensing and Standards Board to issue

88.10 licenses. (a) The Professional Educator Licensing and Standards Board must license teachers

88.11 as defined in section 122A.15, subdivision 1. The tiered licensure system supersedes the

88.12 licensure system implemented under Minnesota Statutes 2016, section 122A.18, and

88.13 Minnesota Rules, part 8710.0300.

88.14 (b) The Professional Educator Licensing and Standards Board must issue a license to

88.15 candidates who meet the qualifications prescribed by this chapter.

88.16 Subd. 2. Licensure tiers. The Professional Educator Licensing and Standards Board

88.17 must issue a license to candidates who meet the qualifications for the appropriate tier

88.18 according to the following table:

|       |                       |                 |                  |                                                        |
|-------|-----------------------|-----------------|------------------|--------------------------------------------------------|
| 88.19 | <u>License Name</u>   | <u>Duration</u> | <u>Renewal</u>   | <u>Qualifications</u>                                  |
| 88.20 | <u>Tier 1 license</u> | <u>One year</u> | <u>Unlimited</u> | <u>At least one of the following:</u>                  |
| 88.21 |                       |                 |                  | <u>(1) for a license to teach career and technical</u> |
| 88.22 |                       |                 |                  | <u>education, at least one of the following:</u>       |
| 88.23 |                       |                 |                  | <u>(i) an associate's degree in the content area;</u>  |
| 88.24 |                       |                 |                  | <u>(ii) professional credential; or</u>                |

29.30 EFFECTIVE DATE. This section is effective July 1, 2018.

30.24 Sec. 9. [122A.181] TIER 1 LICENSE.

30.25 Subdivision 1. Requirements. The Professional Educator Licensing and Standards

30.26 Board must issue a Tier 1 license to a candidate who provides information sufficient to

30.27 demonstrate each of the following:

31.4 (3) the candidate has completed the coursework required under subdivision 2.

31.1 (2) the candidate has completed a bachelor's or associate's degree, or obtained a

31.2 professional credential that the school district finds sufficient to teach in a specified content

31.3 area; and

FROM SUBDIVISION 2:



88.25 (iii) five years of work experience in the content  
88.26 area; or

88.27 (2) for a license to teach in a content area not  
88.28 included in clause (1), a baccalaureate degree.

88.29 A school board must confirm to the Professional  
88.30 Educator Licensing and Standards Board that  
88.31 it has attempted but is unable to hire a teacher  
88.32 with a Tier 2, 3, or 4 license for the position  
88.33 and that the candidate has the necessary skills  
88.34 and knowledge to teach in a specified content  
88.35 area.

88.36 A candidate meeting the above qualifications  
88.37 must be granted a Tier 1 license upon the  
88.38 request of the employing school board or charter  
88.39 school board.

89.1 Years worked with a Tier 1 license do not count  
89.2 toward the candidate's continuing contract under  
89.3 section 122A.40 or 122A.41.

89.4 Must participate in a school district's mentorship  
89.5 and evaluation program that includes an  
89.6 individual growth and development plan.

31.7 (1) three years of relevant work experience;

**FROM SUBDIVISION 1:**

30.28 (1) a school district or charter school has requested that the candidate be issued a license  
30.29 to teach in a specified content area. The school district or charter school must provide the  
30.30 board with confirmation that a criminal background check has been completed for any  
30.31 candidate for whom a teaching license has been requested;



- 31.5 Subd. 2. **Coursework.** (a) A candidate for a Tier 1 license must meet the coursework  
31.6 requirement by demonstrating completion of one of the following:
- 31.8 (2) 2,000 hours of relevant work experience within the preceding five years;
- 31.9 (3) at least eight upper division credits in the relevant content area;
- 31.10 (4) a passing score on all required licensure exams under section 122A.185;
- 31.11 (5) completion of human relations coursework under section 122A.186; or
- 31.12 (6) experience teaching in a field for which there is no license.
- 31.13 (b) For purposes of paragraph (a), "upper division" means classes normally taken at the  
31.14 junior or senior level of college which require substantial knowledge and skill in the field.  
31.15 Candidates must identify the upper division credits that fulfill the requirement in paragraph  
31.16 (a), clause (3).
- 31.17 Subd. 3. **Term of license.** The Professional Educator Licensing and Standards Board  
31.18 must issue an initial Tier 1 license for a term of one year. A Tier 1 license may be renewed  
31.19 three times. The board must issue rules setting forth the conditions for additional renewals  
31.20 after the initial license has been renewed three times. If the board fails to issue rules providing  
31.21 conditions for additional renewals, the board must renew a Tier 1 license to a candidate that  
31.22 meets the renewal requirements provided in statute.
- 31.23 Subd. 4. **Application.** The Professional Educator Licensing and Standards Board must  
31.24 accept applications for a Tier 1 teaching license beginning July 1 of the school year for  
31.25 which the license is requested and must issue or deny the Tier 1 teaching license within 30  
31.26 days of receiving the completed application.
- 31.27 Subd. 5. **Limitations on license.** (a) A Tier 1 license is limited to the content matter  
31.28 indicated on the application for the initial Tier 1 license under subdivision 1, clause (1), and  
31.29 limited to the district or charter school that requested the initial Tier 1 license.
- 31.30 (b) A Tier 1 license does not bring an individual within the definition of a teacher for  
31.31 purposes of section 122A.40, subdivision 1, or 122A.41, subdivision 1, clause (a).
- 32.1 (c) A Tier 1 license does not bring an individual within the definition of a "teacher"  
32.2 under section 179A.03, subdivision 18.
- 32.3 **EFFECTIVE DATE.** This section is effective July 1, 2018.

|       |                       |                  |                  |                                                                                                                                                        |
|-------|-----------------------|------------------|------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|
| 89.7  | <u>Tier 2 license</u> | <u>Two years</u> | <u>Up to two</u> | <u>Meets Tier 1 qualifications and at least one of the following:</u>                                                                                  |
| 89.8  |                       |                  |                  |                                                                                                                                                        |
| 89.9  |                       |                  |                  | <u>(1) enrolled in and making satisfactory progress in a Professional Educator Licensing and Standards Board-approved teacher preparation program;</u> |
| 89.10 |                       |                  |                  |                                                                                                                                                        |
| 89.11 |                       |                  |                  |                                                                                                                                                        |
| 89.12 |                       |                  |                  |                                                                                                                                                        |
| 89.13 |                       |                  |                  | <u>(2) passing scores on all required skills, content area, and pedagogy licensure exams; or</u>                                                       |
| 89.14 |                       |                  |                  |                                                                                                                                                        |

|       |                                                                                                                                                                                                                         |
|-------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 32.4  | Sec. 10. <u>[122A.182] TIER 2 LICENSE.</u>                                                                                                                                                                              |
| 32.5  | Subdivision 1. <b>Requirements.</b> <u>The Professional Educator Licensing and Standards Board must issue a Tier 2 license to a candidate who provides information sufficient to demonstrate each of the following:</u> |
| 32.6  |                                                                                                                                                                                                                         |
| 32.7  |                                                                                                                                                                                                                         |
| 32.8  | <u>(1) the candidate has completed a bachelor's degree, or obtained a professional credential that the school district finds sufficient to teach in a specified content area; and</u>                                   |
| 32.9  |                                                                                                                                                                                                                         |
| 32.10 | <u>(2) the candidate has completed the coursework required under subdivision 2, or is enrolled in an approved teacher preparation program.</u>                                                                          |
| 32.11 |                                                                                                                                                                                                                         |
| 32.12 | Subd. 2. <b>Coursework.</b> <u>(a) A candidate for a Tier 2 license must meet the coursework requirement by demonstrating completion of two of the following:</u>                                                       |
| 32.13 |                                                                                                                                                                                                                         |
| 32.14 | <u>(1) at least eight upper division credits in the relevant content area;</u>                                                                                                                                          |
| 32.15 | <u>(2) field-specific methods of training, including coursework;</u>                                                                                                                                                    |
| 32.16 | <u>(3) at least two years of teaching experience in a similar content area in any state, as determined by the board;</u>                                                                                                |
| 32.17 |                                                                                                                                                                                                                         |
| 32.18 | <u>(4) a passing score on all required licensure exams under section 122A.185;</u>                                                                                                                                      |
| 32.19 | <u>(5) completion of human relations coursework under section 122A.186; or</u>                                                                                                                                          |
| 32.20 | <u>(6) completion of a state-approved teacher preparation program.</u>                                                                                                                                                  |
| 32.21 | <u>(b) For purposes of paragraph (a), "upper division" means classes normally taken at the junior or senior level of college which require substantial knowledge and skill in the field.</u>                            |
| 32.22 | <u>Candidates must identify the upper division credits that fulfill the requirement in paragraph (a), clause (1).</u>                                                                                                   |
| 32.23 |                                                                                                                                                                                                                         |
| 32.24 |                                                                                                                                                                                                                         |

89.15                   (3) master's degree in content area.

89.16                   A school board must confirm that the candidate  
89.17                   has the necessary skills and knowledge to teach  
89.18                   in a specified content area.

89.19                   Years worked with a Tier 2 license only count  
89.20                   toward the candidate's continuing contract under  
89.21                   section 122A.40 or 122A.41 if the candidate  
89.22                   subsequently obtains a Tier 3 or Tier 4 license.

89.23                   Must participate in a school district's mentorship  
89.24                   and evaluation program that includes an  
89.25                   individual growth and development plan.

32.25                   Subd. 3. **Term of license.** The Professional Educator Licensing and Standards Board  
32.26                   must issue an initial Tier 2 license for a term of one year. A Tier 2 license may be renewed  
32.27                   three times. The board must issue rules setting forth the conditions for additional renewals  
32.28                   after the initial license has been renewed three times. If the board fails to issue rules providing  
32.29                   conditions for additional renewals, the board must renew a Tier 2 license to a candidate that  
32.30                   meets the renewal requirements provided in statute.

33.1                   Subd. 4. **Limitations on license.** A Tier 2 license shall not be construed to bring an  
33.2                   individual within the definition of a teacher for purposes of section 122A.40, subdivision  
33.3                   1, or 122A.41, subdivision 1, clause (a).

33.4                   Subd. 5. **Application toward probationary period.** A school district must count the  
33.5                   time that a teacher with a Tier 2 license works as a teacher while enrolled in a teacher  
33.6                   preparation program toward the three-year probationary period under section 122A.40,  
33.7                   subdivision 5, or 122A.41, subdivision 2.

33.8                   **EFFECTIVE DATE.** This section is effective July 1, 2018.

89.26 Tier 3 license Three years One Meets Tier 1 qualifications and at least one of  
89.27 the following:

89.28 (1) successful completion of a Professional  
89.29 Educator Licensing and Standards  
89.30 Board-approved teacher preparation program;

89.31 (2) successful completion of an out-of-state  
89.32 teacher preparation program that includes  
89.33 field-specific methods training and field-specific  
89.34 student teaching;

89.35 (3) an out-of-state professional teaching license  
89.36 in good standing;

89.37 (4) passing scores on all required skills, content  
89.38 area, and pedagogy licensure exams; or

33.9 Sec. 11. [122A.183] TIER 3 LICENSE.

33.10 Subdivision 1. **Requirements.** (a) The Professional Educator Licensing and Standards  
33.11 Board must issue a Tier 3 license to a candidate who provides information sufficient to  
33.12 demonstrate all of the following:

33.13 (1) the candidate has completed a bachelor's degree or obtained a professional credential  
33.14 in accordance with paragraph (b);

33.15 (2) the candidate has obtained a passing score on all required licensure exams under  
33.16 section 122A.185;

33.17 (3) the candidate has completed human relations coursework under section 122A.186;  
33.18 and

33.19 (4) the candidate has completed the coursework required under subdivision 2.

33.20 (b) In consultation with the Governor's Workforce Development Council established  
33.21 under section 116L.665, the board must establish a list of qualifying certifications, and may  
33.22 add additional professional certifications in consultation with school administrators, teachers,  
33.23 and other stakeholders.

89.39 (5) National Board for Professional Teaching  
89.40 Standards certification.

89.41 And meets at least one of the following criteria:

89.42 (1) 12 weeks of student teaching experience;

89.43 (2) two years of field-specific teaching  
89.44 experience; or

89.45 (3) completion of a comprehensive teacher  
89.46 mentoring program offered by a Minnesota  
89.47 school.

90.1 Must participate in a school district's evaluation  
90.2 program that includes an individual growth and  
90.3 development plan.

33.24 Subd. 2. **Coursework.** A candidate for a Tier 3 license must meet the coursework  
33.25 requirement by demonstrating completion of one of the following:

33.26 (1) a Minnesota-approved teacher preparation program;

33.27 (2) a state-approved teacher preparation program that includes field-specific student  
33.28 teaching equivalent to field-specific student teaching in Minnesota-approved teacher  
33.29 preparation programs. The field-specific student teaching requirement does not apply to a  
33.30 candidate that has two years of teaching experience; or

33.31 (3) a content-specific licensure portfolio.

34.1 Subd. 3. **Term of license.** The Professional Educator Licensing and Standards Board  
34.2 must issue an initial Tier 3 license for a term of three years. A Tier 3 license may be renewed  
34.3 every three years without limitation.

|       | <u>Tier 4 license</u> | <u>Five years</u> | <u>Unlimited</u> | <u>Meets Tier 3 qualifications and the following:</u>     |
|-------|-----------------------|-------------------|------------------|-----------------------------------------------------------|
| 90.4  |                       |                   |                  |                                                           |
| 90.5  |                       |                   |                  | <u>(1) at least three years teaching experience in</u>    |
| 90.6  |                       |                   |                  | <u>any state; and</u>                                     |
| 90.7  |                       |                   |                  | <u>(2) passing scores on all required skills, content</u> |
| 90.8  |                       |                   |                  | <u>area, and pedagogy licensure exams.</u>                |
| 90.9  |                       |                   |                  | <u>Must participate in a school district's evaluation</u> |
| 90.10 |                       |                   |                  | <u>program that includes an individual growth and</u>     |
| 90.11 |                       |                   |                  | <u>development plan.</u>                                  |
| 90.12 |                       |                   |                  |                                                           |
| 90.13 |                       |                   |                  |                                                           |
| 90.14 |                       |                   |                  |                                                           |
| 90.15 |                       |                   |                  |                                                           |

Subd. 3. **Assessment alternatives.** A Tier 3 or Tier 4 teacher licensure candidate that fails, after two attempts, to obtain a passing score on the board-adopted skills examination in reading, writing, and mathematics may demonstrate to the board that they have attained the required skills by either of the following:

34.4 **EFFECTIVE DATE.** This section is effective July 1, 2018.

34.5 Sec. 12. **[122A.184] TIER 4 LICENSE.**

34.6 Subdivision 1. **Requirements.** The Professional Educator Licensing and Standards  
34.7 Board must issue a Tier 4 license to a candidate who provides information sufficient to  
34.8 demonstrate all of the following:

34.9 (1) the candidate meets all requirements for a Tier 3 license under section 122A.183;

34.10 (2) the candidate has at least three years of teaching experience in Minnesota;

34.11 (3) the candidate has obtained a passing score on all required licensure exams under  
34.12 section 122A.185; and

34.13 (4) the candidate's most recent summative teacher evaluation did not result in placing  
34.14 or otherwise keeping the teacher in an improvement process pursuant to section 122A.40,  
34.15 subdivision 8, or 122A.41, subdivision 5.

34.16 Subd. 2. **Term of license.** The Professional Educator Licensing and Standards Board  
34.17 **must issue an initial Tier 4 license for a term of five years. A Tier 4 license may be renewed**  
34.18 **every five years without limitation.**

34.19 **EFFECTIVE DATE.** This section is effective July 1, 2018.

- 90.16        (1) completing a portfolio using board-adopted standards; or
- 90.17        (2) teaching for three years in a Minnesota school with at least one summative teacher
- 90.18 evaluation and showing satisfactory evidence of successful teaching according to section
- 90.19 122A.40, subdivision 8, or 122A.41, subdivision 5.
- 90.20        **EFFECTIVE DATE.** This section is effective July 1, 2018.

- 34.20    Sec. 13. **122A.185] TEACHER LICENSURE ASSESSMENT.**
- 34.21                Subdivision 1. **Tests.** (a) The Professional Educator Licensing and Standards Board
- 34.22 must adopt rules requiring a candidate to demonstrate a passing score on a board-adopted
- 34.23 examination of skills in reading, writing, and mathematics before being granted a Tier 4
- 34.24 teaching license under section 122A.184 to provide direct instruction to pupils in elementary,
- 34.25 secondary, or special education programs. Candidates may obtain a Tier 1, Tier 2, or Tier
- 34.26 3 license to provide direct instruction to pupils in elementary, secondary, or special education
- 34.27 programs if candidates meet the other requirements in section 122A.181, 122A.182, or
- 34.28 122A.183, respectively.
- 34.29                (b) The board must adopt rules requiring candidates for Tier 3 and Tier 4 licenses to
- 34.30 pass an examination of general pedagogical knowledge and examinations of licensure-specific
- 34.31 teaching skills.
- 35.1                (c) Candidates for initial Tier 3 and Tier 4 licenses to teach elementary students must
- 35.2 pass test items assessing the candidates' knowledge, skill, and ability in comprehensive,
- 35.3 scientifically based reading instruction under section 122A.06, subdivision 4, knowledge
- 35.4 and understanding of the foundations of reading development, development of reading
- 35.5 comprehension and reading assessment and instruction, and the ability to integrate that
- 35.6 knowledge and understanding into instruction strategies under section 122A.06, subdivision
- 35.7 4.
- 35.8                Subd. 2. **Passing scores.** The board must establish passing scores in all examinations
- 35.9 required for licensure.
- 35.10                Subd. 3. **Testing accommodations.** The board and the entity administering the content,
- 35.11 pedagogy, and skills examinations must allow any individual who produces documentation
- 35.12 of a disability in the form of an evaluation, 504 plan, or individual education program (IEP)
- 35.13 to receive the same testing accommodations on the content, pedagogy, and skills examinations
- 35.14 that the applicant received during the applicant's secondary or postsecondary education.



90.21 Sec. 12. [122A.187] EXPIRATION AND RENEWAL.

90.22 Subdivision 1. **License form requirements.** Each license issued under this chapter must  
90.23 bear the date of issue and the name of the state-approved teacher training provider or  
90.24 alternative teaching program, as applicable. Licenses must expire and be renewed according  
90.25 to rules adopted by the Professional Educator Licensing and Standards Board or the Board  
90.26 of School Administrators. Requirements for renewing a Tier 3 or Tier 4 license must include  
90.27 showing satisfactory evidence of successful teaching or administrative experience for at  
90.28 least one school year during the period covered by the license in grades or subjects for which  
90.29 the license is valid or completing such additional preparation as required under this section,  
90.30 or as the Professional Educator Licensing and Standards Board prescribes. The Board of  
90.31 School Administrators shall establish requirements for renewing the licenses of supervisory  
90.32 personnel except athletic coaches. The Professional Educator Licensing and Standards Board  
90.33 shall establish requirements for renewing the licenses of athletic coaches.

35.15 Subd. 4. **Remedial assistance.** (a) A board-approved teacher preparation program must  
35.16 make available upon request remedial assistance that includes a formal diagnostic component  
35.17 to persons enrolled in their institution who did not achieve a qualifying score on a  
35.18 board-adopted skills examination, including those for whom English is a second language.  
35.19 The teacher preparation programs must make available assistance in the specific academic  
35.20 areas of candidates' deficiency.

35.21 (b) School districts may make available upon request similar, appropriate, and timely  
35.22 remedial assistance that includes a formal diagnostic component to those persons employed  
35.23 by the district who completed their teacher education program, who did not achieve a  
35.24 qualifying score on a board-adopted skills examination, and who received a Tier 1, Tier 2,  
35.25 or Tier 3 license under sections 122A.181, 122A.182, or 122A.183, respectively, to teach  
35.26 in Minnesota.

35.27 **EFFECTIVE DATE.** This section is effective July 1, 2018.

35.28 Sec. 14. [122A.186] HUMAN RELATIONS.

35.29 The Professional Educator Licensing and Standards Board must adopt rules that provide  
35.30 how a candidate may meet the human relations coursework requirement. The board shall  
35.31 accept training programs completed through Peace Corps, VISTA, or Teacher Corps in lieu  
35.32 of completing the human relations component of a teacher preparation program for purposes  
35.33 of issuing or renewing a teaching license.

36.1 **EFFECTIVE DATE.** This section is effective July 1, 2018.

36.2 Sec. 15. [122A.187] EXPIRATION AND RENEWAL.

36.3 Subdivision 1. **License form requirements.** Each license issued under this chapter must  
36.4 bear the date of issue and the name of the state-approved teacher training provider or  
36.5 alternative teaching program, as applicable. Licenses must expire and be renewed according  
36.6 to rules adopted by the Professional Educator Licensing and Standards Board or the Board  
36.7 of School Administrators. Requirements for renewing a Tier 3 or Tier 4 license under  
36.8 sections 122A.183 and 122A.184, respectively, must include showing satisfactory evidence  
36.9 of successful teaching or administrative experience for at least one school year during the  
36.10 period covered by the license in grades or subjects for which the license is valid or completing  
36.11 such additional preparation as required under this section, or as the Professional Educator  
36.12 Licensing and Standards Board prescribes. The Board of School Administrators shall  
36.13 establish requirements for renewing the licenses of supervisory personnel except athletic  
36.14 coaches. The Professional Educator Licensing and Standards Board shall establish  
36.15 requirements for renewing the licenses of athletic coaches.

90.34 Subd. 2. **Professional growth.** (a) Applicants for license renewal for a Tier 3 or Tier 4  
90.35 license who have been employed as a teacher during the renewal period of the expiring  
90.36 license, as a condition of license renewal, must present to the Professional Educator Licensing  
91.1 and Standards Board evidence of work that demonstrates professional reflection and growth  
91.2 in best teaching practices, including among other things, practices in meeting the varied  
91.3 needs of English learners from young children to adults under section 124D.59, subdivisions  
91.4 2 and 2a.

91.5 (b) The Professional Educator Licensing and Standards Board must ensure that its teacher  
91.6 relicensing requirements include paragraph (a).

36.16 Subd. 2. **Professional growth.** (a) Applicants for license renewal for a Tier 3 or Tier 4  
36.17 license under sections 122A.183 and 122A.184, respectively, who have been employed as  
36.18 a teacher during the renewal period of the expiring license, as a condition of license renewal,  
36.19 must present to the Professional Educator Licensing and Standards Board evidence of work  
36.20 that demonstrates professional reflection and growth in best teaching practices, including  
36.21 among other things, practices in meeting the varied needs of English learners, from young  
36.22 children to adults under section 124D.59, subdivisions 2 and 2a. A teacher may satisfy the  
36.23 requirements of this paragraph by submitting the teacher's most recent summative evaluation  
36.24 or improvement plan under section 122A.40, subdivision 8, or 122A.41, subdivision 5.

36.25 (b) The Professional Educator Licensing and Standards Board must ensure that its teacher  
36.26 relicensing requirements include paragraph (a).

36.27 Subd. 3. **Behavior interventions.** The Professional Educator Licensing and Standards  
36.28 Board must adopt rules that require all licensed teachers who are renewing a Tier 3 or Tier  
36.29 4 teaching license under sections 122A.183 and 122A.184, respectively, to include in the  
36.30 renewal requirements further preparation in the areas of using positive behavior interventions  
36.31 and in accommodating, modifying, and adapting curricula, materials, and strategies to  
36.32 appropriately meet the needs of individual students and ensure adequate progress toward  
36.33 the state's graduation rule.

37.1 Subd. 4. **Reading preparation.** The Professional Educator Licensing and Standards  
37.2 Board must adopt rules that require all licensed teachers who are renewing a Tier 3 or Tier  
37.3 4 teaching license under sections 122A.183 and 122A.184, respectively, to include in the  
37.4 renewal requirements further reading preparation, consistent with section 122A.06,  
37.5 subdivision 4. The rules do not take effect until they are approved by law. Teachers who  
37.6 do not provide direct instruction including, at least, counselors, school psychologists, school  
37.7 nurses, school social workers, audiovisual directors and coordinators, and recreation  
37.8 personnel are exempt from this section.

37.9 Subd. 5. **Mental illness.** The Professional Educator Licensing and Standards Board must  
37.10 adopt rules that require all licensed teachers renewing a Tier 3 or Tier 4 teaching license  
37.11 under sections 122A.183 and 122A.184, respectively, to include in the renewal requirements  
37.12 at least one hour of suicide prevention best practices in each licensure renewal period based  
37.13 on nationally recognized evidence-based programs and practices, among the continuing  
37.14 education credits required to renew a license under this subdivision, and further preparation,  
37.15 first, in understanding the key warning signs of early-onset mental illness in children and  
37.16 adolescents and then, during subsequent licensure renewal periods, preparation may include  
37.17 providing a more in-depth understanding of students' mental illness trauma, accommodations  
37.18 for students' mental illness, parents' roles in addressing students' mental illness, Fetal Alcohol  
37.19 Spectrum Disorders, autism, the requirements of section 125A.0942 governing restrictive  
37.20 procedures, and de-escalation methods, among other similar topics.

91.7 **EFFECTIVE DATE.** This section is effective July 1, 2018.

91.8 Sec. 13. **[122A.188] LICENSURE DENIAL; APPEAL.**

91.9 Subdivision 1. **Denial letter.** (a) The Professional Educator Licensing and Standards

91.10 Board must inform a candidate within 30 days of receiving a completed application whether

91.11 the candidate's application for an initial teaching license or renewal of license has been

91.12 approved or denied. When an application is denied, the notification letter must inform the

91.13 candidate of the process for seeking review of the denial and of the appeals process provided

91.14 in this section, including all deadlines for seeking review of the denial decision and filing

91.15 an appeal. The notification letter must identify each licensure requirement the candidate

91.16 failed to meet.

91.17 (b) For purposes of this section, "denial" means denial of an initial license or a denial

91.18 of a renewal license. Denial of an initial license includes a grant of a license that is a lower

91.19 tier than the candidate applied for and denial of application for an additional field of licensure.

91.20 Subd. 2. **Review of denial.** A candidate whose license application is denied may seek

91.21 review of the denial by submitting a letter to the Professional Educator Licensing and

91.22 Standards Board within 30 calendar days of receipt of the denial letter. The candidate may

91.23 include any documentation necessary to demonstrate that the candidate meets the licensure

91.24 requirements. The board must review the denial within 60 calendar days of receipt of the

91.25 letter seeking review. If the board affirms the denial, the board must send the candidate a

91.26 letter identifying each licensure requirement the candidate failed to meet and informing the

91.27 candidate of the appeal process provided under this section.

91.28 Subd. 3. **Appeal.** A candidate whose application for license or license renewal has been

91.29 denied under subdivisions 1 and 2 may appeal the decision by filing a written request with

91.30 the Professional Educator Licensing and Standards Board within 30 days of notice that the

91.31 board has affirmed the denial of license. The board must then initiate a contested case under

91.32 the Administrative Procedure Act, sections 14.001 to 14.69.

91.33 **EFFECTIVE DATE.** This section is effective July 1, 2018.

92.1 Sec. 14. Minnesota Statutes 2016, section 122A.19, is amended to read:

92.2 **122A.19 BILINGUAL AND ENGLISH AS A SECOND LANGUAGE TEACHERS;**

92.3 **LICENSES.**

92.4 Subdivision 1. **Bilingual and English as a second language licenses.** The Professional

92.5 Educator Licensing and Standards Board ~~of Teaching~~, hereinafter the board, must grant

92.6 teaching licenses in bilingual education and English as a second language to persons who

92.7 present satisfactory evidence that they:

37.21 **EFFECTIVE DATE.** This section is effective July 1, 2018.

37.22 Sec. 16. **[122A.188] LICENSURE DENIAL; APPEAL.**

37.23 Subdivision 1. **Denial letter.** (a) The Professional Educator Licensing and Standards

37.24 Board must promptly inform all candidates whether the candidate's application for an initial

37.25 teaching license or renewal of license has been approved or denied. When an application

37.26 is denied, the notification letter must inform the candidate of the process for seeking review

37.27 of the denial and of the appeals process provided in this section, including all deadlines for

37.28 seeking review of the denial decision and filing an appeal. The notification letter must

37.29 identify each licensure requirement the candidate failed to meet.

37.30 (b) For purposes of this section, the term "denial" means denial of an initial license or

37.31 a denial of a renewal license. Denial of an initial license includes a grant of a license that

37.32 is a lower tier than the candidate applied for and denial of application for an additional field

37.33 of licensure.

38.1 Subd. 2. **Review of denial.** A candidate whose license application is denied may seek

38.2 review of the denial by submitting a letter to the Professional Educator Licensing and

38.3 Standards Board within 30 calendar days of receipt of the denial letter. The candidate may

38.4 include any documentation necessary to demonstrate that the candidate meets the licensure

38.5 requirements. The board must review the denial within 60 calendar days of receipt of the

38.6 letter seeking review. If the board affirms the denial, the board must send the candidate a

38.7 letter identifying each licensure requirement the candidate failed to meet and informing the

38.8 candidate of the appeal process provided under this section.

38.9 Subd. 3. **Appeal.** A candidate whose application for license or license renewal has been

38.10 denied under subdivisions 1 and 2 may appeal the decision by filing a written request with

38.11 the Professional Educator Licensing and Standards Board within 30 days of notice that the

38.12 board has affirmed the denial of license. The board must then initiate a contested case under

38.13 the Administrative Procedure Act, sections 14.001 to 14.69.

38.14 Sec. 17. Minnesota Statutes 2016, section 122A.19, is amended to read:

38.15 **122A.19 BILINGUAL AND ENGLISH AS A SECOND LANGUAGE TEACHERS;**

38.16 **LICENSES.**

38.17 Subdivision 1. **Bilingual and English as a second language licenses.** The Professional

38.18 Educator Licensing and Standards Board ~~of Teaching~~, hereinafter the board, must grant

38.19 teaching licenses in bilingual education and English as a second language to persons who

38.20 present satisfactory evidence that they:

92.8           ~~(a)~~ (1) possess competence and communicative skills in English and in another language;

92.9           ~~(b)~~ (2) possess a bachelor's degree or other academic degree approved by the board, and  
92.10 meet such requirements as to course of study and training as the board may prescribe,  
92.11 consistent with subdivision 4; and

92.12           (3) meet all other requirements for a teaching license provided in section 122A.18.

92.13           Subd. 2. **Persons holding general teaching licenses.** The board may license a person  
92.14 who holds a ~~general~~ teaching license in any tier under section 122A.181, and who presents  
92.15 the board with satisfactory evidence of competence and communicative skills in a language  
92.16 other than English under this section.

92.17           Subd. 4. **Teacher preparation programs.** For the purpose of licensing bilingual and  
92.18 English as a second language teachers, the board may approve programs at colleges or  
92.19 universities designed for their training. These programs must provide instruction in  
92.20 implementing research-based practices designed specifically for English learners. The  
92.21 programs must focus on developing English learners' academic language proficiency in  
92.22 English, including oral academic language, giving English learners meaningful access to  
92.23 the full school curriculum, developing culturally relevant teaching practices appropriate for  
92.24 immigrant students, and providing more intensive instruction and resources to English  
92.25 learners with lower levels of academic English proficiency and varied needs, consistent  
92.26 with section 124D.59, subdivisions 2 and 2a.

92.27           Subd. 5. **Persons eligible for employment.** Any person licensed under this section is  
92.28 eligible for employment by a school board as a teacher in a bilingual education or English  
92.29 as a second language program in which the language for which the person is licensed is  
92.30 taught or used as a medium of instruction. A board may prescribe only those additional  
92.31 qualifications for teachers licensed under this section that are approved by the board ~~of~~  
92.32 ~~teaching.~~

93.1           Subd. 6. **Affirmative efforts in hiring.** In hiring for all bilingual education program  
93.2 positions, districts must give preference to and make affirmative efforts to seek, recruit, and

38.21           ~~(a)~~ (1) possess competence and communicative skills in English and in another language;  
38.22 and

38.23           ~~(b)~~ (2) possess a bachelor's degree or other academic degree approved by the board, and  
38.24 meet such requirements as to course of study and training as the board may prescribe,  
38.25 consistent with subdivision 4; and

38.26           Subd. 2. **Persons holding general teaching licenses.** The board may license a person  
38.27 who holds a ~~general~~ teaching license in any tier under sections 122A.181 to 122A.184,  
38.28 respectively, and who presents the board with satisfactory evidence of competence and  
38.29 communicative skills in a language other than English under this section.

38.30           Subd. 4. **Teacher preparation programs.** (a) For the purpose of licensing bilingual  
38.31 and English as a second language teachers, the board may approve programs at colleges or  
38.32 universities designed for their training. ~~These~~

39.1           (b) Programs that prepare English as a second language teachers must provide instruction  
39.2 in implementing research-based practices designed specifically for English learners. The  
39.3 programs must focus on developing English learners' academic language proficiency in  
39.4 English, including oral academic language, giving English learners meaningful access to  
39.5 the full school curriculum, developing culturally relevant teaching practices appropriate for  
39.6 immigrant students, and providing more intensive instruction and resources to English  
39.7 learners with lower levels of academic English proficiency and varied needs, consistent  
39.8 with section 124D.59, subdivisions 2 and 2a.

39.9           Subd. 5. **Persons eligible for employment.** Any person licensed under this section is  
39.10 eligible for employment by a school board as a teacher in a bilingual education or English  
39.11 as a second language program in which the language for which the person is licensed is  
39.12 taught or used as a medium of instruction. A board may prescribe only those additional  
39.13 qualifications for teachers licensed under this section that are approved by the board ~~of~~  
39.14 ~~teaching.~~

39.15           Subd. 6. **Affirmative efforts in hiring.** In hiring for all bilingual education program  
39.16 positions, districts must give preference to and make affirmative efforts to seek, recruit, and

93.3 employ persons who (1) are native speakers of the language which is the medium of  
93.4 instruction in the bilingual education program or share a native language with the majority  
93.5 of their students, and (2) share the culture of the English learners enrolled in the program.  
93.6 The district shall provide procedures for involving the parent advisory committees in  
93.7 designing the procedures for recruiting, screening, and selecting applicants. This section  
93.8 must not be construed to limit the school board's authority to hire and discharge personnel.

93.9 **EFFECTIVE DATE.** This section is effective July 1, 2018.

93.10 Sec. 15. Minnesota Statutes 2016, section 122A.20, subdivision 1, is amended to read:

93.11 Subdivision 1. **Grounds for revocation, suspension, or denial.** (a) The Professional  
93.12 Educator Licensing and Standards Board of Teaching or Board of School Administrators,  
93.13 whichever has jurisdiction over a teacher's licensure, may, on the written complaint of the  
93.14 school board employing a teacher, a teacher organization, or any other interested person,  
93.15 refuse to issue, refuse to renew, suspend, or revoke a teacher's license to teach for any of  
93.16 the following causes:

93.17 (1) immoral character or conduct;

93.18 (2) failure, without justifiable cause, to teach for the term of the teacher's contract;

93.19 (3) gross inefficiency or willful neglect of duty;

93.20 (4) failure to meet licensure requirements; or

93.21 (5) fraud or misrepresentation in obtaining a license.

93.22 The written complaint must specify the nature and character of the charges.

93.23 (b) The Professional Educator Licensing and Standards Board of Teaching or Board of  
93.24 School Administrators, whichever has jurisdiction over a teacher's licensure, shall refuse  
93.25 to issue, refuse to renew, or automatically revoke a teacher's license to teach without the  
93.26 right to a hearing upon receiving a certified copy of a conviction showing that the teacher  
93.27 has been convicted of child abuse, as defined in section 609.185, sex trafficking in the first  
93.28 degree under section 609.322, subdivision 1, sex trafficking in the second degree under  
93.29 section 609.322, subdivision 1a, engaging in hiring, or agreeing to hire a minor to engage  
93.30 in prostitution under section 609.324, subdivision 1, sexual abuse under section 609.342,  
93.31 609.343, 609.344, 609.345, 609.3451, subdivision 3, or 617.23, subdivision 3, solicitation  
93.32 of children to engage in sexual conduct or communication of sexually explicit materials to  
94.1 children under section 609.352, interference with privacy under section 609.746 or stalking

39.17 employ persons who (1) are native speakers of the language which is the medium of  
39.18 instruction in the bilingual education program or share a native language with the majority  
39.19 of their students, and (2) share the culture of the English learners enrolled in the program.  
39.20 The district shall provide procedures for involving the parent advisory committees in  
39.21 designing the procedures for recruiting, screening, and selecting applicants. This section  
39.22 must not be construed to limit the school board's authority to hire and discharge personnel.

39.23 **EFFECTIVE DATE.** This section is effective July 1, 2018.

39.24 Sec. 18. Minnesota Statutes 2016, section 122A.20, is amended to read:

39.25 **122A.20 SUSPENSION OR REVOCATION OF LICENSES.**

39.26 Subdivision 1. **Grounds for revocation, suspension, or denial.** (a) The Professional  
39.27 Educator Licensing and Standards Board of Teaching or Board of School Administrators,  
39.28 whichever has jurisdiction over a teacher's licensure, may, on the written complaint of the  
39.29 school board employing a teacher, a teacher organization, or any other interested person,  
39.30 refuse to issue, refuse to renew, suspend, or revoke a teacher's license to teach for any of  
39.31 the following causes:

39.32 (1) immoral character or conduct;

39.33 (2) failure, without justifiable cause, to teach for the term of the teacher's contract;

40.1 (3) gross inefficiency or willful neglect of duty;

40.2 (4) failure to meet licensure requirements; or

40.3 (5) fraud or misrepresentation in obtaining a license.

40.4 The written complaint must specify the nature and character of the charges.

40.5 (b) The Professional Educator Licensing and Standards Board of Teaching or Board of  
40.6 School Administrators, whichever has jurisdiction over a teacher's licensure, shall refuse  
40.7 to issue, refuse to renew, or automatically revoke a teacher's license to teach without the  
40.8 right to a hearing upon receiving a certified copy of a conviction showing that the teacher  
40.9 has been convicted of child abuse, as defined in section 609.185, sex trafficking in the first  
40.10 degree under section 609.322, subdivision 1, sex trafficking in the second degree under  
40.11 section 609.322, subdivision 1a, engaging in hiring, or agreeing to hire a minor to engage  
40.12 in prostitution under section 609.324, subdivision 1, sexual abuse under section 609.342,  
40.13 609.343, 609.344, 609.345, 609.3451, subdivision 3, or 617.23, subdivision 3, solicitation  
40.14 of children to engage in sexual conduct or communication of sexually explicit materials to  
40.15 children under section 609.352, interference with privacy under section 609.746 or stalking

94.2 under section 609.749 and the victim was a minor, using minors in a sexual performance  
94.3 under section 617.246, possessing pornographic works involving a minor under section  
94.4 617.247, or any other offense not listed in this paragraph that requires the person to register  
94.5 as a predatory offender under section 243.166, or a crime under a similar law of another  
94.6 state or the United States. The board shall send notice of this licensing action to the district  
94.7 in which the teacher is currently employed.

94.8 (c) A person whose license to teach has been revoked, not issued, or not renewed under  
94.9 paragraph (b), may petition the board to reconsider the licensing action if the person's  
94.10 conviction for child abuse or sexual abuse is reversed by a final decision of the Court of  
94.11 Appeals or the Supreme Court or if the person has received a pardon for the offense. The  
94.12 petitioner shall attach a certified copy of the appellate court's final decision or the pardon  
94.13 to the petition. Upon receiving the petition and its attachment, the board shall schedule and  
94.14 hold a disciplinary hearing on the matter under section 214.10, subdivision 2, unless the  
94.15 petitioner waives the right to a hearing. If the board finds that, notwithstanding the reversal  
94.16 of the petitioner's criminal conviction or the issuance of a pardon, the petitioner is disqualified  
94.17 from teaching under paragraph (a), clause (1), the board shall affirm its previous licensing  
94.18 action. If the board finds that the petitioner is not disqualified from teaching under paragraph  
94.19 (a), clause (1), it shall reverse its previous licensing action.

94.20 (d) For purposes of this subdivision, the Professional Educator Licensing and Standards  
94.21 Board of Teaching is delegated the authority to suspend or revoke coaching licenses.

94.22 **EFFECTIVE DATE.** This section is effective July 1, 2018.

94.23 Sec. 16. Minnesota Statutes 2016, section 122A.20, subdivision 2, is amended to read:

94.24 Subd. 2. **Mandatory reporting.** A school board must report to the Professional Educator  
94.25 Licensing and Standards Board of Teaching, the Board of School Administrators, or the  
94.26 Board of Trustees of the Minnesota State Colleges and Universities, whichever has  
94.27 jurisdiction over the teacher's or administrator's license, when its teacher or administrator  
94.28 is discharged or resigns from employment after a charge is filed with the school board under  
94.29 section 122A.41, subdivisions 6, clauses (1), (2), and (3), and 7, or after charges are filed  
94.30 that are grounds for discharge under section 122A.40, subdivision 13, paragraph (a), clauses  
94.31 (1) to (5), or when a teacher or administrator is suspended or resigns while an investigation  
94.32 is pending under section 122A.40, subdivision 13, paragraph (a) clauses (1) to (5); 122A.41,  
94.33 subdivisions 6, clauses (1), (2), and (3), and 7; or 626.556, or when a teacher or administrator  
94.34 is suspended without an investigation under section 122A.41, subdivisions 6, paragraph (a),  
95.1 clauses (1), (2), and (3), and 7; or 626.556. The report must be made to the appropriate  
95.2 licensing board within ten days after the discharge, suspension, or resignation has occurred.  
95.3 The licensing board to which the report is made must investigate the report for violation of  
95.4 subdivision 1 and the reporting board must cooperate in the investigation. Notwithstanding  
95.5 any provision in chapter 13 or any law to the contrary, upon written request from the licensing

40.16 under section 609.749 and the victim was a minor, using minors in a sexual performance  
40.17 under section 617.246, possessing pornographic works involving a minor under section  
40.18 617.247, or any other offense not listed in this paragraph that requires the person to register  
40.19 as a predatory offender under section 243.166, or a crime under a similar law of another  
40.20 state or the United States. The board shall send notice of this licensing action to the district  
40.21 in which the teacher is currently employed.

40.22 (c) A person whose license to teach has been revoked, not issued, or not renewed under  
40.23 paragraph (b), may petition the board to reconsider the licensing action if the person's  
40.24 conviction for child abuse or sexual abuse is reversed by a final decision of the Court of  
40.25 Appeals or the Supreme Court or if the person has received a pardon for the offense. The  
40.26 petitioner shall attach a certified copy of the appellate court's final decision or the pardon  
40.27 to the petition. Upon receiving the petition and its attachment, the board shall schedule and  
40.28 hold a disciplinary hearing on the matter under section 214.10, subdivision 2, unless the  
40.29 petitioner waives the right to a hearing. If the board finds that, notwithstanding the reversal  
40.30 of the petitioner's criminal conviction or the issuance of a pardon, the petitioner is disqualified  
40.31 from teaching under paragraph (a), clause (1), the board shall affirm its previous licensing  
40.32 action. If the board finds that the petitioner is not disqualified from teaching under paragraph  
40.33 (a), clause (1), it shall reverse its previous licensing action.

41.1 (d) For purposes of this subdivision, the Professional Educator Licensing and Standards  
41.2 Board of Teaching is delegated the authority to suspend or revoke coaching licenses.

41.3 Subd. 2. **Mandatory reporting.** (a) A school board must report to the Professional  
41.4 Educator Licensing and Standards Board of Teaching, the Board of School Administrators,  
41.5 or the Board of Trustees of the Minnesota State Colleges and Universities, whichever has  
41.6 jurisdiction over the teacher's or administrator's license, when its teacher or administrator  
41.7 is discharged or resigns from employment after a charge is filed with the school board under  
41.8 section 122A.41, subdivisions 6, clauses (1), (2), and (3), and 7, or after charges are filed  
41.9 that are grounds for discharge under section 122A.40, subdivision 13, paragraph (a), clauses  
41.10 (1) to (5), or when a teacher or administrator is suspended or resigns while an investigation  
41.11 is pending under section 122A.40, subdivision 13, paragraph (a) clauses (1) to (5); 122A.41,  
41.12 subdivisions 6, clauses (1), (2), and (3), and 7; or 626.556, or when a teacher or administrator  
41.13 is suspended without an investigation under section 122A.41, subdivisions 6, paragraph (a),  
41.14 clauses (1), (2), and (3), and 7; or 626.556. The report must be made to the appropriate  
41.15 licensing board within ten days after the discharge, suspension, or resignation has occurred.  
41.16 The licensing board to which the report is made must investigate the report for violation of  
41.17 subdivision 1 and the reporting board must cooperate in the investigation. Notwithstanding  
41.18 any provision in chapter 13 or any law to the contrary, upon written request from the licensing

95.6 board having jurisdiction over the license, a board or school superintendent shall provide  
95.7 the licensing board with information about the teacher or administrator from the district's  
95.8 files, any termination or disciplinary proceeding, any settlement or compromise, or any  
95.9 investigative file. Upon written request from the appropriate licensing board, a board or  
95.10 school superintendent may, at the discretion of the board or school superintendent, solicit  
95.11 the written consent of a student and the student's parent to provide the licensing board with  
95.12 information that may aid the licensing board in its investigation and license proceedings.  
95.13 The licensing board's request need not identify a student or parent by name. The consent  
95.14 of the student and the student's parent must meet the requirements of chapter 13 and Code  
95.15 of Federal Regulations, title 34, section 99.30. The licensing board may provide a consent  
95.16 form to the district. Any data transmitted to any board under this section is private data  
95.17 under section 13.02, subdivision 12, notwithstanding any other classification of the data  
95.18 when it was in the possession of any other agency.

95.19       The licensing board to which a report is made must transmit to the Attorney General's  
95.20 Office any record or data it receives under this subdivision for the sole purpose of having  
95.21 the Attorney General's Office assist that board in its investigation. When the Attorney  
95.22 General's Office has informed an employee of the appropriate licensing board in writing  
95.23 that grounds exist to suspend or revoke a teacher's license to teach, that licensing board  
95.24 must consider suspending or revoking or decline to suspend or revoke the teacher's or  
95.25 administrator's license within 45 days of receiving a stipulation executed by the teacher or  
95.26 administrator under investigation or a recommendation from an administrative law judge  
95.27 that disciplinary action be taken.

95.28       **EFFECTIVE DATE.** This section is effective July 1, 2018.

41.19 board having jurisdiction over the license, a board or school superintendent shall provide  
41.20 the licensing board with information about the teacher or administrator from the district's  
41.21 files, any termination or disciplinary proceeding, any settlement or compromise, or any  
41.22 investigative file. Upon written request from the appropriate licensing board, a board or  
41.23 school superintendent may, at the discretion of the board or school superintendent, solicit  
41.24 the written consent of a student and the student's parent to provide the licensing board with  
41.25 information that may aid the licensing board in its investigation and license proceedings.  
41.26 The licensing board's request need not identify a student or parent by name. The consent  
41.27 of the student and the student's parent must meet the requirements of chapter 13 and Code  
41.28 of Federal Regulations, title 34, section 99.30. The licensing board may provide a consent  
41.29 form to the district. Any data transmitted to any board under this section is private data  
41.30 under section 13.02, subdivision 12, notwithstanding any other classification of the data  
41.31 when it was in the possession of any other agency.

41.32       **(b)** The licensing board to which a report is made must transmit to the Attorney General's  
41.33 Office any record or data it receives under this subdivision for the sole purpose of having  
41.34 the Attorney General's Office assist that board in its investigation. When the Attorney  
41.35 General's Office has informed an employee of the appropriate licensing board in writing  
42.1 that grounds exist to suspend or revoke a teacher's license to teach, that licensing board  
42.2 must consider suspending or revoking or decline to suspend or revoke the teacher's or  
42.3 administrator's license within 45 days of receiving a stipulation executed by the teacher or  
42.4 administrator under investigation or a recommendation from an administrative law judge  
42.5 that disciplinary action be taken.

42.6       **(c) The Professional Educator Licensing and Standards Board and Board of School**  
42.7 **Administrators must report to the appropriate law enforcement authorities a revocation,**  
42.8 **suspension, or agreement involving a loss of license, relating to a teacher or administrator's**  
42.9 **inappropriate sexual conduct with a minor. For purposes of this section, "law enforcement**  
42.10 **authority" means a police department, county sheriff, or tribal police department. A report**  
42.11 **by the Professional Educator Licensing and Standards Board to appropriate law enforcement**  
42.12 **authorities does not diminish, modify, or otherwise affect the responsibilities of a school**  
42.13 **board or any person mandated to report abuse under section 626.556.**

42.14       Subd. 3. **Immunity from liability.** A school board, its members in their official capacity,  
42.15 and employees of the district run by the board are immune from civil or criminal liability  
42.16 for reporting or cooperating as required under subdivision 2, if their actions required under  
42.17 subdivision 2 are done in good faith and with due care.

42.18       **EFFECTIVE DATE.** This section is effective July 1, 2018.



95.29 Sec. 17. Minnesota Statutes 2016, section 122A.21, subdivision 2, is amended to read:

95.30 Subd. 2. **Licensure via portfolio.** (a) The Professional Educator Licensing and Standards  
95.31 Board must develop a process for an eligible candidate ~~may use licensure via portfolio~~ to  
95.32 obtain a professional five-year teaching any teacher license under section 122A.181, or to  
95.33 add a licensure field, consistent with applicable Board of Teaching licensure rules via  
95.34 portfolio.

96.1 (b) A candidate for a professional five-year teaching license must submit to the Educator  
96.2 Licensing Division at the department board one portfolio demonstrating pedagogical  
96.3 competence and one portfolio demonstrating content competence.

96.4 (c) A candidate seeking to add a licensure field must submit to the Educator Licensing  
96.5 Division at the department board one portfolio demonstrating content competence for each  
96.6 field the candidate seeks to add.

96.7 (d) The board of Teaching must notify a candidate who submits a portfolio under  
96.8 paragraph (b) or (c) within 90 calendar days after the portfolio is received whether or not  
96.9 the portfolio was approved. If the portfolio was not approved, the board must immediately  
96.10 inform the candidate how to revise the portfolio to successfully demonstrate the requisite  
96.11 competence. The candidate may resubmit a revised portfolio at any time and the Educator  
96.12 Licensing Division at the department board must approve or disapprove the revised portfolio  
96.13 within 60 calendar days of receiving it.

96.14 (e) A candidate must pay to the executive secretary of the board of Teaching a \$300 fee  
96.15 for the first portfolio submitted for review and a \$200 fee for any portfolio submitted  
96.16 subsequently. The revenue generated from the fee must be deposited in an education licensure  
96.17 portfolio account in the special revenue fund. The fees set by the board of Teaching are  
96.18 nonrefundable for applicants not qualifying for a license. The board of Teaching may waive  
96.19 or reduce fees for candidates based on financial need.

96.20 **EFFECTIVE DATE.** This section is effective January 1, 2018.

96.21 Sec. 18. Minnesota Statutes 2016, section 122A.23, subdivision 3, is amended to read:

96.22 Subd. 3. **Teacher licensure agreements with adjoining states.** (a) Notwithstanding  
96.23 any other law to the contrary, the Professional Educator Licensing and Standards Board ~~of~~  
96.24 ~~Teaching~~ must enter into a National Association of State Directors of Teacher Education  
96.25 and Certification (NASDTEC) interstate agreement and other interstate agreements for  
96.26 teacher licensure to allow fully certified teachers from adjoining states to transfer their  
96.27 certification to Minnesota. The board must enter into these interstate agreements only after

30.1 Sec. 8. Minnesota Statutes 2016, section 122A.18, is amended by adding a subdivision to  
30.2 read:

30.3 Subd. 10. **Licensure via portfolio.** (a) The Professional Educator Licensing and Standards  
30.4 Board must adopt rules establishing a process for an eligible candidate to obtain any teacher  
30.5 license under subdivision 1, or to add a licensure field, via portfolio. The portfolio licensure  
30.6 application process must be consistent with the requirements in this subdivision.

30.7 (b) A candidate for a license must submit to the board one portfolio demonstrating  
30.8 pedagogical competence and one portfolio demonstrating content competence.

30.9 (c) A candidate seeking to add a licensure field must submit to the board one portfolio  
30.10 demonstrating content competence for each licensure field the candidate seeks to add.

30.11 (d) The board must notify a candidate who submits a portfolio under paragraph (b) or  
30.12 (c) within 90 calendar days after the portfolio is received whether or not the portfolio is  
30.13 approved. If the portfolio is not approved, the board must immediately inform the candidate  
30.14 how to revise the portfolio to successfully demonstrate the requisite competence. The  
30.15 candidate may resubmit a revised portfolio at any time and the board must approve or  
30.16 disapprove the revised portfolio within 60 calendar days of receiving it.

30.17 (e) A candidate must pay to the executive secretary of the board a \$300 fee for the first  
30.18 portfolio submitted for review and a \$200 fee for any portfolio submitted subsequently. The  
30.19 revenue generated from the fee must be deposited in an education licensure portfolio account  
30.20 in the special revenue fund. The fees set by the board are nonrefundable for applicants not  
30.21 qualifying for a license. The board may waive or reduce fees for candidates based on financial  
30.22 need.

30.23 **EFFECTIVE DATE.** This section is effective July 1, 2018.

42.19 Sec. 19. Minnesota Statutes 2016, section 122A.23, subdivision 3, is amended to read:

42.20 Subd. 3. **Teacher licensure agreements with adjoining states.** (a) Notwithstanding  
42.21 any other law to the contrary, the Professional Educator Licensing and Standards Board ~~of~~  
42.22 ~~Teaching~~ must enter into a National Association of State Directors of Teacher Education  
42.23 and Certification (NASDTEC) interstate agreement and other interstate agreements for  
42.24 teacher licensure to allow fully certified teachers from adjoining states to transfer their  
42.25 certification to Minnesota. The board must enter into these interstate agreements only after

96.28 determining that the rigor of the teacher licensure or certification requirements in the  
96.29 adjoining state is commensurate with the rigor of Minnesota's teacher licensure requirements.  
96.30 The board may limit an interstate agreement to particular content fields or grade levels based  
96.31 on established priorities or identified shortages. This subdivision does not apply to  
96.32 out-of-state applicants holding only a provisional teaching license.

97.1 (b) The Professional Educator Licensing and Standards Board ~~of Teaching~~ must work  
97.2 with designated authorities in adjoining states to establish interstate teacher licensure  
97.3 agreements under this section.

97.4 **EFFECTIVE DATE.** This section is effective July 1, 2018.

97.5 Sec. 19. **122A.2451] ALTERNATIVE TEACHER PREPARATION PROVIDERS**  
97.6 **AND PROGRAMS.**

97.7 Subdivision 1. **Definitions.** (a) "Provider" or "unit" means an eligible entity that seeks  
97.8 or has obtained approval for an alternative teacher preparation program consistent with this  
97.9 section.

97.10 (b) "Program" means content provided by a provider that leads toward licensure in a  
97.11 specific content area.

97.12 Subd. 2. **Purpose.** To provide alternative pathways toward Minnesota teacher licensure  
97.13 outside of the traditional means, to improve ethnic and cultural diversity in the classroom,  
97.14 and to close the achievement gap, the Professional Educator Licensing and Standards Board  
97.15 must approve qualified teacher preparation providers and programs under this section that  
97.16 are a means to acquire a Tier 2 license under section 122A.181 and prepare for acquiring a  
97.17 Tier 3 license under section 122A.181.

97.18 Subd. 3. **Eligibility.** A school district, charter school, or nonprofit corporation organized  
97.19 under chapter 317A for an education-related purpose is eligible to participate under this  
97.20 section. An eligible entity may apply for provider and program approval simultaneously.

42.26 determining that the rigor of the teacher licensure or certification requirements in the  
42.27 adjoining state is commensurate with the rigor of Minnesota's teacher licensure requirements.  
42.28 The board may limit an interstate agreement to particular content fields or grade levels based  
42.29 on established priorities or identified shortages. This subdivision does not apply to  
42.30 out-of-state applicants holding only a provisional teaching license.

42.31 (b) The Professional Educator Licensing and Standards Board ~~of Teaching~~ must work  
42.32 with designated authorities in adjoining states to establish interstate teacher licensure  
42.33 agreements under this section.

43.1 **EFFECTIVE DATE.** This section is effective July 1, 2018.

43.2 Sec. 20. **Minnesota Statutes 2016, section 122A.245, subdivision 1, is amended to read:**

43.3 Subdivision 1. **Requirements.** (a) To improve academic excellence, improve ethnic and  
43.4 cultural diversity in the classroom, and close the academic achievement gap, the ~~Board of~~  
43.5 ~~Teaching~~ Professional Educator Licensing and Standards Board must approve qualified  
43.6 teacher preparation programs under this section that are a means to acquire a ~~two-year~~  
43.7 ~~preliminary teacher~~ license, ~~which the board may renew one time for an additional one-year~~  
43.8 ~~term, and to prepare for acquiring a professional five-year license.~~ The following entities  
43.9 are eligible to participate and seek approval under this section:

43.10 (1) a school district;

43.11 (2) charter school; or

43.12 (3) nonprofit corporation organized under chapter 317A for an education-related purpose  
43.13 that forms a partnership with a college or university that has a board-approved alternative  
43.14 teacher preparation program; or.

43.15 (2) a school district or charter school, after consulting with a college or university with  
43.16 a board-approved teacher preparation program, that forms a partnership with a nonprofit

- 97.21 Subd. 4. **Provider approval.** An eligible entity must be approved as a provider before  
97.22 being approved to provide programs toward licensure. The Professional Educator Licensing  
97.23 and Standards Board must approve eligible entities under subdivision 3 that meet the  
97.24 following requirements:
- 97.25 (1) has evidence and a history of fiscal solvency, capacity, and operation;
- 97.26 (2) has evidence of necessary infrastructure to provide accurate, timely, and secure data  
97.27 for the purposes of admission, candidate monitoring, testing, background checks, and license  
97.28 recommendations;
- 97.29 (3) has policies and procedures in place ensuring the security of candidate records under  
97.30 the federal Family Educational Rights and Privacy Act;
- 97.31 (4) has the instructional capacity or ability to obtain the instructional capacity to provide  
97.32 an adequate instructional phase under subdivision 5; and
- 98.1 (5) meets all other board-adopted rules for teacher preparation providers.

- 43.17 corporation organized under chapter 317A for an education-related purpose that has a  
43.18 board-approved teacher preparation program.
- 43.19 (b) Before becoming a teacher of record, a candidate must:
- 43.20 (1) have a bachelor's degree with a 3.0 or higher grade point average unless the board  
43.21 waives the grade point average requirement based on board-adopted criteria adopted by  
43.22 January 1, 2016;
- 43.23 (2) demonstrate a passing score on a board-adopted reading, writing, and mathematics  
43.24 skills examination under section 122A.09, subdivision 4, paragraph (b); and
- 43.25 (3) obtain qualifying scores on applicable board-approved rigorous content area and  
43.26 pedagogy examinations under section 122A.09, subdivision 4, paragraph (c);
- 43.27 ~~(e)~~ (b) The Board of Teaching Professional Educator Licensing and Standards Board  
43.28 must issue a two-year preliminary Tier 2 teacher license to a person who enrolls in an  
43.29 alternative teacher preparation program.

- 44.1 Sec. 21. Minnesota Statutes 2016, section 122A.245, subdivision 2, is amended to read:

98.2 Subd. 5. **Program approval.** The board must approve programs offered by approved  
98.3 providers based on nontraditional criteria. An approved program must have the following  
98.4 characteristics:

98.5 (1) an instructional phase that provides intensive preparation and observed classroom  
98.6 experience that is commensurate with the scope of licensure standards defined under rule,  
98.7 before the teacher candidate assumes classroom responsibilities;

98.8 (2) a research-based and results-oriented approach focused on best teaching practices  
98.9 to increase student proficiency and growth measured against state academic standards;

98.10 (3) a strategy to combine pedagogy and best teaching practices to better inform teacher  
98.11 candidates' classroom instruction;

98.12 (4) provide assessment, supervision, and evaluation of teacher candidates to determine  
98.13 their specific needs throughout the program, and to support efforts to successfully complete  
98.14 the program;

98.15 (5) provide intensive and ongoing professional learning opportunities that accelerate  
98.16 teacher candidates' professional growth, support student learning, and provide a workplace  
98.17 orientation, professional staff development, mentoring and peer review, focused on standards  
98.18 of professional practice and continuous professional growth; and

98.19 (6) a process to review a candidate's final proficiency of required licensure content  
98.20 standards that leads to potential candidate recommendation by the provider to the board for  
98.21 a Tier 3 teaching license under subdivision 8.

98.22 Subd. 6. **Nontraditional means; program instructors.** (a) The board must permit  
98.23 alternative teacher preparation providers and teacher candidates to demonstrate pedagogy  
98.24 and content standard proficiency in school-based programs and through other nontraditional  
98.25 means. Nontraditional means may include previous work experiences, teaching experiences,  
98.26 educator evaluations, industry-recognized certifications, and other essentially equivalent  
98.27 demonstrations.

44.2 Subd. 2. **Characteristics Approval criteria.** ~~An~~ The Professional Educator Licensing  
44.3 and Standards Board must approve alternative teacher preparation program under this section  
44.4 must include programs that meet the following criteria:

44.5 (1) a minimum 200-hour instructional phase that provides intensive preparation and  
44.6 student teaching observed classroom experience before the teacher candidate assumes  
44.7 classroom responsibilities;

44.8 (2) a research-based and results-oriented approach focused on best teaching practices  
44.9 to increase student proficiency and growth measured against state academic standards;

44.10 (3) strategies to combine pedagogy and best teaching practices to better inform teacher  
44.11 candidates' classroom instruction;

44.12 (4) assessment, supervision, and evaluation of teacher candidates to determine their  
44.13 specific needs throughout the program and to support their efforts to successfully complete  
44.14 the program;

44.15 (5) intensive, ongoing, and multiyear professional learning opportunities that accelerate  
44.16 teacher candidates' professional growth, support student learning, and provide a workplace  
44.17 orientation, professional staff development, and mentoring and peer review focused on  
44.18 standards of professional practice and continuous professional growth; and

44.19 (6) a requirement that teacher candidates demonstrate to the local site team under  
44.20 subdivision 5 satisfactory progress toward acquiring professional five-year Tier 3 teaching  
44.21 licenses from the Board of Teaching Professional Educator Licensing and Standards Board.

44.22 Sec. 22. Minnesota Statutes 2016, section 122A.245, subdivision 3, is amended to read:

44.23 Subd. 3. **Program approval; disapproval.** (a) ~~The Board of Teaching must approve~~  
44.24 ~~alternative teacher preparation programs under this section based on board-adopted criteria~~  
44.25 ~~that reflect best practices for alternative teacher preparation programs, consistent with this~~  
44.26 ~~section.~~

44.27 ~~(b)~~ The board must permit teacher candidates to demonstrate mastery of pedagogy and  
44.28 content standards in school-based settings and through other nontraditional means.  
44.29 "Nontraditional means" must include a portfolio of previous experiences, teaching experience,  
44.30 educator evaluations, certifications marking the completion of education training programs,  
44.31 and essentially equivalent demonstrations.

98.28 (b) The board must use nontraditional criteria to determine qualifications of program  
98.29 instructors, including permitting instructors to hold a baccalaureate degree only.

98.30 Subd. 7. **Program disapproval, suspension.** If the board determines that a teacher  
98.31 preparation provider or licensure program fails to meet or is deficient in any of the  
98.32 requirements of subdivision 5, it may suspend or revoke the approval of the provider or  
99.1 program after it notifies the provider of the deficiencies and gives the provider an opportunity  
99.2 to remedy the deficiencies.

99.3 Subd. 8. **Candidate program completion; teacher licensure.** (a) A candidate who  
99.4 completes an approved program must apply for a license under the tiered licensure system  
99.5 according to section 122A.181.

99.6 (b) A person who successfully completes another state's alternative teacher preparation  
99.7 licensure program may apply to the Professional Educator Licensing and Standards Board  
99.8 for a Tier 3 license.

99.9 Subd. 9. **Reports.** (a) An approved alternative teacher preparation provider must report  
99.10 to the Professional Educator Licensing and Standards Board on items that are defined in  
99.11 statute regarding program candidates, completion, and effectiveness or other items that are  
99.12 required under section 122A.09.

45.1 ~~(b)~~ (b) The board must use nontraditional criteria to determine the qualifications of  
45.2 program instructors.

45.3 ~~(c)~~ (c) The board may permit instructors to hold a baccalaureate degree only.

45.4 ~~(d)~~ (d) If the ~~Board of Teaching~~ Professional Educator Licensing and Standards Board  
45.5 determines that a teacher preparation program under this section does not meet the  
45.6 requirements of this section, it may revoke its approval of the program after it notifies the  
45.7 program provider of any deficiencies and gives the program provider an opportunity to  
45.8 remedy the deficiencies.

45.9 Sec. 23. Minnesota Statutes 2016, section 122A.245, subdivision 5, is amended to read:

45.10 Subd. 5. **Approval Application for professional five-year Tier 3 license.** A school  
45.11 board or its designee must appoint members to a local site team that includes teachers,  
45.12 school administrators, and postsecondary faculty under subdivision 1, paragraph (a), clause  
45.13 (1), or staff of a participating nonprofit corporation under subdivision 1, paragraph (a),  
45.14 clause (2), to evaluate the performance of the teacher candidate. The evaluation must be  
45.15 consistent with board-adopted performance measures, use the Minnesota state standards of  
45.16 effective practice and subject matter content standards for teachers established in Minnesota  
45.17 Rules, and include a report to the board recommending whether or not to issue the teacher  
45.18 candidate a professional five-year teaching license. A teacher candidate that has completed  
45.19 an alternative teacher preparation program may apply for a Tier 3 teaching license under  
45.20 section 122A.183.

45.21 Sec. 24. Minnesota Statutes 2016, section 122A.245, subdivision 6, is amended to read:

45.22 Subd. 6. **Applicants trained in other states.** A person who successfully completes  
45.23 another state's alternative teacher preparation program, consistent with section 122A.23,  
45.24 may apply to the Professional Educator Licensing and Standards Board of Teaching for an  
45.25 initial professional one-year teaching license or a professional five-year a Tier 2 or Tier 3  
45.26 teaching license under section 122A.182 or 122A.183, respectively.

45.27 Sec. 25. Minnesota Statutes 2016, section 122A.245, subdivision 9, is amended to read:

45.28 Subd. 9. **Exchange of best practices.** By July 31 in an even-numbered year, approved  
45.29 alternative preparation program providers, the Minnesota State Colleges and Universities,  
45.30 the University of Minnesota, the Minnesota Private College Council, the Professional  
45.31 Educator Licensing and Standards Board, and the Department of Education must exchange  
45.32 information about best practices and educational innovations.

46.1 Sec. 26. Minnesota Statutes 2016, section 122A.245, subdivision 10, is amended to read:

99.13 (b) The Professional Educator Licensing and Standards Board must submit a biennial  
99.14 report on the alternative teacher preparation program and providers to legislative committees  
99.15 with jurisdiction over kindergarten through grade 12 education policy and finance by January  
99.16 15 of each odd-numbered year.

99.17 **EFFECTIVE DATE.** This section is effective July 1, 2018.

46.2 Subd. 10. **Reports.** The Board of Teaching Professional Educator Licensing and  
46.3 Standards Board must submit ~~an interim~~ a biennial report on ~~the efficacy of this program~~  
46.4 ~~to the policy and finance committees of the legislature~~ with jurisdiction over kindergarten  
46.5 through grade 12 education by ~~February~~ January 15, 2013, and a final report by ~~February~~  
46.6 ~~15, 2015~~ of each odd-numbered year.

61.16 Sec. 2. Minnesota Statutes 2016, section 122A.245, subdivision 1, is amended to read:

61.17 Subdivision 1. **Requirements.** (a) To improve academic excellence, improve ethnic and  
61.18 cultural diversity in the classroom, and close the academic achievement gap, the Board of  
61.19 Teaching must approve qualified teacher preparation programs under this section that are  
61.20 a means to acquire a two-year preliminary teacher license, which the board may renew one  
61.21 time for an additional one-year term, and to prepare for acquiring a professional five-year  
61.22 license. The following entities are eligible to participate and seek approval under this section:

61.23 (1) a school district;

61.24 (2) charter school; or

61.25 (3) nonprofit corporation organized under chapter 317A for an education-related purpose  
61.26 ~~that forms a partnership with a college or university that has a board-approved alternative~~  
61.27 ~~teacher preparation program; or.~~

61.28 (2) a school district or charter school, after consulting with a college or university with  
61.29 a board-approved teacher preparation program, that forms a partnership with a nonprofit  
61.30 corporation organized under chapter 317A for an education-related purpose that has a  
61.31 board-approved teacher preparation program.

62.1 (b) Before becoming a teacher of record, a candidate must:

62.2 (1) have a bachelor's degree with a 3.0 or higher grade point average unless the board  
62.3 waives the grade point average requirement based on board-adopted criteria adopted by  
62.4 January 1, 2016;

62.5 (2) demonstrate a passing score on a board-adopted reading, writing, and mathematics  
62.6 skills examination under section 122A.09, subdivision 4, paragraph (b); and

- 62.7 ~~(2) obtain qualifying scores on applicable board-approved rigorous content area and~~  
62.8 ~~pedagogy examinations under section 122A.09, subdivision 4, paragraph (c).~~
- 62.9 ~~(e)~~ (b) The Board of Teaching must issue a two-year preliminary teacher license to a  
62.10 person who enrolls in an alternative teacher preparation program.
- 62.11 Sec. 3. Minnesota Statutes 2016, section 122A.245, subdivision 2, is amended to read:
- 62.12 Subd. 2. **Characteristics Approval criteria.** ~~An~~ The Board of Teaching must approve  
62.13 alternative teacher preparation program under this section must include programs that meet  
62.14 the following criteria:
- 62.15 (1) a minimum 200-hour instructional phase that provides intensive preparation and  
62.16 ~~student teaching~~ observed classroom experience before the teacher candidate assumes  
62.17 classroom responsibilities;
- 62.18 (2) a research-based and results-oriented approach focused on best teaching practices  
62.19 to increase student proficiency and growth measured against state academic standards;
- 62.20 (3) strategies to combine pedagogy and best teaching practices to better inform teacher  
62.21 candidates' classroom instruction;
- 62.22 (4) assessment, supervision, and evaluation of teacher candidates to determine their  
62.23 specific needs throughout the program and to support their efforts to successfully complete  
62.24 the program;
- 62.25 (5) intensive, ongoing, and multiyear professional learning opportunities that accelerate  
62.26 teacher candidates' professional growth, support student learning, and provide a workplace  
62.27 orientation, professional staff development, and mentoring and peer review focused on  
62.28 standards of professional practice and continuous professional growth; and
- 62.29 (6) a requirement that teacher candidates demonstrate to the local site team under  
62.30 subdivision 5 satisfactory progress toward acquiring professional five-year teaching licenses  
62.31 from the Board of Teaching.
- 63.1 Sec. 4. Minnesota Statutes 2016, section 122A.245, subdivision 3, is amended to read:
- 63.2 Subd. 3. **Program approval; disapproval.** ~~(a) The Board of Teaching must approve~~  
63.3 ~~alternative teacher preparation programs under this section based on board-adopted criteria~~  
63.4 ~~that reflect best practices for alternative teacher preparation programs, consistent with this~~  
63.5 ~~section.~~



99.18 Sec. 20. Minnesota Statutes 2016, section 122A.26, subdivision 2, is amended to read:

99.19 Subd. 2. **Exceptions.** A person who teaches in a community education program which  
99.20 qualifies for aid pursuant to section 124D.52 shall continue to meet licensure requirements  
99.21 as a teacher. A person who teaches in an early childhood and family education program  
99.22 which is offered through a community education program and which qualifies for community  
99.23 education aid pursuant to section 124D.20 or early childhood and family education aid  
99.24 pursuant to section 124D.135 shall continue to meet licensure requirements as a teacher. A  
99.25 person who teaches in a community education course which is offered for credit for  
99.26 graduation to persons under 18 years of age shall continue to meet licensure requirements  
99.27 as a teacher. A person who teaches a driver training course which is offered through a  
99.28 community education program to persons under 18 years of age shall be licensed by the  
99.29 Professional Educator Licensing and Standards Board of Teaching or be subject to section  
99.30 171.35. A license which is required for an instructor in a community education program  
99.31 pursuant to this subdivision shall not be construed to bring an individual within the definition  
99.32 of a teacher for purposes of section 122A.40, subdivision 1, or 122A.41, subdivision 1,  
99.33 clause (a).

100.1 **EFFECTIVE DATE.** This section is effective July 1, 2018.

63.6 ~~(b)~~ (a) The Board of Teaching must permit teacher candidates to demonstrate mastery  
63.7 of pedagogy and content standards in school-based settings and through other nontraditional  
63.8 means. "Nontraditional means" must include a portfolio of previous experiences, teaching  
63.9 experience, educator evaluations, certifications marking the completion of education training  
63.10 programs, and essentially equivalent demonstrations.

63.11 ~~(c)~~ (b) The board must use nontraditional criteria to determine the qualifications of  
63.12 program instructors.

63.13 ~~(d)~~ (c) The board may permit instructors to hold a baccalaureate degree only.

63.14 ~~(e)~~ (d) If the Board of Teaching determines that a teacher preparation program under  
63.15 this section does not meet the requirements of this section, it may revoke its approval of the  
63.16 program after it notifies the program provider of any deficiencies and gives the program  
63.17 provider an opportunity to remedy the deficiencies.

63.18 Sec. 5. Minnesota Statutes 2016, section 122A.245, subdivision 10, is amended to read:

63.19 Subd. 10. **Reports.** The Board of Teaching must submit ~~an interim~~ a biennial report on  
63.20 the efficacy of this program to the policy and finance committees of the legislature with  
63.21 jurisdiction over kindergarten through grade 12 education by February January 15, 2013,  
63.22 and a final report by February 15, 2015 of each odd-numbered year.

46.7 Sec. 27. Minnesota Statutes 2016, section 122A.26, subdivision 2, is amended to read:

46.8 Subd. 2. **Exceptions.** A person who teaches in a community education program which  
46.9 qualifies for aid pursuant to section 124D.52 shall continue to meet licensure requirements  
46.10 as a teacher. A person who teaches in an early childhood and family education program  
46.11 which is offered through a community education program and which qualifies for community  
46.12 education aid pursuant to section 124D.20 or early childhood and family education aid  
46.13 pursuant to section 124D.135 shall continue to meet licensure requirements as a teacher. A  
46.14 person who teaches in a community education course which is offered for credit for  
46.15 graduation to persons under 18 years of age shall continue to meet licensure requirements  
46.16 as a teacher. A person who teaches a driver training course which is offered through a  
46.17 community education program to persons under 18 years of age shall be licensed by the  
46.18 Professional Educator Licensing and Standards Board of Teaching or be subject to section  
46.19 171.35. A license which is required for an instructor in a community education program  
46.20 pursuant to this subdivision shall not be construed to bring an individual within the definition  
46.21 of a teacher for purposes of section 122A.40, subdivision 1, or 122A.41, subdivision 1,  
46.22 clause (a).

46.23 **EFFECTIVE DATE.** This section is effective July 1, 2018.

100.2 Sec. 21. Minnesota Statutes 2016, section 122A.28, is amended to read:

100.3       **122A.28 TEACHERS OF DEAF AND HARD-OF-HEARING STUDENTS;**  
100.4 **LICENSURE REQUIREMENTS.**

100.5       Subdivision 1. **K-12 license to teach deaf and hard-of-hearing students; relicensure.**  
100.6 (a) The Professional Educator Licensing and Standards Board of Teaching must review and  
100.7 determine appropriate licensure requirements for a candidate for a license or an applicant  
100.8 for a continuing license to teach deaf and hard-of-hearing students in prekindergarten through  
100.9 grade 12. In addition to other requirements, a candidate must demonstrate the minimum  
100.10 level of proficiency in American sign language as determined by the board.

100.11       (b) Among other relicensure requirements, each teacher under this section must complete  
100.12 30 continuing education clock hours on hearing loss topics, including American Sign  
100.13 Language, American Sign Language linguistics, or deaf culture, in each licensure renewal  
100.14 period.

100.15       Subd. 2. **Licensure for teaching oral/aural deaf education programs.** (a) The  
100.16 Professional Educator Licensing and Standards Board of Teaching shall adopt a separate  
100.17 licensure rule for a candidate for a license or an applicant for a continuing license to teach  
100.18 in oral/aural deaf education programs or to provide services, including itinerant oral/aural  
100.19 deaf education services, to deaf and hard-of-hearing students in prekindergarten through  
100.20 grade 12.

100.21       (b) The board shall design rule requirements for teaching oral/aural deaf education in  
100.22 collaboration with representatives of parents and educators of deaf and hard-of-hearing  
100.23 students, postsecondary programs preparing teachers of deaf and hard-of-hearing students,  
100.24 and the Department of Education.

100.25       (c) Rule requirements for teaching oral/aural deaf education shall reflect best practice  
100.26 research in oral/aural deaf education. Advanced competencies in teaching deaf and  
100.27 hard-of-hearing students through oral/aural modes shall be included.

100.28       (d) Licensure requirements for teachers of oral/aural deaf education must include  
100.29 minimum competency in American sign language, but are not subject to the guidelines  
100.30 established in Laws 1993, chapter 224, article 3, section 32, as amended by Laws 1998,  
100.31 chapter 398, article 2, section 47. The signed communication proficiency interview shall  
100.32 not be required for teachers licensed to teach deaf and hard-of-hearing students through  
100.33 oral/aural deaf education methods.

101.1       (e) Requirements for teachers or oral/aural deaf education shall include appropriate  
101.2 continuing education requirements for renewing this licensure.

46.24 Sec. 28. Minnesota Statutes 2016, section 122A.28, is amended to read:

46.25       **122A.28 TEACHERS OF DEAF AND HARD-OF-HEARING STUDENTS;**  
46.26 **LICENSURE REQUIREMENTS.**

46.27       Subdivision 1. **K-12 license to teach deaf and hard-of-hearing students; relicensure.**  
46.28 (a) The Professional Educator Licensing and Standards Board of Teaching must review and  
46.29 determine appropriate licensure requirements for a candidate for a license or an applicant  
46.30 for a continuing license to teach deaf and hard-of-hearing students in prekindergarten through  
46.31 grade 12. In addition to other requirements, a candidate must demonstrate the minimum  
46.32 level of proficiency in American sign language as determined by the board.

47.1       (b) Among other relicensure requirements, each teacher under this section must complete  
47.2 30 continuing education clock hours on hearing loss topics, including American Sign  
47.3 Language, American Sign Language linguistics, or deaf culture, in each licensure renewal  
47.4 period.

47.5       Subd. 2. **Licensure for teaching oral/aural deaf education programs.** (a) The  
47.6 Professional Educator Licensing and Standards Board of Teaching shall adopt a separate  
47.7 licensure rule for a candidate for a license or an applicant for a continuing license to teach  
47.8 in oral/aural deaf education programs or to provide services, including itinerant oral/aural  
47.9 deaf education services, to deaf and hard-of-hearing students in prekindergarten through  
47.10 grade 12.

47.11       (b) The board shall design rule requirements for teaching oral/aural deaf education in  
47.12 collaboration with representatives of parents and educators of deaf and hard-of-hearing  
47.13 students, postsecondary programs preparing teachers of deaf and hard-of-hearing students,  
47.14 and the Department of Education.

47.15       (c) Rule requirements for teaching oral/aural deaf education shall reflect best practice  
47.16 research in oral/aural deaf education. Advanced competencies in teaching deaf and  
47.17 hard-of-hearing students through oral/aural modes shall be included.

47.18       (d) Licensure requirements for teachers of oral/aural deaf education must include  
47.19 minimum competency in American sign language, but are not subject to the guidelines  
47.20 established in Laws 1993, chapter 224, article 3, section 32, as amended by Laws 1998,  
47.21 chapter 398, article 2, section 47. The signed communication proficiency interview shall  
47.22 not be required for teachers licensed to teach deaf and hard-of-hearing students through  
47.23 oral/aural deaf education methods.

47.24       (e) Requirements for teachers or oral/aural deaf education shall include appropriate  
47.25 continuing education requirements for renewing this licensure.

101.3        **EFFECTIVE DATE.** This section is effective July 1, 2018.

101.4    Sec. 22. Minnesota Statutes 2016, section 122A.29, is amended to read:

101.5        **122A.29 TEACHERS OF BLIND AND VISUALLY IMPAIRED STUDENTS;**  
101.6    **LICENSURE REQUIREMENTS.**

101.7        Teachers licensed in the education of blind and visually impaired students must  
101.8    demonstrate competence in reading and writing Braille. The Professional Educator Licensing  
101.9    and Standards Board of Teaching, at such time as a valid and reliable test is available, shall  
101.10   adopt a rule to assess these competencies that is consistent with the standards of the National  
101.11   Library Services for the Blind and Physically Handicapped.

101.12       **EFFECTIVE DATE.** This section is effective July 1, 2018.

101.13    Sec. 23. Minnesota Statutes 2016, section 122A.30, is amended to read:

101.14       **122A.30 EXEMPTION FOR CAREER AND TECHNICAL EDUCATION**  
101.15    **INSTRUCTORS.**

101.16       (a) Notwithstanding section 122A.15, subdivision 1, and upon approval of the local  
101.17    employer school board, a person who teaches in a part-time vocational or career and technical  
101.18    education program is exempt from a license requirement. Nothing in this section shall  
101.19    exclude licensed career and technical educators from the definition of "teacher" in section  
101.20    122A.40, 122A.41, or 179A.03.

101.21       (b) This section expires June 30, 2020. After this section expires, persons who teach in  
101.22    a part-time vocational or career and technical education program may apply for a teaching  
101.23    license provided in section 122A.181.

101.24       **EFFECTIVE DATE.** This section is effective July 1, 2018.

101.25    Sec. 24. Minnesota Statutes 2016, section 124D.13, subdivision 11, is amended to read:

101.26       Subd. 11. **Teachers.** A school board must employ necessary licensed teachers for its  
101.27    early childhood family education programs. ~~The Board of Teaching, at its discretion, may~~  
101.28    ~~grant an applicant a variance under this subdivision, consistent with sections 122A.09,~~  
101.29    ~~subdivision 10, and 122A.25, and Board of Teaching rules.~~

101.30       **EFFECTIVE DATE.** This section is effective July 1, 2018.

102.1    Sec. 25. Minnesota Statutes 2016, section 124D.454, subdivision 12, is amended to read:

47.26       **EFFECTIVE DATE.** This section is effective July 1, 2018.

47.27    Sec. 29. Minnesota Statutes 2016, section 122A.29, is amended to read:

47.28       **122A.29 TEACHERS OF BLIND AND VISUALLY IMPAIRED STUDENTS;**  
47.29    **LICENSURE REQUIREMENTS.**

47.30       Teachers licensed in the education of blind and visually impaired students must  
47.31    demonstrate competence in reading and writing Braille. The Professional Educator Licensing  
47.32    and Standards Board of Teaching, at such time as a valid and reliable test is available, shall  
48.1    adopt a rule to assess these competencies that is consistent with the standards of the National  
48.2    Library Services for the Blind and Physically Handicapped.

48.3       **EFFECTIVE DATE.** This section is effective July 1, 2018.

48.4    Sec. 30. Minnesota Statutes 2016, section 122A.30, is amended to read:

48.5       **122A.30 EXEMPTION FOR TECHNICAL EDUCATION INSTRUCTORS.**

48.6       (a) Notwithstanding section 122A.15, subdivision 1, and upon approval of the local  
48.7    employer school board, a person who teaches in a part-time vocational or career and technical  
48.8    education program is exempt from a license requirement. Nothing in this section shall  
48.9    exclude licensed career and technical educators from the definition of "teacher" in section  
48.10    122A.40, 122A.41, or 179A.03.

48.11       (b) This section expires June 30, 2020. After this section expires, persons who teach in  
48.12    a part-time vocational or career and technical education program may apply for a teaching  
48.13    license provided in sections 122A.18 to 122A.184.

48.14       **EFFECTIVE DATE.** This section is effective July 1, 2018.

48.15    Sec. 31. Minnesota Statutes 2016, section 124D.13, subdivision 11, is amended to read:

48.16       Subd. 11. **Teachers.** A school board must employ necessary licensed teachers for its  
48.17    early childhood family education programs. ~~The Board of Teaching, at its discretion, may~~  
48.18    ~~grant an applicant a variance under this subdivision, consistent with sections 122A.09,~~  
48.19    ~~subdivision 10, and 122A.25, and Board of Teaching rules.~~

48.20    Sec. 32. Minnesota Statutes 2016, section 124D.454, subdivision 12, is amended to read:

102.2 Subd. 12. **Compliance with rules.** Aid must be paid under this section only for services  
102.3 rendered or for costs incurred in career and technical education programs approved by the  
102.4 commissioner and operated in accordance with rules promulgated by the commissioner.  
102.5 This aid shall be paid only for services rendered and for costs incurred by essential, licensed  
102.6 personnel who meet the requirements for licensure pursuant to the rules of the ~~Minnesota~~  
102.7 ~~Professional Educator Licensing and Standards Board of Teaching~~. Licensed personnel  
102.8 means persons holding a valid career and technical license issued by the ~~commissioner~~  
102.9 Professional Educator Licensing and Standards Board under section 122A.30. If an average  
102.10 of five or fewer secondary full-time equivalent students are enrolled per teacher in an  
102.11 approved postsecondary program at Intermediate District No. 287, 916, or 917, licensed  
102.12 personnel means persons holding a valid vocational license issued by the commissioner or  
102.13 the Board of Trustees of the Minnesota State Colleges and Universities. Notwithstanding  
102.14 section 127A.42, the commissioner may modify or withdraw the program or aid approval  
102.15 and withhold aid under this section without proceeding under section 127A.42 at any time.  
102.16 To do so, the commissioner must determine that the program does not comply with rules  
102.17 of the Department of Education or that any facts concerning the program or its budget differ  
102.18 from the facts in the district's approved application.

102.19 **EFFECTIVE DATE.** This section is effective July 1, 2018.

102.20 Sec. 26. Minnesota Statutes 2016, section 124D.75, subdivision 1, is amended to read:

102.21 Subdivision 1. **American Indian language and culture education licenses.** The  
102.22 ~~Professional Educator Licensing and Standards Board of Teaching~~, in consultation with the  
102.23 Tribal Nations Education Committee, must grant initial and continuing teaching licenses  
102.24 in American Indian language and culture education that bear the same duration as other  
102.25 initial and continuing licenses. The board must grant licenses to persons who present  
102.26 satisfactory evidence that they:

102.27 (1) possess competence in an American Indian language or possess unique qualifications  
102.28 relative to or knowledge and understanding of American Indian history and culture; or

102.29 (2) possess a bachelor's degree or other academic degree approved by the board or meet  
102.30 such requirements as to course of study and training as the board may prescribe, or possess  
102.31 such relevant experience as the board may prescribe.

102.32 This evidence may be presented by affidavits, tribal resolutions, or by such other methods  
102.33 as the board may prescribe. Individuals may present applications for licensure on their own  
103.1 behalf or these applications may be submitted by the superintendent or other authorized  
103.2 official of a school district, participating school, or an American Indian school.

103.3 **EFFECTIVE DATE.** This section is effective **January 1, 2018**.

48.21 Subd. 12. **Compliance with rules.** Aid must be paid under this section only for services  
48.22 rendered or for costs incurred in career and technical education programs approved by the  
48.23 commissioner and operated in accordance with rules promulgated by the commissioner.  
48.24 This aid shall be paid only for services rendered and for costs incurred by essential, licensed  
48.25 personnel who meet the requirements for licensure pursuant to the rules of the ~~Minnesota~~  
48.26 ~~Professional Educator Licensing and Standards Board of Teaching~~. Licensed personnel  
48.27 means persons holding a valid career and technical license issued by the ~~commissioner~~  
48.28 Professional Educator Licensing and Standards Board under section 122A.30. If an average  
48.29 of five or fewer secondary full-time equivalent students are enrolled per teacher in an  
48.30 approved postsecondary program at Intermediate District No. 287, 916, or 917, licensed  
48.31 personnel means persons holding a valid vocational license issued by the commissioner or  
49.1 the Board of Trustees of the Minnesota State Colleges and Universities. Notwithstanding  
49.2 section 127A.42, the commissioner may modify or withdraw the program or aid approval  
49.3 and withhold aid under this section without proceeding under section 127A.42 at any time.  
49.4 To do so, the commissioner must determine that the program does not comply with rules  
49.5 of the Department of Education or that any facts concerning the program or its budget differ  
49.6 from the facts in the district's approved application.

49.7 **EFFECTIVE DATE.** This section is effective July 1, 2018.

49.8 Sec. 33. Minnesota Statutes 2016, section 124D.75, subdivision 1, is amended to read:

49.9 Subdivision 1. **American Indian language and culture education licenses.** The  
49.10 ~~Professional Educator Licensing and Standards Board of Teaching~~, in consultation with the  
49.11 Tribal Nations Education Committee, must grant initial and continuing teaching licenses  
49.12 in American Indian language and culture education that bear the same duration as other  
49.13 initial and continuing licenses. The board must grant licenses to persons who present  
49.14 satisfactory evidence that they:

49.15 (1) possess competence in an American Indian language or possess unique qualifications  
49.16 relative to or knowledge and understanding of American Indian history and culture; or

49.17 (2) possess a bachelor's degree or other academic degree approved by the board or meet  
49.18 such requirements as to course of study and training as the board may prescribe, or possess  
49.19 such relevant experience as the board may prescribe.

49.20 This evidence may be presented by affidavits, tribal resolutions, or by such other methods  
49.21 as the board may prescribe. Individuals may present applications for licensure on their own  
49.22 behalf or these applications may be submitted by the superintendent or other authorized  
49.23 official of a school district, participating school, or an American Indian school.

49.24 **EFFECTIVE DATE.** This section is effective **September 1, 2017**.

103.4 Sec. 27. Minnesota Statutes 2016, section 124D.75, subdivision 6, is amended to read:

103.5 Subd. 6. **Persons eligible for employment; exemptions.** Any person licensed under  
103.6 this section shall be eligible for employment by a school board or a participating school as  
103.7 a teacher in an American Indian education program in which the American Indian language  
103.8 or culture in which the person is licensed is taught. A school district or participating school  
103.9 may prescribe only those additional qualifications for teachers licensed under this section  
103.10 as are approved by the Professional Educator Licensing and Standards Board of Teaching.  
103.11 Any school board or participating school upon request may be exempted from the licensure  
103.12 requirements of this section in the hiring of one or more American Indian language and  
103.13 culture education teachers for any school year in which compliance would, in the opinion  
103.14 of the ~~commissioner~~ Professional Educator Licensing and Standards Board, create a hardship  
103.15 in the securing of the teachers.

103.16 **EFFECTIVE DATE.** This section is effective January 1, 2018.

103.17 Sec. 28. Minnesota Statutes 2016, section 125A.67, subdivision 2, is amended to read:

103.18 Subd. 2. **Teacher standards.** A teacher ~~or administrator at the academies~~ is subject to  
103.19 the licensure standards of the Professional Educator Licensure and Standards Board of  
103.20 ~~Teaching or the commissioner of education~~. An administrator at the academies is subject  
103.21 to the licensure standards of the Board of School Administrators.

103.22 **EFFECTIVE DATE.** This section is effective July 1, 2018.

103.23 Sec. 29. Minnesota Statutes 2016, section 136A.1791, subdivision 1, is amended to read:

103.24 Subdivision 1. **Definitions.** (a) The terms used in this section have the meanings given  
103.25 them in this subdivision.

103.26 (b) "Qualified educational loan" means a government, commercial, or foundation loan  
103.27 for actual costs paid for tuition and reasonable educational and living expenses related to a  
103.28 teacher's preparation or further education.

103.29 (c) "School district" means an independent school district, special school district,  
103.30 intermediate district, education district, special education cooperative, service cooperative,  
103.31 a cooperative center for vocational education, or a charter school located in Minnesota.

104.1 (d) "Teacher" means an individual holding a teaching license issued by the ~~licensing~~  
104.2 ~~division in the Department of Education on behalf of the Board of Teaching~~ Professional  
104.3 Educator Licensure and Standards Board who is employed by a school district to provide  
104.4 classroom instruction in a teacher shortage area.

49.25 Sec. 34. Minnesota Statutes 2016, section 124D.75, subdivision 6, is amended to read:

49.26 Subd. 6. **Persons eligible for employment; exemptions.** Any person licensed under  
49.27 this section shall be eligible for employment by a school board or a participating school as  
49.28 a teacher in an American Indian education program in which the American Indian language  
49.29 or culture in which the person is licensed is taught. A school district or participating school  
49.30 may prescribe only those additional qualifications for teachers licensed under this section  
49.31 as are approved by the Professional Educator Licensing and Standards Board of Teaching.  
49.32 Any school board or participating school upon request may be exempted from the licensure  
50.1 requirements of this section in the hiring of one or more American Indian language and  
50.2 culture education teachers for any school year in which compliance would, in the opinion  
50.3 of the ~~commissioner~~ Professional Educator Licensing and Standards Board, create a hardship  
50.4 in the securing of the teachers.

50.5 **EFFECTIVE DATE.** This section is effective September 1, 2017.

50.6 Sec. 35. Minnesota Statutes 2016, section 125A.67, subdivision 2, is amended to read:

50.7 Subd. 2. **Teacher standards.** A teacher ~~or administrator at the academies~~ is subject to  
50.8 the licensure standards of the Professional Educator Licensure and Standards Board of  
50.9 ~~Teaching or the commissioner of education~~. An administrator at the academies is subject  
50.10 to the licensure standards of the Board of School Administrators.

50.11 **EFFECTIVE DATE.** This section is effective July 1, 2018.

50.12 Sec. 36. Minnesota Statutes 2016, section 136A.1791, subdivision 1, is amended to read:

50.13 Subdivision 1. **Definitions.** (a) The terms used in this section have the meanings given  
50.14 them in this subdivision.

50.15 (b) "Qualified educational loan" means a government, commercial, or foundation loan  
50.16 for actual costs paid for tuition and reasonable educational and living expenses related to a  
50.17 teacher's preparation or further education.

50.18 (c) "School district" means an independent school district, special school district,  
50.19 intermediate district, education district, special education cooperative, service cooperative,  
50.20 a cooperative center for vocational education, or a charter school located in Minnesota.

50.21 (d) "Teacher" means an individual holding a teaching license issued by the ~~licensing~~  
50.22 ~~division in the Department of Education on behalf of the Board of Teaching~~ Professional  
50.23 Educator Licensure and Standards Board who is employed by a school district to provide  
50.24 classroom instruction in a teacher shortage area.

104.5 (e) "Teacher shortage area" means the licensure fields and economic development regions  
104.6 reported by the commissioner of education as experiencing a teacher shortage.

104.7 (f) "Commissioner" means the commissioner of the Office of Higher Education unless  
104.8 indicated otherwise.

104.9 **EFFECTIVE DATE.** This section is effective July 1, 2018.

104.10 Sec. 30. **LICENSES UNDER JURISDICTION OF THE BOARD OF TEACHING.**

104.11 Subdivision 1. **One-year license.** A one-year license issued by the commissioner of  
104.12 education before the effective date of this section must be treated as a Tier 1 license  
104.13 established under Minnesota Statutes, sections 122A.18 and 122A.181.

104.14 Subd. 2. **Two-year license.** A two-year license issued by the commissioner of education  
104.15 before the effective date of this section must be treated as a Tier 2 license established under  
104.16 Minnesota Statutes, sections 122A.18 and 122A.181.

104.17 Subd. 3. **Three-year license.** A three-year license issued by the commissioner of  
104.18 education before the effective date of this section must be treated as a Tier 3 license  
104.19 established under Minnesota Statutes, sections 122A.18 and 122A.181.

104.20 Subd. 4. **Five-year license.** A five-year license issued by the commissioner of education  
104.21 before the effective date of this section must be treated as a Tier 4 license established under  
104.22 Minnesota Statutes, sections 122A.18 and 122A.181.

104.23 **EFFECTIVE DATE.** This section is effective January 1, 2018.

104.24 Sec. 31. **RULE CHANGE; ACADEMIC AND BEHAVIORAL STRATEGIST**  
104.25 **LICENSURE.**

104.26 No later than September 1, 2017, the Board of Teaching must amend Minnesota Rules,  
104.27 part 8710.5050, subpart 4, so that academic and behavioral strategist continuing licenses  
104.28 under that part may be issued and renewed according to rules of the Board of Teaching  
104.29 governing continuing licenses and without requiring the candidate to hold or be recommended  
104.30 for licensure in any other licensure field. The board shall use the good cause exemption

50.25 (e) "Teacher shortage area" means the licensure fields and economic development regions  
50.26 reported by the commissioner of education as experiencing a teacher shortage.

50.27 (f) "Commissioner" means the commissioner of the Office of Higher Education unless  
50.28 indicated otherwise.

50.29 **EFFECTIVE DATE.** This section is effective July 1, 2018.

51.1 Sec. 37. **LICENSES UNDER JURISDICTION OF THE BOARD OF TEACHING.**

51.2 Subdivision 1. **One-year license.** A one-year license issued by the commissioner of  
51.3 education before the effective date of this section must be treated as a Tier 1 license  
51.4 established under Minnesota Statutes, sections 122A.18 and 122A.181.

51.5 Subd. 2. **Two-year license.** A two-year license issued by the commissioner of education  
51.6 before the effective date of this section must be treated as a Tier 2 license established under  
51.7 Minnesota Statutes, sections 122A.18 and 122A.182.

51.8 Subd. 3. **Five-year license.** A five-year license issued by the commissioner of education  
51.9 before the effective date of this section must be treated as a Tier 4 license established under  
51.10 Minnesota Statutes, sections 122A.18 and 122A.184.

51.11 **EFFECTIVE DATE.** This section is effective July 1, 2018.

51.12 Sec. 38. **PERMISSIONS, WAIVERS, EXCEPTIONS, AND VARIANCES.**

51.13 The Professional Educator Licensing and Standards Board may grant an extension of  
51.14 up to one year for a permission, waiver, variance, or temporary limited license in effect on  
51.15 September 1, 2017.

104.31 under Minnesota Statutes, section 14.388, subdivision 1, clause (3), to adopt rules under  
105.1 this section, and Minnesota Statutes, section 14.386, does not apply except as provided in  
105.2 Minnesota Statutes, section 14.388.

105.3 **EFFECTIVE DATE.** This section is effective the day following final enactment.

105.4 Sec. 32. **TEACHER OF SPECIAL EDUCATION LICENSE REVIEW.**

105.5 The Professional Educator Licensing and Standards Board must conduct a review of all  
105.6 available teacher of special education licenses and determine the options for cross-categorical  
105.7 licenses for teachers of special education. The board must report its findings and draft  
105.8 legislation, if needed, to the legislative committees with jurisdiction over kindergarten  
105.9 through grade 12 education by December 14, 2018.

105.10 Sec. 33. **REPEALER.**

105.11 Minnesota Statutes 2016, sections 122A.162; 122A.163; 122A.18, subdivisions 4, 4a,  
105.12 and 7; 122A.23, subdivisions 1 and 2; 122A.245; and 122A.25, are repealed.

74.16 Sec. 19. **REPEALER.**

74.17 Minnesota Statutes 2016, sections 122A.40, subdivision 11; and 122A.41, subdivision  
74.18 14, are repealed effective July 1, 2018.

51.16 Sec. 39. **REPEALER.**

51.17 Minnesota Statutes 2016, sections 122A.14, subdivision 5; 122A.162; 122A.163;  
51.18 122A.18, subdivisions 2a, 3, 3a, 4, 4a, 6, 7, and 7b; 122A.21, subdivision 2; 122A.23,  
51.19 subdivisions 1 and 2; 122A.245, subdivisions 7 and 8; and 122A.25, are repealed.