

LICENSES FOR EDUCATORS

2002 GENERAL SESSION

STATE OF UTAH

Sponsor: Sheryl L. Allen

This act modifies provisions related to the state system of public education by extending the period of time an educator may retain a level 1 license. This act makes technical amendments.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

53A-6-104, as last amended by Chapters 86 and 292, Laws of Utah 2001

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **53A-6-104** is amended to read:

53A-6-104. Board licensure.

(1) (a) The board may issue licenses for educators.

(b) (i) A person employed in a position that requires licensure by the board shall hold the appropriate license.

(ii) The board shall issue a letter of authorization permitting a person to be employed as a classroom teacher if requested by a local school board which has determined that:

(A) the person has outstanding professional qualifications or extensive job experience in the public or private sector in such areas as mathematics, science, business, information technology, and applied technology; and

(B) employment of the person would permit the school district to better meet the educational goals of students.

(2) (a) The board may by rule rank, endorse, or otherwise classify licenses and establish the criteria for obtaining and retaining licenses.

(b)(i) [~~Consistent with Subsections 53A-1a-104(7) and 53A-6-102(2)(a) and (b), the~~] The board shall make rules requiring participation in professional development activities in order for



educators to retain their licenses.

(ii) An educator who is enrolling in a course of study at an institution ~~[of higher education]~~ within the state system of higher education to satisfy the professional development requirements of Subsection (2)(b)(i) is exempt from tuition, except for a semester registration fee established by the State Board of Regents, if:

(A) the educator is enrolled on the basis of surplus space in the class after regularly enrolled students have been assigned and admitted to ~~[available classroom space]~~ the class in accordance with regular procedures ~~[and]~~, normal teaching loads ~~[in that space within]~~, and the institution's approved budget; and

(B) enrollments are determined by each institution under rules and guidelines established by the State Board of Regents in accordance with findings of fact that space is available for the educator's enrollment.

(3) Unless suspended or revoked by the board, or surrendered by the educator~~[, a license is valid for the following period]~~:

(a) a letter of authorization is valid for one year, or a shorter period as specified by the board, subject to renewal by the board in accordance with board rules for a total of not more than four years of full-time equivalent employment;

(b) a level 1 license is valid for three years, subject to renewal by the board ~~[for a total of not more than six years]~~ in accordance with board rules;

(c) a level 2 license is valid for five years, subject to renewal by the board in accordance with board rules; and

(d) a level 3 license is valid for seven years, subject to renewal by the board in accordance with board rules.

Legislative Review Note as of 12-12-01 9:55 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel