

1 **R277. Education, Administration.**

2 **R277-314. Provider Specific Licenses.**

3 **R277-314-1. Authority and Purpose.**

4 (1) This rule is authorized by:

5 (a) Utah Constitution [Article X, Section 3](#), which vests general control and
6 supervision over public education in the Board;

7 (b) Subsection [53E-3-401\(4\)](#), which allows the Board to make rules to execute
8 the Board's duties and responsibilities under the Utah Constitution and state law; and

9 (c) Subsection [53E-6-201\(1\)\(d\)](#), which requires the Board to establish a provider-
10 specific license for educators providing academic instruction in online programs.

11 (2) The purpose of this rule is to set requirements and procedures for obtaining
12 and using a provider-specific educator license.

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14 **R277-314-2. Definitions.**

15 (1) “Authorized online course provider” or “provider” means the same as the term
16 is defined in Subsection [53F-4-501\(1\)](#).

17 (2) “Endorsement” means the same as the term is defined in Section [R277-301-](#)
18 [2](#).

19 (3) “License areas of concentration” or “license area” means the same as the
20 term is defined in Section [R277-301-2](#).

21 (4) “Renew” means to reissue or extend the length of time an educator license is
22 valid consistent with Rule [R277-302](#).

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24 **R277-314-3. Provider-Specific Educator License Structure.**

25 (1) A provider-specific educator license shall include at least one of the following
26 license areas of concentration:

27 (a) Elementary;

28 (b) Secondary; or

29 (c) Career and Technical Education;

30 (2) A provider may only request a license area identified in Subsection (1).

31 (3) A provider-specific license may only include provider-specific license areas
32 and endorsements.

33

34 **R277-314-4. Provider-Specific Educator License Requirements.**

35 (1) The general requirements for a provider-specific educator license shall
36 include:

37 (a) completion of a criminal background check, including:

38 (i) review of any criminal offenses and clearance in accordance with Rule [R277-](#)
39 [214](#); and

40 (ii) continued monitoring in accordance with Subsection [53G-11-403\(1\)](#);

41 (b) completion of the educator ethics review no more than one calendar year
42 before the application; and

43 (c) submission of a request by the provider no more than 60 days before the
44 application, which includes the rationale for the request.

45 (2) The Superintendent may issue a provider-specific educator license to a
46 candidate if:

47 (a) the provider requesting the provider-specific educator license has an adopted
48 policy, posted on the provider's website, which includes:

49 (i) educator preparation and support:

50 (A) as established by the authorized online course provider; and

51 (B) aligned with the Utah Effective Teaching Standards described in Rule [R277-](#)
52 [530](#);

53 (ii) criteria for utilizing educators with a provider-specific license; and

54 (iii) compliance with all requirements of this rule;

55 (b) the provider applies on behalf of the candidate;

56 (c) the candidate meets all the requirements in this Section R277-314-4; and

57 (d) within the first year of employment, the provider trains the candidate on:

58 (i) educator ethics, [including the educator standards described in Rule R277-217](#);

- 59 (ii) classroom management and instruction;
60 (iii) basic special education law and instruction; and
61 (iv) the Utah Effective Teaching Standards, described in [R277-530](#).
62 (3) A provider-specific license, license area, or endorsement is valid only for an
63 authorized online course provider’s programs and the educator’s current assignment.
64 (4)(a) A provider-specific license, license area, or endorsement is valid for three
65 years.
66 (b) A provider-specific license may renew after July 1 of the year of expiration.
67 (c) Prior to qualifying for renewal, an individual that holds a provider-specific Utah
68 educator license shall:
69 (i) comply with the provider’s policy for employment and professional learning;
70 (ii) provide documentation of 60 renewal hours, consistent with Section [R277-](#)
71 [302-7](#);
72 (iii) complete the USBE educator ethics review during the year prior to the date of
73 renewal;
74 (iv) maintain ongoing background monitoring in accordance with Section [53E-6-](#)
75 [401](#); and
76 (v) complete student and data security and privacy training for educators as
77 described in Section [R277-487-9](#).
78 (5) A provider may not issue a provider-specific endorsement in driver education.
79 (6) A provider-specific license expires immediately if the educator’s assignment
80 with the authorized online course provider that requested the license ends.
81 (7) A provider may request renewal of a provider-specific license if an educator
82 meets professional learning requirements established by the Superintendent.
83 (8) The content knowledge and pedagogical requirements for a provider-specific
84 educator license shall be established by the authorized online course provider.
85 (9) A provider that requests a provider-specific license, license area, or
86 endorsement shall prominently post the following information on the provider’s website:
87 (a) disclosure of the fact that the provider utilizes individuals holding provider-

88 specific educator licenses, license areas, or endorsements;
89 (b) an explanation of the types of licenses issued by the provider;
90 (c) the percentage of the types of licenses, license areas, and endorsements
91 held by educators employed by the provider, based on the employees' FTE as reported
92 to the Superintendent; and
93 (d) a link to the Utah Educator Look-up tool provided by the Superintendent in
94 accordance with Subsection [R277-312-7\(6\)](#).

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96 **KEY: License, Provider-specific**

97 **Date of Enactment or Last Substantive Amendment:**

98 **Authorizing, and Implemented, or Interpreted Law: [Article X, Section 3; 53E-3-](#)**
99 **[401\(4\); 53E-6-201\(1\)\(d\)](#)**