

1 **R277. Education, Administration.**

2 **R277-310. International Guest Teachers.**

3 **R277-310-1. Authority and Purpose.**

4 (1) This rule is authorized by:

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

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

9 (c) Subsection 53E-6-201(3)(a), which allows the Board to establish the criteria for
10 obtaining licenses.

11 (2) The purpose of this rule is to establish procedures for qualified international guest
12 teachers to be effectively hired and placed by a Utah LEA with assistance and direction from
13 the Superintendent to encourage cultural exchange and foreign language development among
14 Utah public school students.

15 **R277-310-2. Definitions.**

16 (1) "International guest teacher" or "guest teacher" means a foreign educator who:

17 (a) has earned a public teaching credential or license in a foreign country;

18 (b) is currently legally residing in the United States and the state of Utah with the
19 specific purpose to teach in Utah public schools; and

20 (c) is a resident of a foreign country that has a memorandum of understanding with the
21 Board as described in Subsection R277-301-3(1).

22 (2) "LEA" includes, for purposes of this rule, the Utah Schools for the Deaf and the
23 Blind.

24 **R277-310-3. Superintendent Responsibilities.**

25 (1) On behalf of the board, the Superintendent shall sign a Board approved
26 memorandum of understanding with the appropriate government agency of the country of

27 origin.

28 (2) The Superintendent shall work with guest teachers and their resident countries and
29 the United States Department of State, if necessary, to secure appropriate visas or travel and
30 work documents for guest teachers to legally teach in the public schools in Utah.

31 (3) The Superintendent shall verify that guest teachers have appropriate licenses or
32 credentials from the guest teachers' resident countries that satisfy the requirements of Utah
33 law and any applicable federal requirements.

34 (4) The Superintendent shall work with interested LEAs to make schools aware of
35 guest teachers with specific credentials and language skills and to inform guest teachers about
36 openings in specific grade levels and curriculum areas in various geographic locations in Utah.

37 (5)(a) The Superintendent shall review and approve a sending country's background
38 vetting process.

39 (b) If an applicant successfully passes an approved background vetting process, the
40 applicant meets the requirements of Subsection [53G-11-403\(1\)](#) and Subsection [R277-301-](#)
41 [4\(4\)\(a\)](#).

42 (6) The Board may determine that it will seek guest teachers only from foreign
43 countries that provide transportation or per diem expenses or both for the Superintendent
44 representatives to screen and interview potential guest teachers.

45 (7)(a) Following review and approval of a guest teacher's credentials and background,
46 a guest teacher may receive a professional license.

47 (b) Notwithstanding Subsection [R277-301-5\(2\)](#), a professional license issued in
48 accordance with this Rule R277-310 is valid for three years.

49 **R277-310-4. International Guest Teacher Requirements.**

50 (1) A guest teacher shall have a United States issued social security number prior to
51 an LEA processing any payment to the guest teacher.

52 (2) A guest teacher shall cooperate with the Superintendent in required submission of

53 information including criminal background check information, copies of credentials, copies of
54 transcripts in the language and format designated by the Superintendent.

55 (3) A guest teacher shall assume all responsibility for living and transportation
56 expenses while participating in the international guest teachers program.

57 (4) A guest teacher shall be responsible for compliance with all professional and ethical
58 public school educator requirements.

59 (5) A guest teacher who violates an LEA employment policy or the Educator standards
60 under Rule [R277-217](#) may have the teacher's guest employment contract terminated
61 consistent with at will employment provisions.

62 (6) The conduct of an individual guest teacher may influence continued participation
63 in an international guest teacher program between the Board and a guest teacher's resident
64 country.

65 **R277-310-5. Other Provisions.**

66 (1) The opportunity for a teacher from outside the United States to be licensed to teach
67 in Utah schools with assistance provided by the Superintendent under this rule shall be
68 available only to individuals from countries with which the Board has a memorandum of
69 understanding.

70 (2) A business or third party may not facilitate a memorandum of understanding
71 between a foreign country and the Board, but may facilitate the hiring process at the request
72 of an LEA.

73 (3) Notwithstanding this Rule R277-310, an internationally credentialed educator may
74 seek appropriate licensing to teach in Utah schools in accordance with Rule [R277-301](#), even
75 without a host country with a memorandum of understanding with the Board.

76 (4) It is the responsibility of a prospective guest teacher or the guest teacher's home
77 country to ensure that the guest teacher has the appropriate visa or authorization or both to
78 live and teach in the United States for the agreed upon time period and teaching assignment.

79 **KEY: international guest teachers**
80 **Date of Enactment or Last Substantive Amendment:**
81 **Authorizing, and Implemented or Interpreted Law: [Art X Sec 3](#); [53E-3-401\(4\)](#); [53E-6-](#)**
82 **[201\(3\)\(a\)](#)**