

**24:28:01:01. Meaning of terms. As Terms used in this article mean:**

(1) "Administrator<sub>2</sub>" **means** an individual who completes an approved program for principals or school superintendents at an accredited institution or completes an alternative certification program and is issued a certificate;

(2) "Alternative certification<sub>2</sub>" **means** an alternative process of completing teacher or administrator certification requirements while simultaneously employed as a teacher or administrator in a public or department-accredited school;

(3) "Applicant<sub>2</sub>" **means** an individual applying for an initial or renewed educator certificate;

(4) "Approved foreign transcript evaluation agency<sub>2</sub>" **means** an agency approved by the Association of International Credential Evaluators or the National Association of Credential Evaluation Services to conduct foreign credential evaluation services;

(5) "Approved program<sub>2</sub>" **means** courses and experiences requiring completion of a degree with a major or its equivalent, which meets the preparation standards of article 24:53, or an educational preparation program delivered by a regionally-accredited institution of higher education, which meets the preparation standards of another state's educational agency;

(6) "Assigned cooperating teacher," a certified teacher who is partnered with a student teacher during the student teacher's student teaching experience;

~~(6)~~ (7) "Associate degree<sub>2</sub>" **means** a minimum of forty-eight ~~(48)~~ college credit hours from a regionally-accredited or state-approved institution;

~~(7)~~ (8) "Bachelor's degree<sub>2</sub>" **means** a postsecondary degree awarded to an individual after completion of undergraduate coursework approximating ~~120~~ one hundred and twenty credits;

~~(8)~~ (9) "Board<sub>2</sub>" **means** the South Dakota Board of Education Standards;

~~(9)~~ (10) "Categorical special education endorsement<sub>1</sub>" **means** an endorsement that allows the certificate holder to perform services for students in one or more specified disability categories, but does not qualify the certificate holder to provide generalized special education services for all students;

~~(10)~~ (11) "CEO<sub>1</sub>" **means** a chief executive officer of a school or district;

~~(11)~~ (12) "Certificate<sub>1</sub>" **means** a recognition by the ~~Secretary~~ secretary of ~~Education~~ education that authorizes the holder to perform educational services;

~~(12)~~ (13) "Continuing education contact hour<sub>1</sub>" **means** one hour documented by participation in an educational professional development opportunity;

~~(13)~~ (14) "Corps member<sub>1</sub>" **means** a recent college graduate who commits two years to teaching in a low-income rural or urban community through participation in the Teach for America program;

~~(14)~~ (15) "Credit<sub>1</sub>" **means** the equivalent of ~~15~~ fifteen continuing education contact hours;

~~(15)~~ (16) "Date of issuance<sub>1</sub>" **means** the date certification requirements are met and the certificate is issued by the department;

~~(16)~~ (17) "Department<sub>1</sub>" **means** the South Dakota Department of Education;

~~(17)~~ (18) "Department-accredited school" **means** any public or private school, issued accreditation by the department pursuant to article 24:43;

~~(18)~~ (19) "Designated recommending official<sub>1</sub>" **means** the official from an accredited institution with approved education programs who is authorized to verify completion of preparation **requirement** and recommend certification;

~~(19)~~ (20) "Dual credit course<sub>1</sub>" **means** university or postsecondary technical institute courses taught in high schools to eligible, enrolled students by university or postsecondary technical

institute instructors, and offering the opportunity to receive both high school and postsecondary credit upon completion;

~~(20)~~ (21) "Education specialist," **means** an individual who serves as a school counselor, school psychologist, school psychological examiner, curriculum director, special education director, mentor teacher, mentor school counselor, technology integrationist, or technology coordinator, and is issued a certificate;

~~(21)~~ (22) "Educator," **means** a person employed by a school or school district in a position requiring a certificate;

~~(22)~~ (23) "Educator permit," **means** a type of certificate that restricts the holder to the endorsement indicated on the certificate;

~~(23)~~ (24) "Endorsement," **means** the content and subject areas in which the educator is certified;

~~(25)~~ "Inactive certificate," a certificate issued to a certificate holder with a valid certificate, who is not acting as an educator and requests the certificate become inactive for a period of five years;

~~(26)~~ "Interim certificate," a one-year certificate issued to an applicant with an inactive certificate who requires one year to complete the requirements for a valid certificate;

~~(24)~~ (27) "Leadership role," **means** work experience in which an individual's assignment in the organization is designated as a position of authority with responsibility for regulating the relationships between and among people;

~~(28)~~ "Long-term substitute," mean an individual acting as a teacher of record for:

(a) no more than forty-five cumulative school days in a vacant teaching position while a school district pursues a contract for a teacher: or

(b) more than forty-five cumulative school days when a teacher is on a temporary leave of absence, if: (1) the teacher's leave of absence is granted pursuant to the Family and Medical Leave

Act of 1993, 29 U.S.C. § 2601, et seq. as amended to March 18, 2020, by the school; or (2) the individual has a valid or inactive teaching certificate;

~~(25)~~ (29) "Major in content," ~~means~~ a minimum of ~~27~~ twenty-seven semester hours of coursework, with a grade point average of 2.7 or higher, which count toward completion of the degree, not including remedial coursework, from a regionally-accredited institution of higher education, taken in a subject area as identified on an official transcript or verified by the institution of higher education from which the degree was received;

~~—(26)~~ (30) "Mentor," ~~means~~ an educator who provides support and assistance to other educators;

~~(27)~~ (31) "Military personnel and spouse," ~~means~~ an applicant who holds a valid certificate issued by another state or the District of Columbia and is an active duty member of the armed forces of the United States or the spouse of an active duty member and is the subject of a military transfer to South Dakota;

~~—(28) "National Board for Professional Teaching Standards" means a nationally-recognized certification program for teachers, which recognizes accomplished teaching through assessment of content knowledge, reflection on student work samples, video and analysis of teaching practice, and documentation of the impact of assessment and collaboration on student learning;~~

~~(29)~~ (32) "Non-categorical special education endorsement," ~~means~~ an endorsement that allows the certificate holder to provide generalized special education services to all students;

~~—(30)~~ (33) "Pedagogical knowledge," ~~means~~ an understanding of learning, human development, professional ethics, motivational techniques, cultural and individual differences, instructional strategies, classroom management, and assessment strategies that impact the learner;

~~—(31)~~ (34) "Preparation<sub>1</sub>" **means** the type of educational preparation an educator has completed to meet certification requirements. ~~This includes traditional teacher or administrator preparation programs and alternative pathways to certification;~~

~~(32)~~ (35) "Professional development plan<sub>1</sub>" **means** a plan submitted to the department by an applicant completing administrator alternative certification, describing how the applicant will demonstrate evidence of meeting requirements for alternative administrator certification;

~~—(33)~~ (36) "Provisional **status** certificate<sub>1</sub>" **means** a one-year certificate issued to an out-of-state educator in order for the educator to complete the course requirements for South Dakota Indian studies;

~~(34)~~ (37) "Reciprocal certification<sub>1</sub>" **means** the process by which the ~~Secretary~~ secretary recognizes an educator certificate issued by another state and issues an equivalent South Dakota certificate;

~~(35)~~ (38) "Regionally-accredited institution of higher education<sub>1</sub>" **means** a college or university accredited by the official accrediting agency of the state in which the institution is located, or an accredited postsecondary institution or program recognized by the United States Department of Education Office of Postsecondary Education;

~~(39)~~ "School partner," a preschool-through-twelfth-grade school that collaborates with any higher education institution in designing, developing, and implementing field experiences, clinical practice, delivery of instruction, and research;

~~—(36)~~ (40) "School year<sub>1</sub>" **means** July ~~1~~ first through June ~~30~~ thirtieth;

~~(37)~~ (41) "Secretary<sub>1</sub>" **means** the ~~Secretary~~ secretary of the South Dakota Department of Education or the secretary's designee;

~~(38)~~ (42) "Self-contained classroom," means a classroom in which one teacher provides instruction in multiple subjects to the same students for the majority of the student's instructional day;

~~(39)~~ (43) "Specialized learning experience," means an education-related learning experience that incorporates the applicant's occupational field and teaching area and is not obtained through academic coursework or continuing education;

~~(40)~~ "State-approved mentoring program" means a state or district mentoring program recognized by the department;

(41) (44) "State-designated content test," means the assessment of content knowledge used to meet certification requirements with passing scores established by the board;

(42) (45) "State-designated coursework," means required coursework within a content area used to meet certification requirements, as specified by the department;

~~(43)~~ (44) "State-designated pedagogy test," means the assessment of pedagogical knowledge used to meet certification requirements, with passing scores established by the board;

(47) "Student teacher," an individual who is completing an in-depth, direct teaching experience in a school setting conducted as a culminating, field-based experience for an educator preparation program;

(44) (48) "Teach For America," means a national teacher corps that recruits recent college graduates to commit two years to teach in low-income rural and urban communities;

~~(45)~~(49) "Teacher," means an individual who completes an approved teacher education program at an accredited institution or completes an alternative certification program, and is issued a certificate;

~~(46)~~ (50) "Teacher education program," ~~means~~ an educational preparation program delivered by a regionally-accredited institution of higher education;

(51) "Teacher of record," a teacher who develops the lesson plans and delivers the instruction to students;

~~(47)~~ (52) "Temporary certificate," ~~means~~ a one-year certificate issued to an applicant with an invalid educator certificate who requires one year to complete the renewal requirements for a valid certificate;

(53) "Temporary military certificate," a certificate issued to a military personnel and spouse; and

~~(48)~~ (54) "Transcribed credit," ~~means~~ graduate or undergraduate credit on a semester system, issued by a regionally-accredited institution of higher education and documented on an official transcript;

~~(49) "Valid certificate" means a certificate that has not become invalid.~~

~~(50) "Inactive certificate" means a certificate issued to a certificate holder with a valid certificate, who is not acting as an educator and requests the certificate become inactive for a period of five years;~~

~~(51) "Interim certificate" means a one-year certificate issued to an applicant with an inactive certificate who requires one year to complete the requirements for a valid certificate;~~

~~(52) "Temporary military certificate" means a certificate issued to a military personnel and spouse;~~

~~(53) "Teacher of record" means a teacher who develops the lesson plans and delivers the instruction to students; and~~

~~(54) "Long-term substitute" means:~~

~~(A) An individual acting as a teacher of record for no more than 45 cumulative school days in a vacant teaching position while a school district pursues a contract for a teacher; or~~

~~————(B) An individual acting as a teacher of record for more than 45 cumulative school days when a teacher is on a temporary leave of absence, if:~~

~~————(1) The teacher's leave of absence is granted pursuant to the "Family and Medical Leave Act of 1993," 29 U.S.C. § 2601, et seq. by the school; or~~

~~————(2) The individual has a valid or inactive teaching certificate.~~

**Source:** 43 SDR 175, effective July 3, 2017; 45 SDR 84, effective December 19, 2018; 47 SDR 68, effective December 10, 2020; 48 SDR 60, effective December 7, 2021.

**General Authority:** SDCL 13-1-12.1, 13-42-3.

**Law Implemented:** SDCL ~~13-1-12.1~~, 13-42-1 ~~through to~~ 13-42-4, inclusive, 13-43-5, 13-43-5.1.

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## CHAPTER 24:28:09

### EDUCATOR PERMIT REQUIREMENTS

#### Section

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- 24:28:09:46 Student teacher permit -- Employer requirements.

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24:28:09:48 Advanced student teacher permit.

24:28:09:48.01 Duration of advanced student teacher permit.

24:28:09:49 Advanced student teacher permit -- Employer requirements.

24:28:09:50 Advanced student teacher permit -- Regionally accredited institute of higher learning requirements.

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**24:28:09:01. Permit for assignment required.** A person employed in the following areas is required to hold a valid educator permit for the position to which the person is assigned:

- (1) K-12 Native American Lakota, Dakota, Nakota language and culture expert;
- (2) K-12 eminent scholar Lakota, Dakota, Nakota language and culture expert;
- (3) Performing artist;
- (4) Expert lecturer;
- (5) International teacher;
- (6) Drivers education instructor;
- (7) American Sign Language instructor;
- (8) Braille education instructor;
- (9) CEO;
- (10) CTE instructor **permit; and**

(11) Library science ~~permit~~;

(12) Student teacher; and

(13) Advanced student teacher.

**General Authority:** SDCL 13-1-12.1, 13-42-3.

**Law Implemented:** SDCL ~~13-1-12.1~~, 13-42-1 ~~through~~ to 13-42-4, inclusive, 13-43-5, 13-43-5.1.

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**24:28:09:04. Types of educator permits.** Educator permits include:

(1) K-12 Native American Lakota, Dakota, Nakota language and culture;

(2) K-12 eminent scholar Lakota, Dakota, Nakota language;

(3) Performing artist;

(4) Junior ROTC;

(5) Expert lecturer;

(6) Athletic coaching;

(7) International teacher;

(8) Drivers education instructor;

(9) American sign language instructor;

(10) Braille education;

(11) School business official;

(12) CEO;

(13) CTE instructor; ~~and~~

(14) Library science ~~permit;~~

(15) Student teacher; and

(16) Advanced student teacher.

**General Authority:** SDCL 13-1-12.1, 13-42-3.

**Law Implemented:** SDCL ~~13-1-12.1~~, 13-42-1 ~~through~~ to 13-42-4, inclusive, 13-43-5, ~~13-43-5.1~~.

**24:28:09:45. Student teacher permit.** The student teacher permit is awarded to an individual who is under the direct supervision of an assigned cooperating teacher. The student teacher permit is limited to candidates who have met the requirements of their regionally accredited institution of higher education offering the educator preparation program and have:

- (1) Successfully completed sixty minutes of suicide awareness and prevention training from an approved provider within the year prior to application;
- (2) Obtained sign-off from the regionally accredited institution of higher education offering the educator preparation program; and
- (3) Submitted an official transcript that verifies satisfactory completion of educational coursework is likely to be met by the start date of the student teaching experience.

**General Authority:** SDCL 13-1-12.1, 13-42-3.

**Law Implemented:** SDCL 13-42-1 to 13-42-4, inclusive, 13-43-5, 13-43-5.1.

**24:28:09:45.01. Duration of student teacher permit.** The student teacher permit is a one-year non-renewable permit.

**General Authority:** SDCL 13-1-12.1, 13-42-3.

**Law Implemented:** SDCL 13-42-1 to 13-42-4, inclusive, 13-43-5, 13-43-5.1.

**24:28:09:46. Student teacher permit -- Employer requirements.** The school partner or department-accredited school must follow the guidelines as determined by the regionally accredited institution of higher education offering the educator preparation program.

**General Authority:** SDCL 13-1-12.1, 13-42-3.

**Law Implemented:** SDCL 13-42-1 through 13-42-4, 13-43-5.

**24:28:09:47. Student teacher permit -- Regionally accredited institute of higher learning requirements.** The regionally accredited institution of higher education offering the educator preparation program attended by the student teacher shall:

- (1) Ensure the student teacher candidate has the documented performance and progress to qualify for the student teaching experience under the direct supervision of an assigned cooperating teacher; and
- (2) Provide sign off on the student teacher's assignment, with acknowledgement that the student teacher candidate has successfully completed the coursework expected of the student teacher candidate to qualify for the student teaching experience at the time of application.

**General Authority:** SDCL 13-1-12.1, 13-42-3.

**Law Implemented:** SDCL 13-42-1 to 13-42-4, inclusive, 13-43-5.

24:28:09:48 Advanced student teacher permit. The advanced student teacher permit is awarded to an individual who does not require direct supervision by an assigned cooperating teacher. This permit allows a school partner or department-accredited school to employ a student teacher during the student teaching experience as a teacher of record, and upon successful completion, will also satisfy the associated criteria for the student teaching experience. The advanced student teacher permit is limited to candidates who have:

- (1) Successfully completed:
  - (a) The state-designated pedagogy test;
  - (b) The state-designated content test or tests for the area or areas assigned;  
and
  - (c) Sixty minutes of suicide awareness and prevention training from an approved provider within the year prior to application;
- (2) Obtained permission and sign-off from the regionally accredited institution of higher education offering the educator preparation program;
- (3) Submitted an official transcript that indicates satisfactory completion of educational coursework is likely to be met by the start of the student teaching experience;
- (4) Registered for the final coursework necessary for program completion, with the coursework reflected on an official transcript;
- (5) Participate in a mentor program; and
- (6) Adhere to the South Dakota Code of Professional Ethics for Teachers as set forth in chapter 24:08:03.

**General Authority: SDCL 13-1-12.1, 13-42-3.**

Law Implemented: SDCL 13-42-1 to 13-42-4, inclusive, 13-43-5, 13-43-5.1.

24:28:09:48.01. Duration of advanced student teacher permit. The advanced student teacher permit is a one-year non-renewable permit.

General Authority: SDCL 13-1-12.1, 13-42-3.

Law Implemented: SDCL 13-42-1 to 13-42-4, inclusive, 13-43-5, 13-43-5.1.

24:28:09:49. Advanced student teacher permit -- Employer requirements. The employing school partner or department-accredited school shall:

- (1) Verify the applicant has a valid advanced student teacher permit;
- (2) Document that the school attempted but was unable to hire a teacher with a professional or advanced teaching certificate prior to hiring an applicant with an advanced student teaching permit;
- (3) Complete an intent to employ for an individual holding an advanced student teacher permit;
- (4) Provide board minutes indicating the approval of hiring a student teacher holding an advanced student teacher permit to serve as the teacher of record;
- (5) Provide an assigned cooperating teacher for the candidate to assist with academic and classroom management support through regular meetings;
- (6) Provide assurances of regular observation, guidance, and evaluation of assigned duties by the building principal;
- (7) Report the approved student teacher in the Personnel Record Form;

- (8) Provide monetary compensation to the student teacher, if the individual is serving as a teacher of record;
- (9) Offer enrollment in a mentor program in addition to the assigned cooperating teacher; and
- (10) Provide the applicant with information about the South Dakota Code of Professional Ethics for Teachers as set forth in chapter 24:08:03.

**General Authority:** SDCL 13-1-12.1, 13-42-3.

**Law Implemented:** SDCL 13-42-1 to 13-42-4, inclusive, 13-43-5.

**24:28:09:50. Advanced student teacher permit -- Regionally accredited institute of higher learning requirements.** The regionally accredited institution of higher education offering the educator preparation program attended by the student teacher shall provide sign off on the student teacher's assignment, with acknowledgement that the student teacher candidate has successfully completed the requirements as determined by the regionally accredited institution of higher education offering the educator preparation program including:

- (1) Successful completion of the state-designated pedagogy test;
- (2) Successful completion of the state-designated content test or tests in the area or areas assigned;
- (3) A minimum level of proficiency of a 3.0 grade point average for content and pedagogy coursework;
- (4) Successful completion of coursework expected of the student teacher candidate to qualify for student teaching experience at the time of application; and

(5) Registration for the final coursework necessary for program completion, with the coursework reflected on an official transcript.

**General Authority:** SDCL 13-1-12.1, 13-42-3.

**Law Implemented:** SDCL 13-42-1 to 13-42-4, inclusive, 13-43-5.