

New Business Item 20-36 Rev
Introduced April 16, 2021
Approved April 16, 2021
Reintroduced November 19, 2021
Approved November 19, 2021

TITLE: Approval of Revisions to Hawaii Administrative Rules

The Hawaii Teacher Standards Board approves the following revisions to Hawaii Administrative Rules.

The Executive Director shall implement the administrative rule process:

1. Submit the revisions to the Attorney General's office for review as to form.
2. Following approval by the Attorney General's office, the revisions will be submitted to the Governor's office for approval to hold a public hearing.
3. The hearing shall be advertised and held according to state law.
4. Testimony from the hearing will be submitted to the HTSB for review and possible additional revision. If there is significant revision, steps 1 through 4 will be repeated.
5. If there is no additional revision, the rules shall be returned to the Attorney General for approval as to form.
6. Once signed, final approval will be requested from the Governor for the revisions to become law.

Submitted by: Branden Kawazoe

REVISION OF HAWAII ADMINISTRATIVE RULES
HAWAII TEACHER STANDARDS BOARD
2021

A	B	C	D
CURRENT RULES	RAMSEYER FORMAT	PROPOSED REVISIONS 10-05-2021	RATIONALE - 10-05-2021 REVISIONS
<p>§8-54-1 Statement of purpose. (a) All of Hawaii’s public school children deserve to be taught by teachers who are qualified to practice the profession of teaching. The provision of quality education for all public school children is a critical function of state government. The highest standards must be applied to the training of teachers, the screening of applicants for employment and the continued employment of teachers. Teacher standards strengthen the school system’s accountability to the public by ensuring that qualified teachers are employed in the public school system.</p> <p>(b) The purpose of this chapter is to set the standards by which public school teachers shall be licensed and relicensed. These standards shall be established by the Hawaii teacher standards board. [Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; am and comp 10/27/11; am and comp 10/30/14] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-1 Statement of purpose. (a) All of Hawaii’s P-12 students public school children deserve to be served by educators taught by teachers who are qualified to practice their respective professions of teaching. The provision of quality education for all P-12 students in Hawaii public school children is a critical function of state government. The highest standards must be applied to the training of educators teachers, the screening of applicants for employment in Hawaii and the continued employment of educators teachers. Educator Teacher standards strengthen the school system’s accountability to the public by ensuring that qualified educators teachers are employed in the Hawaii P-12 public school system.</p> <p>(b) The purpose of this chapter is to set the standards by which P-12 public school teachers educators in Hawaii shall be licensed and relicensed. These standards shall be</p>		<p>Educators is more inclusive (see definitions) and respective professions</p> <p>Specifically for P-12 students because those are the only grade levels approved by the HTSB</p> <p>Hawaii-specific educators</p> <p>Define educator standards</p>

	<p>established by the Hawaii teacher standards board.</p> <p><u>(c) In situations not specifically addressed by these rules, the board shall use its best discretion in furtherance of HAR §§8-54-1 and 8-54-1.1</u> [Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; am and comp 10/27/11; am and comp 10/30/14] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>		<p>Language to address items that are not specifically identified</p>
<p>§8-54-1.1 Authority. The Hawaii teacher standards board shall administer the licensing and relicensing process in accordance with applicable provisions in chapter 302A, Hawai'i Revised Statutes, and the standards provided in this chapter. No person paid under the salary schedule contained in the unit 05 collective bargaining agreement shall serve as a teacher in the department or a charter school without first having obtained a license or permit from the board in such form as the board determines. The superintendent of the department of education and charter school administrator shall administer the emergency hire process in accordance with applicable provisions in sections 302A-801-808, Hawai'i Revised Statutes and the standards provided in this chapter.</p>	<p>§8-54-1.1 Authority. The Hawaii teacher standards board shall administer the <u>licensing, permitting, certification and relicensing-renewal</u> process in accordance with applicable provisions in chapter 302A, Hawai'i Revised Statutes, and the standards provided in this chapter. No person paid under the salary schedule contained in the unit 05 collective bargaining agreement shall serve as a teacher in the department or a charter school without first having obtained a license or permit from the board in such form as the board determines. The superintendent of the department of education and charter school administrator shall administer the emergency hire process in accordance with applicable provisions in sections 302A-801-808, Hawai'i Revised Statutes</p>		<p>Addition of certification</p>

<p>[Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; am and comp 10/27/11; am and ren §8-54-1.1 10/30/14] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>	<p>and the standards provided in this chapter. [Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; am and comp 10/27/11; am and ren §8-54-1.1 10/30/14] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-2 Repealed [R 10/30/14]</p>	<p>§8-54-2 Repealed [R 10/30/14]</p>		
<p>§8-54-2.1 Applicability. Any action relating to the screening and hiring of teacher applicants by the department or charter schools shall be in accordance with the standards provided in this chapter. All licenses and permits issued by the board shall be renewable provided the licensee or permittee continues to satisfy the board's standards and the renewal requirements. [Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; am and comp 10/27/11; am and ren §8-54-2.1 10/30/14] (Auth: HRS §302A-805) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-2.1 Applicability. Any action relating to the screening and hiring of teacher applicants by the department or charter schools shall be in accordance with the standards provided in this chapter. The standards provided in this chapter shall be applicable to any action by the department or charter schools relating to the screening and hiring of teachers. All licenses, and permits, and certificates issued by the board shall be renewable provided the licensee or permittee continues to satisfy the board's standards and the renewal requirements. [Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; am and comp 10/27/11; am and ren §8-54-2.1 10/30/14] (Auth: HRS §302A-805) (Imp: HRS §§302A-801 to -808)</p>		<p>Concise language</p> <p>Delete renewable language because each section identifies this language</p>

§8-54-2.2 Delegation of Powers. (a) The board delegates authority to the Executive Director to complete the actions set forth in subsections (b) and (c). All delegated actions will be presented to the board at their next regularly scheduled meeting.

(b) The Executive Director is authorized to grant initial licenses, added fields and permits when the following criteria have been met:

- (1) All forms, tests and documentation for meeting licensing and permit requirements have been submitted by the applicant and received by the board's office;
- (2) Forms and documentation are complete;
- (3) There are no professional fitness issues; and
- (4) All fees have been paid.

(c) The Executive Director is further authorized to grant license and permit renewals when the following criteria have been met:

- (1) All forms and documentation for meeting renewal requirements have been submitted by the applicant and received by the board's office;

§8-54-2.2 Delegation of Powers. (a) The board delegates authority to the Executive Director to complete the actions set forth in subsections (b) and (c). All delegated actions will be presented to the board at their next regularly scheduled meeting.

(b) The Executive Director is authorized to grant ~~initial licenses,~~ **added fields and, permits, and certificates** when the following criteria have been met:

- (1) All forms, tests and documentation for meeting licensing and permit requirements have been submitted by the applicant and received by the board's office;
- (2) Forms and documentation are complete;
- (3) There are no professional fitness issues; and
- (4) All fees have been paid.

(c) The Executive Director is further authorized to grant ~~license, and permit, and certificate~~ **license,** renewals when the following criteria have been met:

- (1) All forms and documentation for meeting renewal requirements have been submitted by the applicant

Reference to amended §302A-802
 "Licensing and certification standards"
authorizing HTSB to issue private school certificates

Updated language

<p>(2) Forms and documentation are complete;</p> <p>(3) There are no professional fitness issues; and</p> <p>(4) All fees have been paid. [Eff 10/27/11; am and ren §8.54-2.2 10/30/14] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>	<p>and received by the board's office;</p> <p>(2) Forms and documentation are complete;</p> <p>(3) There are no professional fitness issues; and</p> <p>(4) All fees have been paid.</p> <p>(d) The Executive Director is further authorized to:</p> <p>(1) Make revisions to HTSB applications and forms to comport with actions of the board.</p> <p>(2) Conduct a review of applications or current licenses, permits, or certificates.</p> <p>(3) Issue a notice of insufficiency will be issued to applicants or current license, permit, or certificate holders who are found to be out of compliance with the applicable board approved New Business Items (NBI) or rules contained within this chapter.</p> <p>[Eff 10/27/11; am and ren §8.54-2.2 10/30/14] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>		<p>Ensures consistent issuing of licenses and accountability</p> <p>Amended at board meeting "will be issued"</p>
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<p>§8-54-2.3 Electronic capture of documents. Electronic records of the board as may be certified by the custodian of records, shall constitute the official business records of the board. [Eff 8/13/04; comp 8/13/04; am and comp 10/27/11; am and ren §8-54-2.1 10/30/14] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-2.3 Electronic capture of documents. Electronic records of the board as may be certified by the custodian of records, shall constitute the official business records of the board. [Eff 8/13/04; comp 8/13/04; am and comp 10/27/11; am and ren §8-54-2.1 10/30/14] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-2.4 License and permit fees. (a) The payment of fees is a requirement for issuance of the license or permit. In the case of an approved payment plan for payment of license or renewal fees, interval payments shall be made according to the payment plan agreement and if in non-compliance may be grounds for appropriate action.</p> <p>(b) If a licensee fails to pay the license or permit fees, the license or permit may be automatically forfeited until the licensee or permittee restores the license in a manner determined by the board.</p> <p>(c) Once a license or permit has been issued there shall be no refund of fees.</p> <p>(d) When the board is fiscally able to apply a discount for online applications and renewals, it may decrease the amount charged to the applicant, licensee or permittee for fee payments made using the online</p>	<p>§8-54-2.4 License, and permit, and certificate fees. (a) The payment of fees is a requirement for issuance of the license, or permit, and certificate. In the case of an approved payment plan for payment of license, permit or certificate or renewal fees, interval payments shall be made according to the payment plan agreement and if in non-compliance may be grounds for appropriate action.</p> <p>(b) If a licensee license, permit, or certificate holder fails to pay the license or permit fees, the license, permit, or certificate shall be automatically become invalid forfeited until the licensee or permittee license, permit, or certificate holder restores the license, permit, or certificate in a manner determined by the board.</p> <p>(c) Once a license, or permit, or certificate has been issued there shall be no refund of fees.</p>		<p>Addition of the word certificate</p>

<p>[Eff 10/30/14; am 9/5/19] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>	<p>Adding a licensing field to an existing license, per field \$25 no charge Non-DOE/Charter School name change \$25 no charge Late payment of license, permit or renewal fee \$25 Restoration fee \$25 SATEP Data Entry Correction Fee per error \$300 Registration Fee for Out of State Education Preparation Providers operating in Hawaii \$500 State Review fee for each license field \$500 State Review fee for units \$1,000 [Eff 10/30/14; am] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>		<p>Approved by board April 2021</p>
<p>§8-54-2.5 Approved payment plan. (a) As allowed by the board, a licensee or permittee may elect to participate in various payment plans set forth by the board to pay license and renewal fees. (b) Failure to keep compliant with timely and complete payments shall be regarded as failure to pay required fees for license or renewal and shall be grounds for automatic forfeiture of the license or permit. A person with a forfeited license is prohibited from engaging in the teaching profession.</p>	<p>§8-54-2.5 Approved payment plan. (a) As allowed by the board, a licensee or permittee may elect to participate in various payment plans set forth by the board to pay license and renewal fees. (b) Failure to keep compliant with timely and complete payments shall be regarded as failure to pay required fees for license or renewal and shall be grounds for automatic forfeiture of the license or permit. A person with a forfeited license is prohibited from engaging in the teaching profession.</p>		

<p>(c) The board may restore a forfeited license under these circumstances if the licensee becomes current with all payments. Failure to restore in a timely manner as determined by the board shall cause the forfeited license to be terminated. A person with a terminated license must apply for a new license or permit and meet current application requirements. [Eff 10/30/14] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>	<p>(c) The board may restore a forfeited license under these circumstances if the licensee becomes current with all payments. Failure to restore in a timely manner as determined by the board shall cause the forfeited license to be terminated. A person with a terminated license must apply for a new license or permit and meet current application requirements. [Eff 10/30/14] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-2.6 Hawai'i teacher standards board special fund. All fees collected shall be deposited in the Hawai'i teacher standards board special fund established within the state treasury. All other monies received by the board as appropriations, fines, grants or donations shall be deposited in the special fund. The fund shall be administered by the department and used to pay the expenses of the board, including but not limited to, the payment of all operational personnel costs and reimbursements of board members for travel expenses incurred. [Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; comp 10/27/11; am and ren §8-54-2.6 10/30/14] (Auth: HRS §302A-806) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-2.6 Hawai'i teacher standards board special fund. All fees collected shall be deposited in the Hawai'i teacher standards board general or special fund established within the state treasury. All other monies received by the board as appropriations, fines, grants or donations shall be deposited in the general or special fund. The fund shall be administered by the department and used to pay the expenses of the board, including but not limited to, the payment of all operational personnel costs and reimbursements of board members for travel expenses incurred. [Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; comp 10/27/11; am and ren §8-54-2.6 10/30/14] (Auth: HRS §302A-806) (Imp: HRS §§302A-801 to -808)</p>		<p>Approved by board April 2021</p>

<p>§8-54-3 Definitions. As used in this chapter:</p> <p>“Accreditation” means a process for assessing and enhancing academic and educational quality through peer review. National accreditation informs the public that an institution has a professional education unit that has met state, professional, and institutional standards of educational quality. National accrediting bodies are approved by the US Department of Education to accredit teacher education programs.</p> <p>“Board” means the Hawaii teacher standards board. “Censure” means a formal or stern warning given by the board.</p> <p>“Charter schools” means public schools holding charters to operate as charter schools under chapter 302D, including start-up and conversion charter schools, that have the flexibility to implement alternative frameworks with regard to curriculum, facilities management, instructional approach, length of the school day, week, or year, and personnel management.</p> <p>“Charter School Administrator” means head of a local school board of a Charter School.</p>	<p>§8-54-3 Definitions. As used in this chapter:</p> <p>“Accreditation (Programmatic)” means a process for assessing and enhancing academic and educational quality through peer review. National a Accreditation informs the public that an institution has a professional education unit that has met state, professional, and institutional standards of educational quality. National a Accrediting bodies are will be approved by the US Department of Education board to accredit teacher education programs preparation providers.</p> <p>“Accreditation (Institutional)” means the degree granting institution is accredited by one of the accrediting agencies recognized by the Secretary of the U.S. Department of Education as reliable authorities concerning the quality of education or training offered by the institutions of higher education or higher education programs they accredit.</p> <p>“Board” means the Hawaii teacher standards board.</p> <p>“Censure” means a formal or stern warning given by the board.</p>		<p>Approved by board April 2021</p> <p>Updated to be consistent with the US DOE language</p>
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<p>“Code of Ethics” means the contents of Appendix D, which describes the desired conduct of P-12 teachers as members of the teaching profession.</p> <p>“Condition” means a qualification, restriction, limitation, or requirement imposed on the licensee or permittee that must be true or done.</p> <p>“Criminal action against children” means any crime involving minors deemed by the Hawaii teacher standards board to have a direct bearing on an individual’s ability to serve as a teacher.</p> <p>“Cultural Growth and Development Plan” means a plan to develop the cultural and professional knowledge, skills and dispositions to effectively integrate Hawaiian ways of knowing, learning and teaching and increase instructional proficiency in the Hawaiian language, history and culture</p>	<p>“Certificate” means a document signifying recognition granted by the board to practice the profession of teaching in a Hawaii private school.</p> <p>“Charter schools” means public schools holding charters to operate as charter schools under chapter 302D, including start-up and conversion charter schools, that have the flexibility to implement alternative frameworks with regard to curriculum, facilities management, instructional approach, length of the school day, week, or year, and personnel management.</p> <p>“Charter School Administrator” means principal, director or head of a local school board of a Charter School.</p> <p>“Code of Ethics” means the contents of Appendix D, which describes the desired-ethical conduct of P-12 teachers as members of the teaching profession.</p> <p>“Condition” means a qualification, restriction, limitation, or requirement imposed on the licensee or permittee that must be true or done.</p> <p>“Criminal action against children” means any crime involving</p>		<p>Approved by board April 2021</p>
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<p>for an individual holding a special permit to teach in Kaia`ōlelo-Kaiapuni Hawai`i, Hawaiian Language Immersion, and Hawaiian Knowledge classrooms. The plan will be developed for the permittee in collaboration with the Office of Hawaiian Education and a Hawaiian Immersion educator preparation program.</p> <p>“Deny” means to withhold or refuse to grant a license or permit.</p> <p>“Department” means the department of education.</p> <p>“Educator Preparation Provider” means a teacher, school counselor or school librarian preparation program that meets the board’s state approval performance standards and has been reviewed and approved in an approval process specified by the board.</p> <p>“Emergency Hire” means an unlicensed employee of a public school paid under the salary schedule contained in the unit 05 collective bargaining agreement.</p> <p>“Employer” means any public, charter, independent or private school</p>	<p>minors deemed by the Hawaii teacher standards board to have a direct bearing on an individual’s ability to serve as a teacher.</p> <p>“Criminal conviction” means a conviction of a misdemeanor, petty misdemeanor, or other non-felony criminal offense which, as determined by the board, may adversely affect the ability of the license, permit, or certificate holder to engage in the activities of the teaching profession.</p> <p>“Cultural Growth and Development Plan” means a plan to develop the cultural and professional knowledge, skills and dispositions to effectively integrate Hawaiian ways of knowing, learning and teaching and increase instructional proficiency in the Hawaiian language, history and culture for an individual holding a special permit to teach in Kaia`ōlelo-Kaiapuni Hawai`i, Hawaiian Language Immersion, and Hawaiian Knowledge classrooms. The plan will be developed for the permittee in collaboration with the Office of Hawaiian Education and a Hawaiian Immersion educator preparation program.</p>		<p>Definition added for professional fitness clarification.</p>
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<p>which hires teachers, school counselors and school librarians.</p> <p>“Executive Director” means the executive officer of the Hawaii teacher standards board.</p> <p>“Experience” means contracted service in a P-12 school setting in the license field and/or level required to grant a Hawaii license or permit.</p> <p>“Fee” means any monetary amount assessed to process, issue, modify, correct, or approve a license or permit. Fee also means any monetary amount assessed to process, issue, modify, correct, or approve a teacher education program; or to an institution for the processing or correction of data or information.</p> <p>“Felony” is defined as those acts which are criminal acts defined as felonies by the Hawaii Revised Statutes or similar criminal acts which were committed in other jurisdictions.</p> <p>“Forfeit” or “forfeited” or “forfeiture” shall refer to and mean the status of a license or permit that has been automatically cancelled for failure to renew the license or permit, or for failure to comply with the provisions of section 8-54-2.4.</p> <p>“Internet crimes” means internet crimes as defined by Hawaii Revised Statutes.</p>	<p>“Deny” means to withhold or refuse to grant a license or ,permit, or certificate.</p> <p>“Department” means the Hawaii department of education.</p> <p>“Educator” means the same as “teacher”</p> <p>“Educator Preparation Provider” means a teacher, school counselor or school librarian preparation program that meets the board’s state approval performance standards and has been reviewed and approved in an approval process specified by the Hawaii teacher standards board.</p> <p>“Educator Standards” means standards adopted by the board that define what a teacher, school librarian, school counselor needs to know and be able to do to practice their profession.</p> <p>“Emergency Hire” means an unlicensed employee of a public school paid under the salary schedule contained in the unit 05 collective bargaining agreement.</p> <p>“Employer” means any public, charter, independent or private school which hires teachers, school counselors and school librarians.</p> <p>“Executive Director” means the executive officer of the Hawaii teacher standards board.</p>		<p>Approved by board April 2021</p> <p>Educator defined due to its use throughout this document</p> <p>Definition added for clarification</p>
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<p>“License” means the document signifying recognition granted by the board to practice the profession of teaching.</p> <p>“Licensee” means the holder of a valid Hawaii teaching license.</p> <p>“Meritorious New Teacher Candidate” means a designation awarded to teacher candidates in states approved by the board who meet rigorous criteria in areas that have been shown to correlate with student learning gains; strong verbal skills; a high level of mastery of their subject matter; in-depth student teaching; and excellence in their professional program.</p> <p>“Misdemeanor” for the purpose of these rules is defined as those misdemeanor convictions that pose a substantial risk of harm to the health, safety or welfare of students, minors or others.</p> <p>“National Board Certification” means the voluntary advanced certification developed and administered by the National Board for Professional Teaching Standards.</p> <p>“Payment plan” shall refer to and mean a binding agreement on the licensee or permittee to make required payments in a timely manner to comply with license, permit, or renewal requirements.</p>	<p>“Experience” means contracted service employment in a P-12 school setting <u>in Hawaii or another jurisdiction</u> in the license field and/or level required to grant a Hawaii license, or permit, <u>or certificate</u>.</p> <p><u>“Expire” or “expiration” shall mean the status of a license, permit, or certificate that is no longer valid for failure to renew the license, permit, or certificate within the applicable period of time or for failure to comply with the provisions of section 8-54-2.4.</u></p> <p>“Fee” means any monetary amount assessed to process, issue, modify, correct, or approve a license or permit. Fee also means any monetary amount assessed to process, issue, modify, correct, or approve a teacher education program; or to an institution for the processing or correction of data or information.</p> <p>“Felony” is defined as those acts which are criminal acts defined as felonies by the Hawaii Revised Statutes or similar criminal acts which were committed in other jurisdictions.</p> <p>“Forfeit” or “forfeited” or “forfeiture” shall refer to and mean the status of a license or permit that has been automatically cancelled for failure to renew the license or permit,</p>		<p>Experience clarification</p> <p>Expire and expiration defined to clarify a status of a license, permit or certificate</p> <p>Term no longer used</p>
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<p>"Permit" means a limited duty special permit as defined by §8-54-9.6.</p> <p>"PRAXIS" means the set of tests developed and administered by the Educational Testing Service.</p> <p>"Private Employer" for purposes of teacher licensure refers to non-public employers of teachers.</p> <p>"Program" means a planned sequence of courses and experiences for the purpose of preparing teachers and other school professionals to work in pre-kindergarten through twelfth grade settings. Programs may lead to a degree, a recommendation for a state license, both, or neither.</p> <p>"Public school" means an academic and non-college type school established and maintained by the department of education or a charter school chartered by the board of education in accordance with law.</p> <p>"Reinstate" or "reinstatement" shall refer to and mean a determination by the board to allow a person who has met requirements set by the board to engage in the practice of teaching following a license or permit suspension or disciplinary condition.</p> <p>"Renew" or "renewal" means a determination by the board, prior to expiration of a license or permit, to grant additional years of validity based on the number of years the</p>	<p>or for failure to comply with the provisions of section 8-54-2.4.</p> <p>"Full-time" employment means employment as defined by the employer.</p> <p>"Internet crimes" means internet crimes as defined by Hawaii Revised Statutes.</p> <p>"Jurisdiction" means the United States including its districts, territories, and Department of Defense Education Activity.</p> <p>"License" means the document signifying recognition granted by the board to practice the profession of teaching.</p> <p>"Licensee" means the holder of a valid Hawaii teaching license.</p> <p>"Meritorious New Teacher Candidate" means a designation awarded to teacher candidates in states approved by the board who meet rigorous criteria in areas that have been shown to correlate with student learning gains; strong verbal skills; a high level of mastery of their subject matter; in-depth student teaching; and excellence in their professional program.</p> <p>"Misdemeanor" for the purpose of these rules is defined as those misdemeanor convictions that pose a substantial risk of harm to the health, safety or welfare of students, minors or others.</p>		<p>Approved by board April 2021</p> <p>Jurisdiction is intended to still be within the Unites States of America</p> <p>Approved by board April 2021</p>
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<p>license or permit is eligible to be renewed.</p> <p>“Reprimand” shall have the same meaning as “Censure”.</p> <p>“Revocation” means loss of a teaching license or permit for not less than five years.</p> <p>“Sex offense” means sexual offenses as defined by Hawai'i Revised Statutes.</p> <p>“School Counselor” means a person whose duties are primarily promoting and enhancing the learning process within the context of academic development, career development and personal/social development and may also include the same definition as “teacher” for purposes of this chapter.</p> <p>“School Librarian” means a person whose duties are primarily administering the library media program at the individual school level and also includes the same definition as “teacher” for purposes of this chapter.</p> <p>“Specialized Professional Associations” or “SPAs” are national organizations that represent teachers, professional education faculty, and other school professionals who teach a specific subject matter, teach students at a specific developmental level, teach students with specific needs, or provide services to students.</p>	<p>“National Board Certification” means the voluntary advanced certification developed and administered by the National Board for Professional Teaching Standards.</p> <p>“P-12 School Setting” means a full-time public or private school responsible for compensatory compulsory education.</p> <p>“Payment plan” shall refer to and mean a binding agreement on the licensee or permittee to make required payments in a timely manner to comply with license, permit, or renewal requirements.</p> <p>“Permit” means a limited duty special permit as defined by §8-54-9.6.</p> <p>“PRAXIS” means the set of tests developed and administered by the Educational Testing Service.</p> <p>“Private Employer” for purposes of teacher licensure refers to non-public employers of teachers.</p> <p>“Professional Fitness” means The screening process that ensures teachers are suitable to practice the profession of teaching.</p> <p>“Program” means a planned sequence of courses and clinical experiences for the purpose of preparing teachers and other school professionals to work in pre-kindergarten through twelfth grade settings. Programs may lead to a</p>		<p>Compensatory is supplemental and compulsory is required education</p> <p>PF language, needs a definition</p> <p>This definition defines HTSB’s process for screening teachers to practice their profession.</p>
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<p>“State-approved teacher education program” means a teacher preparation program that meets the board’s state approval performance standards and has been reviewed and approved by the board.</p> <p>“Superintendent” means the state superintendent of the department of education.</p> <p>“Suspension” means temporary loss of a teaching license/permit for not more than five (5) years due to a disciplinary action by the board.</p> <p>“Teacher” means a person whose duties in the public school system are primarily teaching or instruction of students or related activities centered primarily on students and who is in close and continuous contact with students, and shall include but not be limited to classroom teachers, school librarians, counselors, registrars, and special education teachers.</p> <p>“Teacher Leader” means an educator identified by his/her employer who assumes formally or informally one or more of a wide array of leadership roles to support teaching and learning.</p> <p>“Terminate” or “Terminated” or “Termination” shall refer to and mean the status of a license or permit that has been automatically cancelled for</p>	<p>degree, a recommendation for a state license, both, or neither.</p> <p>“Public school” means an academic and non-college type school established and maintained by the department of education or a charter school chartered by the board of education in accordance with law.</p> <p>“Reinstate” or “reinstatement” shall refer to and mean a determination by the board to allow a person who has met requirements set by the board to engage in the practice of teaching following a license or permit suspension or disciplinary condition.</p> <p>“Renew” or “renewal” means a determination by the board, prior to expiration of a license or permit, to grant additional years of validity based on the number of years the license or permit, or certificate is eligible to be renewed.</p> <p>“Reprimand” shall have the same meaning as “Censure”.</p> <p>“Revocation” means loss of a teaching license or permit for not less than five years.</p> <p>“Semester Hours” means semester credits from an institutionally accredited institute of higher education.</p>		<p>Semester hours is language that is used for content knowledge and should not be confused with actual clock hours, but rather credits or credit hours</p>
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<p>failure to timely restore a forfeited license or permit.</p> <p>“Unit” or “professional education unit” means the college, school, department, or other administrative body in colleges, universities, or other organizations with the responsibility for managing or coordinating all programs offered for the initial and advanced preparation of teachers and other school professionals, regardless of where these programs are administratively housed in an institution. The professional education unit must include in its accreditation review all programs offered by the institution for the purpose of preparing teachers and other school professionals to work in pre-kindergarten through twelfth grade settings.</p> <p>“Valid license or valid permit” means a license or permit issued or renewed by the board after all criteria set by the board have been met and authorizes the licensee or permittee to engage in the teaching profession.</p> <p>“Warning” means an admonition relating to a violation of the Code of Ethics that the board deems not warranting a censure or other disciplinary action. [Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; am and comp 11/9/07; am and</p>	<p>“Sex offense” means sexual offenses as defined by Hawai'i Revised Statutes.</p> <p>“School Counselor” means a person whose duties are primarily promoting and enhancing the learning process within the context of academic development, career development and personal/social development and may also include the same definition as “teacher” for purposes of this chapter.</p> <p>“School Librarian” means a person whose duties are primarily administering the library media program at the individual school level and also includes the same definition as “teacher” for purposes of this chapter.</p> <p>“Specialized Professional Associations” or “SPAs” are national organizations that represent teachers, professional education faculty, and other school professionals who teach a specific subject matter, teach students at a specific developmental level, teach students with specific needs, or provide services to students.</p> <p>“State-approved teacher education program” means a teacher preparation program that meets the board's state approval performance standards and has been reviewed and approved by the board means has the same meaning as educator preparation provider.</p>		<p>SPAs are no longer used</p>
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comp 10/27/11; am and comp 10/30/14; am] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)

“Superintendent” means the ~~Hawaii~~ state superintendent of the ~~Hawaii~~ department of education or a superintendent of a local school district in other jurisdictions.

“Suspension” means temporary loss of a teaching license, ~~permit, or certificate~~ for not more than five (5) years due to a disciplinary action by the board.

“Teach-out plan” means a written agreement between accredited institutions that provides for the equitable treatment of students if one of these institutions stops offering an educational program before all students enrolled in that program complete the program.

“Teacher” means a person whose duties ~~in the public school system in a P-12 school~~ are primarily teaching or instruction of students or related activities centered primarily on students and who is in close and continuous contact with students either in person or through distance learning, and shall include but not be limited to classroom teachers, school librarians, school counselors, registrars, and special education teachers.

“Teacher Leader” means an educator identified by his/her employer who assumes formally or informally one or

Hawaii-specific

Clarifies a process that an educator preparation provider can use if they are no longer operating in Hawaii

Additional language for online teachers

more of a wide array of leadership roles to support teaching and learning.

~~“Terminate” or “Terminated” or “Termination” shall refer to and mean the status of a license, or permit, or certificate that has been automatically cancelled for failure to timely restore a forfeited license or permit.~~

~~“Unit” or “professional education unit” means the college, school, department, or other administrative body in colleges, universities, or other organizations with the responsibility for managing or coordinating all programs offered for the initial and advanced preparation of teachers and other school professionals, regardless of where these programs are administratively housed in an institution. The professional education unit must include in its accreditation review all programs offered by the institution for the purpose of preparing teachers and other school professionals to work in pre-kindergarten through twelfth grade settings.~~

“Valid” ~~license or valid permit~~ means a license, ~~or~~ permit, ~~or~~ certificate issued or renewed by the board after all criteria set by the board have been met and authorizes the licensee or permittee to engage in the teaching profession, ~~and has not been~~

Defining the overall term and the items it entails

Terminate is no longer a term that is needed

Clarifying the term valid

	<p>revoked, suspended, forfeited, surrendered, or expired.</p> <p>“Warning” means an admonition relating to a violation of the Code of Ethics that the board deems not warranting a censure or other disciplinary action.</p> <p>“Year” means a full academic school year as identified by the employer.</p> <p>[Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; am and comp 11/9/07; am and comp 10/27/11; am and comp 10/30/14; am] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>		
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<p>§8-54-3.1 Penalties. (a) Any person who engages in the profession of teaching as a classroom teacher, school librarian or school counselor in a public school without first being issued a license or permit shall be fined \$500 per school year.</p> <p>(b) Any employer who knowingly or intentionally violates this chapter by employing an individual as a public school classroom teacher, school librarian or school counselor who does not possess a valid license or permit may be fined \$500 per school year.</p> <p>(c) All fines collected shall be deposited into the Hawai'i teacher standards board special fund. [Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; comp 10/27/11; am and ren §8-54-3.1 10/30/14; am] (Auth: HRS §302A-808) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-3.1 Penalties. (a) Any person who engages in the profession of teaching as a classroom teacher, school librarian or school counselor in a public school without first being issued a license or permit shall be fined \$500 per school year.</p> <p>(b) Any employer who knowingly or intentionally violates this chapter by employing an individual as a public school classroom teacher, school librarian or school counselor who does not possess a valid license or permit may be fined \$500 per school year.</p> <p>(c) All fines collected shall be deposited into the Hawai'i teacher standards board special <u>or general</u> fund. [Eff 6/13/97; comp 7/18/98; comp 12/20/01; am and comp 8/13/04; comp 10/27/11; am and ren §8-54-3.1 10/30/14; am] (Auth: HRS §302A-808) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-4 Repealed [R 10/30/14]</p>	<p>§8-54-4 Repealed [R 10/30/14]</p>		
<p>§8-54-5 Repealed [R 10/30/14]</p>	<p>§8-54-5 Repealed [R 10/30/14]</p>		
<p>§8-54-6 Repealed [R 10/30/14]</p>	<p>§8-54-6 Repealed [R 10/30/14]</p>		
<p>§8-54-7 Repealed [R 10/30/14]</p>	<p>§8-54-7 Repealed [R 10/30/14]</p>		
<p>§8-54-8 Repealed [R 10/30/14]</p>	<p>§8-54-8 Repealed [R 10/30/14]</p>		
<p>§8-54-9 Repealed [R 10/30/14]</p>	<p>§8-54-9 Repealed [R 10/30/14]</p>		

<p>§8-54-9.1 Provisional license.</p> <p>(a) A non-renewable provisional license may be granted to an applicant for three (3) years provided that the individual has met the following criteria:</p> <ol style="list-style-type: none"> (1) Possesses a baccalaureate degree from a regionally accredited institution or the equivalent from a non-U.S. institution; (2) Satisfactorily completed a State-approved teacher, librarian or counselor education program; (3) Demonstrated basic skills and subject area competency in a manner prescribed by the board; (4) Obtained clearance in the professional fitness check; and (5) Pays license fees as established by the board. [Eff 10/30/14] (Auth: HRS §302A-802) (Imp: HRS §§302A-801 to -808) <p>(b) A non-renewable provisional license may be granted to an applicant for three (3) years provided that the individual has met the following criteria:</p> <ol style="list-style-type: none"> (1) Possesses a baccalaureate degree from a regionally 	<p>§8-54-9.1 Provisional license. (a) A non-renewable provisional license may be granted to an applicant for three (3) years provided that the individual has met the following criteria:</p> <ol style="list-style-type: none"> (1) Possesses a baccalaureate degree from a-an regionally institutionally accredited institution or the equivalent from a non-U.S. institution; (2) Satisfactorily e-Completed a State-approved teacher, school librarian or school counselor education program with a recommendation for licensure; (3) Demonstrated basic skills and subject area competency in a manner prescribed by the board; (4) Obtained clearance in the professional fitness check; and (5) Pays license fees as established by the board. [Eff 10/30/14] (Auth: HRS §302A-802) (Imp: HRS §§302A-801 to -808) <p>(b) A non-renewable provisional license may be granted to an applicant for three (3) years provided that the individual has met the following criteria:</p>		<p>Making it non-renewable would require that the applicant meets the current requirements set by the board.</p> <p>SATEPs can be completed without candidates meeting some of the state requirements for licensure</p>
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<p>accredited institution or the equivalent from a non-U.S. institution;</p> <p>(2) Possesses a valid unrevoked provisional, or equivalent, teaching license from another state issued for the first time on or after July 1, 2006;</p> <p>(3) Obtained clearance in the professional fitness check; and</p> <p>(4) Pays license fees as established by the board. [Eff 9/5/19] (Auth: HRS §302A-802) (Imp: HRS §§302A-801 to -808)</p>	<p>(1) Possesses a baccalaureate degree from a-an regionally institutionally accredited institution or the equivalent from a non-U.S. institution;</p> <p>(2) Possesses a valid unrevoked provisional, or equivalent, teaching license from another state-jurisdiction issued for the first time on or after July 1, 2006;</p> <p>(3) Obtained clearance in the professional fitness check; and</p> <p>(4) Pays license fees as established by the board. [Eff 9/5/19] (Auth: HRS §302A-802) (Imp: HRS §§302A-801 to -808)</p>		<p>Updated language recognized by the US DOE</p> <p>Valid means unrevoked-redundant language</p>
<p>§8-54-9.2 Standard license. (a) A renewable standard license may be granted to an applicant for five (5) years provided that the individual has met the following criteria:</p> <p>(1) Possesses a baccalaureate degree from a regionally accredited institution or the equivalent from a non-U.S. institution;</p> <p>(2) Satisfactorily completed a State-approved teacher, librarian or counselor education program;</p>	<p>§8-54-9.2 Standard license. (a) A renewable standard license may be granted to an applicant for five (5) years provided that the individual has met the following criteria:</p> <p>(1) Possesses a baccalaureate degree from a-an regionally institutionally accredited institution or the equivalent from a non-U.S. institution;</p> <p>(2) Satisfactorily e-Completed a State-approved teacher, school librarian or school</p>		

<p>(3) Demonstrated basic skills and subject area competency in a manner prescribed by the board;</p> <p>(4) Obtained clearance in the professional fitness check;</p> <p>(5) Pays license fees as established by the board; and</p> <p>(6) Submits verification of at least three (3) out of the last five (5) years of contracted full time teaching experience in a P-12 setting in Hawaii or another state.</p> <p>(b) A renewable standard license may also be granted to an applicant for five (5) years provided that the individual has met the following criteria:</p> <p>(1) Possesses a baccalaureate degree from a regionally accredited institution or the equivalent from a non-U.S. institution;</p> <p>(2) Possesses a valid National Board Certification in the field for which a license is sought and holds a valid license from a state that participates in the Interstate Agreement on Qualification of Personnel;</p>	<p>counselor education program with a recommendation for licensure;</p> <p>a. Completion of clinical experience using one of the following:</p> <p>i. A minimum of four hundred and fifty (450) hours of supervised clinical experience in student teaching, internship, or residency,</p> <p>ii. Demonstrate teaching proficiency through a combination of documented satisfactory work experience and observation by a State-approved educator preparation provider, or</p> <p>iii. Passing a board approved performance assessment normed for Hawaii.</p> <p>(3) Demonstrated basic skills and subject area competency in a manner prescribed by the board;</p> <p>(4) Obtained clearance in the professional fitness check;</p>		<p>Outlining the clinical experience and incorporating the performance assessment provision (previously "e")</p>
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<p>(3) Obtained clearance in the professional fitness check;</p> <p>(4) Pays license fees as established by the board; and</p> <p>(5) Submits verification of at least three (3) out of the last five (5) years of contracted full time teaching experience in a P-12 setting in Hawaii or another state.</p> <p>(c) A renewable standard license may also be granted to an applicant for five (5) years provided that the individual has met the following criteria:</p> <p>(1) Possesses a baccalaureate degree from a regionally accredited institution or the equivalent from a non-U.S. institution;</p> <p>(2) Has received the Meritorious New Teacher Candidate (MNTC) designation on their valid teaching license from a state that is a signatory to the MNTC program;</p> <p>(3) Obtained clearance in the professional fitness check;</p> <p>(4) Pays license fees as established by the board; and</p>	<p>(5) Pays license fees as established by the board; and</p> <p>(6) Submits verification of at least three (3) out of the last five (5) years of contracted full time teaching experience in a P-12 setting in Hawaii or another state jurisdiction.</p> <p>(b) A renewable standard license may also be granted to an applicant for five (5) years provided that the individual has met the following criteria:</p> <p>(1) Possesses a baccalaureate degree from a an regionally institutionally accredited institution or the equivalent from a non-U.S. institution;</p> <p>(2) Possesses a valid National Board Certification in the field for which a license is sought and holds a valid license from a state that participates in the Interstate Agreement on Qualification of Personnel;</p> <p>(3) Obtained clearance in the professional fitness check;</p> <p>(4) Pays license fees as established by the board; and</p>		<p>Approved by the board in April 2021</p>
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<p>(5) Submits verification of at least three (3) out of the last five (5) years of contracted full time teaching experience in a P-12 setting in Hawaii or another state.</p> <p>(d) A renewable standard license may also be granted to an applicant for five (5) years provided that the individual has met the following criteria:</p> <ul style="list-style-type: none"> (1) Possesses a baccalaureate degree from a regionally accredited institution or the equivalent from a non-U.S. institution; (2) Possesses a valid unrevoked teaching license from another state issued for the first time on or after July 1, 2006; (3) Obtained clearance in the professional fitness check; (4) Pays license fees as established by the board; and (5) Submits verification of at least three (3) out of the last five (5) years of contracted full time teaching experience in a P-12 setting in Hawaii or another state. 	<p>(5) Submits verification of at least three (3) out of the last five (5) years of contracted full time teaching experience in a P-12 setting in Hawaii or another state jurisdiction.</p> <p>(e) A renewable standard license may also be granted to an applicant for five (5) years provided that the individual has met the following criteria:</p> <ul style="list-style-type: none"> (1) Possesses a baccalaureate degree from a regionally accredited institution or the equivalent from a non-U.S. institution; (2) Has received the Meritorious New Teacher Candidate (MNTC) designation on their valid teaching license from a state that is a signatory to the MNTC program; (3) Obtained clearance in the professional fitness check; (4) Pays license fees as established by the board; and (5) Submits verification of at least three (3) out of the last five (5) years of contracted full time teaching experience in a P- 		<p>Approved by the board in April 2021</p>
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<p>(e) A renewable standard license may also be granted to an applicant for five (5) years provided that the individual has met the following criteria:</p> <ol style="list-style-type: none"> (1) Possesses a baccalaureate degree from a regionally accredited institution or the equivalent from a non-U.S. institution; (2) Possesses a valid unrevoked teaching license issued before July 1, 2006, from another state for at least three (3) out of the last five (5) years; (3) Passed all licensing tests required by the State which issued the valid license being used to apply under this section. If the other state did not test for subject area and basic skills competency the applicant must demonstrate basic skills and subject area competency in a manner prescribed by the board; (4) Obtained clearance in the professional fitness check; (5) Pays license fees as established by the board; and 	<p>12 setting in Hawaii or another state.</p> <p>(d)(c) A renewable standard license may also be granted to an applicant for five (5) years provided that the individual has met the following criteria:</p> <ol style="list-style-type: none"> (1) Possesses a baccalaureate degree from a regionally an institutionally accredited institution or the equivalent from a non-U.S. institution; (2) Possesses a valid unrevoked teaching license from another state-jurisdiction issued for the first time on or after July 1, 2006; (3) Obtained clearance in the professional fitness check; (4) Pays license fees as established by the board; and (5) Submits verification of at least three (3) out of the last five (5) years of contracted full time teaching experience in a P-12 setting in Hawaii or another state-jurisdiction. <p>(e)(d) A renewable standard license may also be granted to an applicant for five (5) years provided</p>		
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<p>(6) Submits verification of at least three (3) out of the last five (5) years of contracted full time teaching experience in a P-12 setting in Hawaii or another state.</p> <p>(f) A renewable standard license may also be granted to an applicant for five (5) years provided that the individual has met the following criteria:</p> <ul style="list-style-type: none"> (1) Possesses a baccalaureate degree from a regionally accredited institution or the equivalent from a non-U.S. institution; (2) Pass a board approved performance assessment normed for Hawaii in combination with any other requirements determined by a Hawaii preparation program to be recommended for licensure by the program; (3) Demonstrated basic skills and subject area competency in a manner prescribed by the board; (4) Obtained clearance in the professional fitness check; (5) Pays license fees as established by the board; and 	<p>that the individual has met the following criteria:</p> <ul style="list-style-type: none"> (1) Possesses a baccalaureate degree from a regionally an institutionally accredited institution or the equivalent from a non-U.S. institution; (2) Possesses a valid unrevoked teaching license issued before July 1, 2006, from another state-jurisdiction for at least three (3) out of the last five (5) years; (3) Passed all licensing tests required by the state jurisdiction which issued the valid license being used to apply under this section. If the other state jurisdiction did not test for subject area and basic skills competency, the applicant must demonstrate basic skills and subject area competency in a manner prescribed by the board; (4) Obtained clearance in the professional fitness check; (5) Pays license fees as established by the board; and (6) Submits verification of at least three (3) out of the 		
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<p>(6) Submits verification of at least three (3) out of the last five (5) years of contracted full time teaching experience in a P-12 setting in Hawaii or another state. [Eff 10/30/14; am 9/5/19] (Auth: HRS §302A-802) (Imp: HRS §§302A-801 to - 808)</p>	<p>last five (5) years of contracted full time teaching experience in a P-12 setting in Hawaii or another state jurisdiction.</p> <p>(f) (e) A renewable standard license may also be granted to an applicant for five (5) years provided that the individual has met the following criteria:</p> <ul style="list-style-type: none"> (1) Possesses a baccalaureate degree from a regionally an institutionally accredited institution or the equivalent from a non-U.S. institution; (2) Pass a board approved performance assessment normed for Hawaii in combination with any other requirements determined by a Hawaii State approved preparation program to be recommended for licensure by the program; (3) Demonstrated basic skills and subject area competency in a manner prescribed by the board; (4) Obtained clearance in the professional fitness check; 		<p>Renewable standard is clarified above</p>
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	<p>(5) Pays license fees as established by the board, and</p> <p>(6) Submits verification of at least three (3) out of the last five (5) years of contracted full-time teaching experience in a P-12 setting in Hawaii or another state jurisdiction.</p> <p>[Eff 10/30/14; am] (Auth: HRS §302A-802) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-9.3 Advanced license. (a) A renewable advanced license may be granted to an applicant for ten (10) years provided that individual has met the following criteria:</p> <p>(1) Possesses a baccalaureate degree from a regionally accredited institution or the equivalent from a non-U.S. institution;</p> <p>(2) Possesses a valid unrevoked National Board Certification by the National Board for Professional Teaching Standards in the field for which a license is sought;</p> <p>(3) Holds a valid teaching license from Hawai'i or a state that participates in</p>	<p>§8-54-9.3 Advanced license. (a) A renewable advanced license may be granted to an applicant for ten (10) years provided that individual has met the following criteria:</p> <p>(1) Possesses a baccalaureate degree from a regionally an institutionally accredited institution or the equivalent from a non-U.S. institution;</p> <p>(2) Possesses a valid unrevoked National Board Certification by the National Board for Professional Teaching Standards in the field for which a license is sought;</p> <p>(3) Holds a valid Standard teaching license from Hawai'i or it a another</p>		

<p>the Interstate Agreement on Qualification of Personnel, chapter 315, Hawaii Revised Statutes;</p> <p>(4) Provides documentation of five (5) years within the last eight (8) years of contracted full-time teaching experience in a P-12 school setting under a current and valid Hawai'i Standard License or an equivalent license issued by another state;</p> <p>(5) Obtained clearance in the professional fitness check; and</p> <p>(6) Pays license fees as established by the board.</p> <p>(b) A renewable advanced license may also be granted to an applicant for ten (10) years provided that individual has met the following criteria:</p> <p>(1) Has been granted a master's, specialist or doctoral degree or has passed a minimum of thirty hours of graduate coursework from a regionally accredited institution either in an area relevant to the field for which a license is sought or which improves professional practice;</p>	<p>state jurisdiction that participates in the Interstate Agreement on Qualification of Personnel, chapter 315, Hawaii Revised Statutes;</p> <p>(4) Provides documentation of five (5) years within the last eight (8) years of contracted full-time teaching experience in a P-12 school setting <u>in Hawaii or another jurisdiction</u> under a current and valid Hawai'i Standard License or an equivalent license issued by another state <u>jurisdiction</u>;</p> <p>(5) Obtained clearance in the professional fitness check; and</p> <p>(6) Pays license fees as established by the board.</p> <p>(b) A renewable advanced license may also be granted to an applicant for ten (10) years provided that individual has met the following criteria:</p> <p>(1) regionally an <u>institutionally</u> accredited</p>		<p>Clarifying language to ensure true reciprocity is in place</p> <p>Experience consistent with the standard license</p> <p>Language aligned with Standard license requirements</p>
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<p>(2) Holds a valid standard teaching license from Hawai'i or from a state that participates in the Interstate Agreement on Qualification of Personnel;</p> <p>(3) Provides documentation of five (5) years within the last eight (8) years of contracted full-time teaching experience in a P-12 school setting under a current and valid Hawai'i Standard License or an equivalent license issued by another state;</p> <p>(4) Obtained clearance in the professional fitness check; and</p> <p>(5) Pays license fees as established by the board.</p> <p>(c) A renewable advanced license may also be granted to an applicant for ten (10) years provided that individual has met the following criteria:</p> <p>(1) Possesses a baccalaureate degree from a regionally accredited institution or the equivalent from a non-U.S. institution;</p> <p>(2) Is designated as a teacher leader or master teacher by the Hawaii Department of Education, Hawaii Charter</p>	<p>institution either in an area relevant to the field for which a license is sought or which improves professional practice. This degree or coursework cannot be the same degree or coursework used for initial licensure;</p> <p>(2) Holds a current and valid standard teaching license from Hawai'i or <u>its equivalent</u> from <u>another state jurisdiction that participates in the Interstate Agreement on Qualification of Personnel;</u></p> <p>(3) Provides documentation of five (5) years within the last eight (8) years of contracted full-time teaching experience in a P-12 school setting <u>in Hawaii or another jurisdiction</u> under a current and valid Hawai'i Standard License or an equivalent license issued by another <u>state jurisdiction;</u></p> <p>(4) Obtained clearance in the professional fitness check; and</p> <p>(5) Pays license fees as established by the board.</p>		<p>Clarifying language to ensure true reciprocity is in place</p> <p>Language aligned with Standard license requirements</p>
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<p>School or a member school of the Hawaii Association of Independent Schools;</p> <p>(3) Holds a valid Hawaii standard teaching license or from a state that participates in the Interstate Agreement on Qualification of Personnel;</p> <p>(4) Provides documentation of five (5) years within the last eight (8) years of contracted full-time teaching experience in a P-12 school setting under a current and valid Hawai'i Standard License or an equivalent license issued by another state;</p> <p>(5) Obtained clearance in the professional fitness check; and</p> <p>(6) Pays license fees as established by the board. [Eff 10/30/14; am](Auth: HRS §302A-802) (Imp: HRS §§302A-801 to -808)</p>	<p>(c) A renewable advanced license may also be granted to an applicant for ten (10) years provided that individual has met the following criteria:</p> <p>(1) Possesses a baccalaureate degree from a regionally an institutionally accredited institution or the equivalent from a non-U.S. institution;</p> <p>(2) Is designated as a teacher leader or master teacher by the Hawaii Department of Education, a Hawaii Charter School or a member school of the Hawaii Association of Independent Schools;</p> <p>(3) Holds a current and valid Hawaii standard teaching license or its equivalent from another state jurisdiction that participates in the Interstate Agreement on Qualification of Personnel;</p> <p>(4) Provides documentation of five (5) years within the last eight (8) years of contracted full-time teaching experience in a P-12 school setting in Hawaii or another jurisdiction under a current and valid Hawai'i Standard License or</p>		<p>Clarifying language to ensure true reciprocity is in place</p> <p>Language in alignment with Standard license</p>
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	<p>an equivalent license issued by another state jurisdiction;</p> <p>(5) Obtained clearance in the professional fitness check; and</p> <p>(6) Pays license fees as established by the board. [Eff 10/30/14; am] (Auth: HRS §302A-802) (Imp: HRS §§302A-801 to -808)</p>		
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<p>§8-54-9.4 Emergency hires. (a) An individual who is unable to meet the requirements for a license may be issued a special permit for eligibility to be considered for employment by a public school for a period not to exceed one (1) year at a time, renewable up to a total of three (3) years, provided that the person:</p> <ul style="list-style-type: none"> (1) Possesses a baccalaureate degree from a regionally accredited institution or the equivalent from a non-U.S. institution; (2) Submits an official transcript from the issuing institution; (3) Is actively pursuing appropriate licensing, through the following: <ul style="list-style-type: none"> (A) Is enrolled in a professional educator preparation program accepted for licensure by the board; or (B) A state approved teacher, librarian or counselor education program has been satisfactorily completed, takes the examinations or meets other options for verifying basic skills and subject area competency accepted for licensure by the board; and 	<p>§8-54-9.4 Emergency hires permit. (a) An individual who is unable to meet the requirements for a license may be issued a special permit for eligibility to be considered for employment by a public school for a period not to exceed one (1) year at a time, renewable up to a total of three (3) years of employment, provided that the person-individual has met the following criteria:</p> <ul style="list-style-type: none"> (1) Possesses a baccalaureate degree from a regionally-an institutionally accredited institution or the equivalent from a non-U.S. institution; (2) Submits an official transcript from the issuing institution; (2) (2) Is actively pursuing appropriate licensing, through the following: <ul style="list-style-type: none"> (A) Is by being enrolled in a professional state-approved educator preparation program accepted for licensure by the board; or (B) A state approved teacher, librarian or counselor education program has been satisfactorily completed, takes the examinations or meets other options for verifying basic 		<p>Clarifying language</p>
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<p>(C) Has obtained clearance in the professional fitness check;</p> <p>(D) Applied for an Emergency Hire permit in a manner prescribed by the board; and</p> <p>(E) Pays the fees to practice the profession of teaching as specified in §8-54-2.4.</p> <p>(b) The public school may reemploy an emergency hire one (1) year at a time, up to a total of three (3) years, provided that emergency hire:</p> <p>(1) Is actively pursuing licensing; and</p> <p>(2) Submits evidence of satisfactory process towards obtaining a provisional or standard license. [Eff 10/27/11; am and ren §8-54-9.4 10/30/14; am 9/5/19] (Auth: HRS §302A-803-804) (Imp: HRS §§302A-801 to -808)</p>	<p>skills and subject area competency accepted for licensure by the board; and</p> <p>(3) Has Obtained clearance in the professional fitness check;</p> <p>(4) Applied for an Emergency Hire ePermit in a manner prescribed by the board; and</p> <p>(5) Pays the fees to practice the profession of teaching as specified in §8-54-2.4.</p> <p>(b) The public school may reemploy an emergency hire one (1) year at a time, up to a total of three (3) years of employment, provided that emergency hire <u>possesses a valid emergency hire permit and</u> is actively pursuing licensureing; and</p> <p>(1) Submits evidence of satisfactory process towards obtaining a provisional or standard license. [Eff 10/27/11; am and ren §8-54-9.4 10/30/14;am 9/5/19] (Auth: HRS §302A-803-804) (Imp: HRS §§302A-801 to -808)</p>		<p>Clarifying Emergency Hire requirements</p>
<p>§8-54-9.5 Adding a field to a license.</p> <p>(a) If a licensee wants to add additional teaching fields to their teaching license the person shall:</p>	<p>§8-54-9.5 Adding a field to a license.</p> <p>(a) If a licensee wants to <u>To</u> add additional teaching fields to a valid their teaching license, the person <u>individual</u> shall:</p>		

<p>(1) Complete a state-approved teacher education program that includes appropriate experiences in a P-12 setting in the new field; or</p> <p>(2) Submit documentation of meeting content knowledge verification for licensure in the new field using a method specified by the board and submit one of the following:</p> <p>(A) The equivalent of one (1) year of satisfactory half time or more contracted P-12 teaching experience in the new field within the last five (5) years of application date; or</p> <p>(B) Submit verification of three (3) or more years of contracted P-12 experience within the last five (5) years of application date in the same license grade level span under a Hawai'i Standard License or its equivalent in another state; or</p>	<p>(1) Complete a state-approved teacher education program that includes appropriate experiences in a P-12 setting in the new field; or</p> <p>(2) (a) Possess a teaching license from another jurisdiction in the new field and grade level; or</p> <p>(3) Submit documentation of meeting content knowledge verification for licensure in the new field using a method specified by the board, and submit one of the following for <u>pedagogical knowledge (a) and (b)</u>:</p> <p>(A) The equivalent of one (1) year of <u>satisfactory</u> half time or more contracted P-12 teaching experience in the new field <u>in a P-12 school setting in Hawaii or another jurisdiction</u> within the last five (5) years of application date; or</p> <p>(B) Submit verification of three (3) or more years of contracted <u>teaching P-12</u> experience <u>in a P-12</u></p>		<p>Aligns with current add a field requirements</p> <p>Language aligns with standard and advanced licenses</p>
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<p>(C) Submit passing scores on a pedagogy licensure examination approved by the board in the new grade level; or</p> <p>(D) Submit verification of previous completion of a state approved educator preparation program in the same license grade level as the new field; or</p> <p>(3) Possess an Advanced License in one field and submit one of the following:</p> <p>(A) The equivalent of a content major in the new field; or</p> <p>(B) Passing score for the subject area test in the new field; and</p> <p>(C) The grade level(s) of the new license field(s) must be the same as the existing license level(s) unless the applicant submits verification as outlined in 8-54-9.5 (2) A - D for the new level(s).</p> <p>(b) Adding school librarian, reading specialist, literacy</p>	<p><u>school setting in Hawaii or another jurisdiction</u> within the last five (5) years of application date in the same license grade level span under a <u>current and valid</u> Hawai'i Standard License or its equivalent in another <u>state jurisdiction</u>; <u>or</u></p> <p>(C) Submit passing scores on a pedagogy licensure examination approved by the board in the new grade level; or</p> <p>(D) Submit verification of previous completion of a state-approved educator preparation program in the same license grade level as the new field; or</p> <p><u>(4) Possess an Advanced License</u> in one field and submit one of the following:</p> <p>(A) <u>The equivalent of a content major in the new field; or</u></p> <p>(B) <u>Passing score for the subject area test in</u></p>		<p>Clarifying language</p>
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specialist, and early childhood education as a field shall be subject to the provisions of (a) (1) of this subsection.

(c) Upon submittal of appropriate documentation of the method selected by the licensee and receipt of the required fees, and subject to meeting all requirements, the board will add the new field to the license. The licensee's license will include the new teaching field and be subject to the same expiration date for renewal of the current license. [Eff 7/1/01; am and comp 12/20/01; am and comp 8/13/04; am and comp 11/9/07; am and comp 10/27/11; am and ren §8-54-9.5 10/30/14; am 9/5/19] (Auth: HRS §302A-802-803) (Imp: HRS §§302A-801 to -808)

~~the new field; and~~
 Submit documentation of meeting content knowledge verification for licensure in the new field using a method specified by the board

~~(C)~~-(B) The grade level(s) of the new license field(s) must be the same as the existing license level(s) unless the applicant submits verification as outlined in 8-54-9.5 (2) A - D for the new level(s); or

(b) Adding school librarian, reading specialist, literacy specialist, ~~and~~ early childhood education, ~~and school counselor~~ as a field shall be subject to the provisions of (a) (1) of this subsection.

(c) Upon submittal of appropriate documentation of the method selected by the licensee and receipt of the required fees, and subject to meeting all requirements, the board will add the new field to the license. The licensee's license will include the new teaching field and be subject to the same expiration date for renewal of the current license. [Eff 7/1/01; am

	<p>and comp 12/20/01; am and comp 8/13/04; am and comp 11/9/07; am and comp 10/27/11; am and ren §8-54-9.5 10/30/14; am 9/5/19] (Auth: HRS §302A- 802-803) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-9.6 Limited duty special permit. (a) The board may grant a limited duty special permit to an individual employed by a public school where instruction is conducted primarily in the medium of Hawaiian or Hawaiian Knowledge based schools provided the individual submits the following documentation to the board:</p> <ul style="list-style-type: none"> (1) Holds the minimum of a high school diploma; (2) Is assessed as proficient in the Hawaiian language by the Office of Hawaiian Education in collaboration with a Hawaiian Language Immersion educator preparation program; (3) Completes thirty (30) hours of induction by the Office of Hawaiian Education in collaboration with a Hawaiian Language Immersion educator preparation program; (4) Submits a cultural growth plan on how the 	<p>§8-54-9.6 Limited duty special permit. (a) The board may grant a limited duty special permit to an individual employed by a public school where instruction is conducted primarily in the medium of Hawaiian or Hawaiian Knowledge based schools provided the individual submits the following documentation to the board:</p> <ul style="list-style-type: none"> (1) Holds the minimum of a high school diploma; (2) Is assessed as proficient in the Hawaiian language by the Office of Hawaiian Education in collaboration with a Hawaiian Language Immersion educator preparation program; (3) Completes thirty (30) hours of induction by the Office of Hawaiian Education in collaboration with a Hawaiian Language Immersion educator preparation program; (4) Submits a cultural growth plan on how the individual will obtain licensure, to be monitored annually by the Office of Hawaiian Education in 		

<p>individual will obtain licensure, to be monitored annually by the Office of Hawaiian Education in collaboration with a Hawaiian Language Immersion educator preparation program;</p> <p>(5) Meets the Professional Fitness requirements;</p> <p>(6) Pays the fee to practice the profession of teaching.</p> <p>Limited duty special permits for Hawaiian education shall be issued one year at a time for a term of five years and shall be renewable once for an additional five (5) years, issued one year at a time, provided that the individual continues to meet the permit criteria.</p> <p>(b) The board may also grant a five-year limited duty special permit to an individual recommended by the Superintendent or charter school administrator to provide instruction in career and technical education provided that the individual submits the following documentation to the Board:</p> <p>(1) A valid industry license or certification, if one exists, in the field in which instruction will be offered; and</p>	<p>collaboration with a Hawaiian Language Immersion educator preparation program;</p> <p>(5) Meets the Professional Fitness requirements;</p> <p>(6) Pays the fee to practice the profession of teaching.</p> <p>Limited duty special permits for Hawaiian education shall be issued one year at a time for a term of five years and shall be renewable once for an additional five (5) years, issued one year at a time, provided that the individual continues to meet the permit criteria.</p> <p>(b) The board may also grant a five-year limited duty special permit to an individual recommended by the Hawaii Superintendent or charter school administrator to provide instruction in career and technical education in Hawaii public schools, provided that the individual submits the following documentation to the Board:</p> <p>(1) A valid industry license or certification, if one exists, in the field in which instruction will be offered; and</p> <p>(2) Three (3) years of satisfactory full-time experience in the field in which instruction will be offered; and</p>		
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<p>(2) Three (3) years of satisfactory full-time experience in the field in which instruction will be offered. This provision shall remain in effect as long as:</p> <p>(A) The department's and charter schools' annual report to the board includes career and technical education as an official shortage area; and</p> <p>(B) The department and charter school suspend the requirement of a baccalaureate degree for career and</p> <p>(C) technical education emergency hires; and</p> <p>(D) Teacher preparation programs offer courses to prepare a permit-holder for classroom instruction and classroom responsibilities.</p> <p>Limited duty special permits for career and technical education shall be renewable once for an additional five (5) years provided that the instructor continues to meet the permit criteria.</p>	<p>(3) Meets the professional fitness requirements.</p> <p>(4) This provision shall remain in effect as long as:</p> <p>(A) The department's and charter schools' annual report to the board includes career and technical education as an official shortage area; and</p> <p>(B) The department and charter school suspend the requirement of a baccalaureate degree for career and technical education emergency hires; and</p> <p>(C) Teacher-Educator preparation programs providers offer courses to prepare a permit-holder for classroom instruction and classroom responsibilities.</p> <p>Limited duty special permits for career and technical education shall be renewable once for an additional five (5) years provided that the instructor continues to meet the permit criteria.</p> <p>(c) The board may also grant a one-year limited duty special permit to</p>		
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<p>(c) The board may also grant a one-year limited duty special permit to an individual recommended by a Hawaii state approved teacher education program to serve as a student teacher, provided that the individual submits the following documentation to the Board:</p> <p>(1) A completed Student Teaching Permit application in a form approved by the board; and</p> <p>(2) Meets the professional fitness requirements.</p> <p>This permit may be renewed as many times as the individual is recommended by the Hawaii preparation program. [Eff 11-9-07; am and comp 10/27/11; am and ren §8-54-9.6 10/30/14; am 9/5/19] (Auth: HRS §302A-803-804) (Imp: HRS §§302A-801 to -808)</p>	<p>an individual recommended by a Hawaii state approved teacher education program to serve as a student teacher, provided that the individual submits the following documentation to the Board:</p> <p>(1) A completed Student Teaching Permit application in a form approved by the board; and</p> <p>(2) Meets the professional fitness requirements.</p> <p>This permit may be renewed as many times as the individual is recommended by the Hawaii preparation program <u>and is required before beginning their clinical experience during student teaching, internship, or residency.</u> [Eff 11-9-07; am and comp 10/27/11; am and ren §8-54-9.6 10/30/14; am 9/5/19] (Auth: HRS §302A-803-804) (Imp: HRS §§302A-801 to -808)</p>		<p>Fixed the spelling of "during" at board meeting</p> <p>To ensure all student teachers are in the system, run through NASDTEC Clearing House, and have cleared all professional fitness issues before working with students.</p>
<p>(Renumbered)</p>	<p><u>§8-54-9.7 Private School Certificate.</u></p> <p><u>(a) Initial private school certificate.</u> (a1) A renewable initial private school may be granted to an applicant for three (3) years provided that the individual has met the following criteria:</p> <p>1. Possesses a baccalaureate degree from an <u>regionally institutionally</u></p>		<p>formatting</p>

	<p><u>accredited institution or the equivalent from a non-U.S. institution;</u></p> <p>2. <u>Is recommended for the certificate by a member school of the National Association of Independent Schools, the Hawaii Association of Independent Schools,</u> or a private school licensed <u>in accordance with the laws of in the State of Hawaii in a manner specified by the State;</u></p> <p>3. <u>Obtained clearance in the professional fitness check.</u></p> <p><u>(b) Continuing private school certificate. (a) A renewable private school certificate may be granted to an applicant for five (5) years provided that the individual has met the following criteria:</u></p> <p>1. <u>Possesses a baccalaureate degree from an <u>regionally institutionally</u> accredited institution or the equivalent from a non-U.S. institution;</u></p> <p>2. <u>Is recommended for the certificate by a member</u></p>		<p>To ensure we are licensing only Hawaii teachers in licensed private schools.</p> <p>Language update</p>
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	<p><u>school of the National Association of Independent Schools, the Hawaii Association of Independent Schools, or a private school licensed in accordance with the laws of in the State of Hawaii in a manner specified by the State;</u></p> <p>3. <u>Obtained clearance in the professional fitness check; and</u></p> <p>4. <u>Submits verification of at least three (3) out of the last five (5) years of contracted full time teaching experience in a P-12 setting in Hawaii or another jurisdiction.</u></p> <p><u>(c) Advanced private school certificate. (a) A renewable advanced private school certificate may be granted to an applicant for ten (10) years provided that individual has met the following criteria:</u></p> <p>1. <u>Possesses a baccalaureate degree from an regionally institutionally accredited institution or the equivalent from a non-U.S. institution;</u></p>		<p>Term not needed</p> <p>Clarifying statement</p> <p>Updated term</p>
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	<p>2. <u>Is recommended for the certificate by a member school of the National Association of Independent Schools, the Hawaii Association of Independent Schools, or a private school licensed in accordance with the laws of in the State of Hawaii in a manner specified by the State;</u></p> <p>3. <u>Possesses a valid unrevoked National Board Certification by the National Board for Professional Teaching Standards;</u></p> <p>4. <u>Provides documentation of five (5) years within the last eight (8) years of contracted full-time teaching experience in a P-12 school setting in Hawaii or another jurisdiction;</u></p> <p>5. <u>Obtained clearance in the professional fitness check.</u></p> <p><u>(b) A renewable advanced private school certificate may also be granted</u></p>		<p>Clarifying language</p> <p>Term "unrevoked" not needed</p>
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	<p><u>to an applicant for ten (10) years provided that individual has met the following criteria:</u></p> <ol style="list-style-type: none"> 1. <u>Possesses a baccalaureate degree from an regionally institutionally accredited institution or the equivalent from a non-U.S. institution;</u> 2. <u>Is recommended for the certificate by a member school of the National Association of Independent Schools, the Hawaii Association of Independent Schools, or a private school licensed in accordance with the laws of in the State of Hawaii in a manner specified by the State;</u> 3. <u>Has been granted a master's, specialist or doctoral degree or has passed a minimum of thirty hours of graduate coursework from a regionally an institutionally accredited institution either in an area</u> 		<p>Updated term</p> <p>Term not needed</p> <p>Updated term</p> <p>Update term</p>
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	<p>2. <u>Is recommended for the certificate by a member school of the National Association of Independent Schools, the Hawaii Association of Independent Schools, or a private school licensed in accordance with the laws of in the State of Hawaii in a manner specified by the State;</u></p> <p>3. <u>Is designated as a teacher leader or master teacher by a member school of the Hawaii Association of Independent Schools;</u></p> <p>4. <u>Provides documentation of five (5) years within the last eight (8) years of contracted full-time teaching experience in a P-12 school setting in Hawaii or another jurisdiction;</u></p> <p>5. <u>Obtained clearance in the professional fitness check.</u></p>		<p>Term not needed</p> <p>Clarifying language</p> <p>Corrections</p>
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<p>§8-54-9.7 License and permit renewal criteria; term; forfeiture; restoration; termination. (a) The board shall determine the criteria that shall be considered for renewal of a license or permit of which shall minimally include the performance standards contained in Appendix A, B, C, which are incorporated at the end of this chapter, link with the licensee's subject matter field and with teaching and pedagogy, incorporate multiple criteria, be professionally credible, and provide public accountability.</p> <p>(b) By or before the expiration date of the current licensure or permit period each licensee or permittee shall be responsible for timely renewing the license or permit and satisfying the renewal requirements provided by law and this chapter.</p> <p>(c) At the time of license renewal, each licensee shall submit a completed renewal application and all applicable fees, and shall comply with any other renewal requirements. Renewals may be completed through an online renewal system.</p>	<p>§8-54-9.7 9.8 License, and permit, and certificate renewal criteria; term; forfeiture; restoration; termination. (a) The board shall determine the criteria that shall be considered for renewal of a license, or permit, and certificate of which shall minimally include the performance standards contained in Appendix A, B, C, at minimum, which are incorporated at the end of this chapter, link with the licensee's subject matter field and with teaching and pedagogy, incorporate multiple criteria, be professionally credible, and provide public accountability.</p> <p>(b) By or before the expiration date of the current licensure or permit, or certificate period each licensee or permittee the individual shall be responsible for timely renewing of the license or permit, or certificate and satisfying the renewal requirements provided by law and this chapter.</p> <p>(c) At the time of license renewal, each licensee individual shall submit a completed renewal application and all applicable fees, and shall comply with any other renewal requirements as prescribed by the</p>		<p>Consistent language</p> <p>Clarifying meaning</p> <p>Other renewal criteria is determined by the board via NBIs</p> <p>Wording correction</p> <p>Clarifying language</p>

<p>(d) The board may renew a teaching license provided the licensee meets renewal requirements.</p> <p>(e) A licensee holding a standard license must renew their license every five (5) years.</p> <p>(f) A licensee holding an advanced license must renew their license every ten (10) years. Licensees using NBPTS route to acquire the advanced license must also renew their National Board Certification to keep their advanced license.</p> <p>(g) Licensees holding the field of "Teacher Leader" on their Standard or Advanced License must verify continued experience as a Teacher Leader as defined by the board. Licensees unable to verify leadership experience will have this field removed from their renewed license.</p> <p>(h) The failure to timely renew a license or permit, the failure to pay all applicable renewal fees, the dishonoring of any check upon first deposit, or the failure to comply with any other renewal requirements provided by law or this chapter shall cause the automatic forfeiture of the license and permit, whether involuntarily or voluntarily and without any prior consultation or notice to the licensee. A person with a forfeited license or</p>	<p>board. Renewals may be completed through an online renewal system.</p> <p>(d) The board may renew a teaching license or permit, or certificate provided the licensee individual meets renewal requirements.</p> <p>(e) A licensee holding a provisional license holder must renew apply for their license every three (3) years.</p> <p>(f) A licensee holding a standard license holder must renew their license every five (5) years.</p> <p>(g) A licensee holding An advanced license holder must renew their license every ten (10) years. Licensees holder using the NBPTS route to acquire an the advanced license must also renew their National Board Certification to keep their license advanced license.</p> <p>(h) Licensees holding Renewal of a license with the field of "Teacher Leader" field obtained through means other than completion of a board approved teacher leader program on their Standard or Advanced License must verify continued experience as a Teacher Leader as defined by the board. Inability Licensees unable to verify teacher leadership experience as required above will have cause the "Teacher Leader" this field to be removed from their license renewed license.</p>		<p>Revised at board meeting "renew" "apply"</p> <p>Updating language</p> <p>Recognizes that Ts who have completed a Teacher Leader program do not need to continuously document the TL experience to keep the field on their license and qualify for an Advanced License.</p>
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<p>permit is prohibited from engaging in the teaching profession.</p> <p>(i) A licensee or permittee shall have two (2) years to restore the license/permit after automatic forfeiture. Proof of compliance with the renewal requirements and payment of all assessed renewal and late fees will be required for restoration. A license or permit that is timely restored shall constitute a valid teaching license.</p> <p>(j) The failure to timely restore a forfeited license or permit shall cause the automatic termination of the license and permit, whether involuntarily or voluntarily and without any prior consultation or notice to the licensee. A person holding a terminated license or permit shall be required to apply for a new license or permit and meet current application requirements. [Eff 10/30/14; am 9/5/19] (Auth: HRS §302A-803) (Imp: HRS §§302A-801 to -808)</p>	<p>(i) The failure to timely renew a license, or permit, or certificate, the failure to pay all applicable renewal fees, the dishonoring of any payment check upon first deposit, or the failure to comply with any other renewal requirements provided by law or this chapter shall cause the automatic expiration forfeiture of the license, and permit, or certificate whether involuntarily or voluntarily and without any prior consultation or notice to the licensee. A person with an expired forfeited license or permit is prohibited from teaching in a public school in the State of Hawaii engaging in the teaching profession.</p> <p>(j) A licensee or permittee holder shall have two (2) years to restore the license/permit after automatic forfeiture. Proof of compliance with the renewal requirements and payment of all assessed renewal and late fees will be required for restoration. A license or permit that is timely restored shall constitute a valid teaching license.</p> <p>(k) The failure to timely restore a forfeited license or permit shall cause the automatic termination of the license and permit, whether involuntarily or voluntarily and without any prior consultation or notice to the licensee. A person</p>		<p>Currently not in practice due to the various ways in which an individual can renew their license.</p>
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<p>fails to respond to a request for audit the board may institute disciplinary action against the licensee for failure to demonstrate compliance with renewal requirements.</p> <p>(e) The board may contract with an independent, external organization to conduct the random audits and evaluate the renewals and their compliance with the criteria set forth by the board. The board may also commission the organization to review and evaluate the effectiveness of the renewal process. [Eff 10/30/14; Am 9/5/19] (Auth: HRS §302A-805) (Imp: HRS §§302A-801 to -808)</p>	<p>holder fails to respond to a request for audit the board may institute disciplinary action against the licensee holder for failure to demonstrate compliance with renewal requirements.</p> <p>(e) The board may contract with an independent, external organization to conduct the random audits and evaluate the renewals and their compliance with the criteria set forth by the board. The board may also commission the organization to review and evaluate the effectiveness of the renewal process. [Eff 10/30/14; am 9/5/19] (Auth: HRS §302A-805) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-9.13 Disciplinary action; basis.</p> <p>(a) The Code of Ethics contained in Appendix D sets forth expected professional behaviors of teachers and forms the basis for disciplinary action taken by the board against a licensee. The provisions of section 8-54-9.14 also constitute behaviors for which disciplinary action may be taken by the board against a licensee.</p> <p>(b) The board may impose disciplinary action upon a licensee's license after a hearing conducted in accordance with chapter 91. [Eff 10/30/14] (Auth: HRS §302A-803, §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-9.13 Disciplinary action; basis.</p> <p>(a) The provisions of section 8-54-9.14 constitute behaviors for which disciplinary action may be taken by the board against a licensee-license, permit, or certificate. The Code of Ethics contained in Appendix D also sets forth expected professional behaviors of teachers and forms the basis for disciplinary action which may be taken by the board against a licensee, permit or a certificate. The provisions of section 8-54-9.14 also constitute behaviors for which disciplinary action may be taken by the</p>		<p>Outlines how the Code of Ethics can be used to set expectations for professional behavior</p>

	<p>board against a licensee license, permit, or certificate.</p> <p>(b) The board may impose disciplinary action upon a licensee's license, permit, or certificate after a hearing conducted in accordance with chapter 91. [Eff 10/30/14] (Auth: HRS §302A-803, §302A-807) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-9.14 Grounds for refusal to renew, reinstate, or restore, and for revocation, suspension, denial, or condition of a license or permit. In addition to any other acts or conditions provided by law, the board may refuse to renew, reinstate or restore, or may deny, revoke, suspend, or condition in any manner, any license for any one or more of the following acts or conditions on the part of the licensee, permittee or the applicant thereof:</p> <ul style="list-style-type: none"> (7) A felony conviction; (8) Misdemeanor convictions as defined in this chapter; (9) Conviction of crimes against children and sexual offenses; (10) Having sexual contact with a minor or student; (11) Possessing, producing, or distributing illegal images 	<p>§8-54-9.14 Grounds for refusal to renew, reinstate, or restore, and for revocation, suspension, denial, or condition of a license, permit, or certificate. In addition to any other acts or conditions provided by law, the board may refuse to renew, reinstate or restore, or may deny, revoke, suspend, or condition in any manner, any license, permit, or certificate for any one or more of the following acts or conditions on the part of the licensee, permittee or the applicant thereof:</p> <ul style="list-style-type: none"> (1) A felony conviction; (2) Misdemeanor Criminal convictions as defined in this chapter; (3) Conviction of crimes against children and sexual offenses; (4) Having sexual contact with a minor or student; 		<p>Aligns with the definitions and what constitutes Criminal Convictions</p>

<p>(5) on a licensee or permit holder. A copy of the censure or warning will be placed in the board's file of the licensee or permit holder. A copy will be sent to the licensee or permit holder and he/she will have thirty (30) calendar days to file a written response. The response will be placed in the board's file of the licensee or permit holder; and</p> <p>(6) Monetary penalties. [Eff 10/30/14] (Auth: HRS §302A-803, §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>performance in the area of the violation;</p> <p>(4) Censure or warning on a license, permit, or certificate. A censure or warning may be given to a license, permit or certificate holder if the board determines that a violation has occurred that does not necessitate a more severe action to be taken on a license, permit, or certificate holder. A copy of the censure or warning will be placed in the board's file of the license, permit, or certificate holder. A copy will be sent to the license, permit, or certificate holder and the individual he/she will have thirty (30) calendar days to file a written response. The response will be placed in the board's file of the license, permit, or certificate holder; and</p> <p>(5) Monetary penalties. [Eff 10/30/14] (Auth: HRS §302A-803, §302A-807) (Imp: HRS §§302A-801 to -808)</p>		
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<p>(1) Been terminated or not rehired for cause;</p> <p>(2) Resigned under threat of termination or non-employment for cause; and</p> <p>(3) Been convicted of a felony or misdemeanor as defined in this chapter.</p> <p>(d) Signators of the National Association of State Directors of Teacher Education and Certification (NASDTEC) Interstate Contract shall report actions taken by them to deny a license to an individual or to revoke, suspend or refuse to renew licenses of licensees in their state within thirty (30) calendar days from when they are made aware that the individual is applying for a license, renewal of a license or permit.</p> <p>(e) The board shall report actions taken to deny, suspend or revoke a license or permit to the superintendent, charter school administrator, headmaster or president of any Hawai'i school, district, or system and to the NASDTEC Clearinghouse. [Eff 10/30/14] (Auth: HRS §302A-803, §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>by the board, within thirty (30) calendar days of the event, the following:</p> <p>(1) Been suspended, terminated, or not rehired for cause;</p> <p>(2) Resigned or retired under threat of termination or non-employment for cause; and</p> <p>(3) Been convicted of a felony or criminal conviction misdemeanor as defined in this chapter.</p> <p>(d) Signators of the National Association of State Directors of Teacher Education and Certification (NASDTEC) Interstate Agreement Contract shall report actions taken by them to deny, revoke, suspend or refuse to renew a license, permit, certificate or equivalent to an individual or to revoke, suspend or refuse to renew licenses of licensees in their state jurisdiction within thirty (30) calendar days from when they are made aware that the individual is applying for a license, renewal of a license or permit.</p> <p>(e) The board shall report actions taken to deny, suspend or revoke a license, permit, or certificate to the Hawaii State superintendent, charter school administrator, headmaster or president</p>		<p>Match definition</p>
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	<p>of any Hawaii school, district, or system and to the NASDTEC Clearinghouse. [Eff 10/30/14] (Auth: HRS §302A-803, §302A-807) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-9.17 Board action on reports of violations.</p> <p>(a) The board may initiate action based on a written, signed report submitted by one or more of the following:</p> <ol style="list-style-type: none"> (1) Any school, district, or system administrator or educator; (2) Self-report received from any licensed educator, permit holder or emergency hire; (3) Report of license or permit revocation, suspension, refusal to renew or denial by another state; (4) Report submitted by individuals who witness a violation. <p>(b) The board may initiate an investigation whereby minimally the following actions shall be taken:</p> <ol style="list-style-type: none"> (1) The executive director will verify the complaint; (2) The applicant, permit holder or licensee will be notified 	<p>§8-54-9.17 Board action on reports of violations.</p> <p>(a) The board may initiate action based on a written, signed report submitted by one or more of the following:</p> <ol style="list-style-type: none"> (1) Any school, district, or system administrator or educator; (2) Self-report received from any licensed educator, permit holder or emergency hire license, permit, or certificate holder; (3) Report of license, permit, or certificate revocation, suspension, refusal to renew or denial by another state jurisdiction; (4) Report submitted by individuals who witness a violation. <p>(b) The board may initiate an action investigation after whereby minimally the following measures actions have been are shall be taken:</p> <ol style="list-style-type: none"> (1) The executive director or designee shall will verify that the 		

<p>in writing posted by restricted certified and regular mail of the complaint. A copy of the notification will be placed in the board's file of the applicant, permit holder or licensee;</p> <p>(3) The applicant, permit holder or licensee will have thirty (30) calendar days to file</p> <p>(4) a written response, which will be placed in the board's file of the applicant, permit holder or licensee;</p> <p>(5) The board may contract with another state agency or private agency to investigate the complaint and determine if a hearing is warranted.</p> <p>(c) Following an investigation the board may dismiss the complaint if the alleged violations are not substantiated and the complaint form will be removed from the applicant or licensee's file. If the complaint is substantiated the board may request the assistance and services of the Office of the Attorney General or contract with another state agency or a private agency for attorney(s) to prepare and</p>	<p>written report of violation was signed and submitted in accordance with 8-54-9.17(a) complaint;</p> <p>(2) The executive director or designee shall confirm that the alleged violation(s) are within the scope of the board's regulatory authority</p> <p>(3) The applicant or license, permit, or certificate holder who is the subject of the report will be notified in writing of the alleged violation(s) and provided a copy of the signed report by means of restricted certified and regular mail. A copy of the notification report will be placed in the board's file of the applicant or license, permit, or certificate holder;</p> <p>(4) The applicant or license, permit, or certificate holder will have thirty (30) calendar days to file</p> <p>(4) a written response, which will be placed in the board's file</p>		<p>Clarifying process when HTSB receives reports of allege violations</p>
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represent the board at a hearing. If a hearing is not warranted, the applicant or licensee will be notified and a copy of the notification will be placed in the board's file of the applicant or licensee.

(d) The board may impose a fee against an applicant or licensee as reimbursement for all or part of the costs of investigations, hearings, or appeals that result in disciplinary action against the licensee. [Eff 10/30/14] (Auth: HRS §302A-803, §302A-807) (Imp: HRS §§302A-801 to -808)

of the individual applicant ~~or permit holder or licensee license, permit, or certificate holder;~~

(5) The board may delegate the executive director or designee to investigate the complaint allegations or may contract with another state agency or private agency to investigate the ~~complaint allegations~~ and advise whether ~~determine if~~ a hearing is warranted.

(e6) Following an investigation and in consideration of the investigation based recommendation, the board will determine whether a hearing will be held.

(7) If the Board determines a hearing is warranted, proceedings will be held in accordance with §8-54-10.5. ~~may dismiss the complaint if the alleged violation(s) are not substantiated and the complaint form will be removed from the applicant or license, permit, or certificate holder's file. If the complaint is substantiated, the~~ board may request the assistance and services of the Office of the Attorney General or contract with another state

Clarifying process when HTSB receives reports of allege violations

	<p>agency or a private agency for attorney(s) to prepare and represent the board at a hearing.</p> <p>(8) If the board determines a hearing is not warranted, no further action will be taken and the applicant or licensee—license, permit, or certificate holder will be notified in writing and a copy of the notification will be placed in the board’s file of the individual applicant or licensee license, permit, or certificate holder.</p> <p>(dC) The board may impose a fee against an applicant or or licensee license, permit, or certificate holder as reimbursement for all or part of the costs of investigations, hearings, or appeals that result in disciplinary action against the individual applicant or licensee license, permit, or certificate holder. [Eff 10/30/14] (Auth: HRS §302A-803, §302A-807) (Imp: HRS §§302A-801 to -808)</p>		<p>Clarifying process when HTSB receives reports of allege violations</p>
<p>§8-54-10 Repealed [R 10/30/14]</p>	<p>§8-54-10 Repealed [R 10/30/14]</p>		
<p>§8-54-10.1 Applicability. The general procedures specified in this subchapter shall, in part, effectuate and carry out the purposes of chapter 91, HRS and shall apply to all contested cases that may come before the board relating to the denial of an application for a license or permit or to discipline a licensee or permittee. [Eff</p>	<p>§8-54-10.1 Applicability. The general procedures specified in this subchapter shall, in part, effectuate and carry out the purposes of chapter 91, HRS and shall apply to all contested cases that may come before the board relating to the denial of an application for a license or permit license, permit, or certificate or to discipline an</p>		<p>Using consistent language</p>

<p>10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>applicant or licensee or permittee license, permit, or certificate holder. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-10.2 Notification of denial of application or proposed disciplinary action against a licensee or permittee. In the event an application for a license or permit is denied, or the board intends to discipline a licensee or permittee, written notification shall be provided to the denied applicant, or to the licensee of the intended action. The notification shall include a concise statement of the reasons therefore and a statement informing the applicant or licensee or permittee of the right to a hearing if the applicant or licensee or permittee so desires. The notification shall further provide the time frame that a demand for hearing shall be filed. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-10.2 Notification of denial of application or proposed disciplinary action against a licensee or permittee license, permit, or certificate holder. (1) The executive director or designee shall advise applicants who have not yet met all the requirements for a license, permit, or certificate to reapply when all the requirements are met. (2) In the event an application applicant for a license or permit license, permit, or certificate seeks a formal decision from the board actions i, or the board intends to discipline a licensee or permittee license, permit, or certificate holder, written notification shall be provided to the denied applicant or, or to the licensee-license, permit, or certificate holder of the intended action. (A) The notification shall include a concise statement of the reasons therefore and a statement informing the applicant or license, permit, or certificate holder of the right to a hearing if the applicant or licensee or permittee-license,</p>		<p>Adding a clarifying step for applicants who do not meet HTSB's licensure requirements</p>

	<p>permit, or certificate holder so desires.</p> <p>(B)The notification shall further provide the time frame that a demand for hearing shall be filed. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-10.3 Demand for a hearing. Any person whose application is denied, or a licensee or permittee who is to be disciplined by the board, shall be entitled to a hearing if a demand for hearing is filed with the board's office within sixty(60)days of the date of the letter informing the applicant of the denial or the licensee or permittee of the intent to discipline, respectively. The demand for hearing shall contain concise statements of: (1) the legal authority under which the hearing is to be held; (2) the denial or matter that is being contested by the petitioner; (3) the basic facts and issues raised; and (4) the relief to which the petitioner deems itself entitled. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-10.3 Demand for a hearing. Any person whose application is denied, or a licensee or permittee license, permit, or certificate holder who is to be disciplined by the board, shall be entitled to a hearing if a demand for hearing is filed with the board's office within sixty(60)<u>calendar</u> days of the date of the letter informing the applicant, <u>license, permit, or certificate holder</u> of the denial or the licensee or permittee license, permit, or certificate holder of the intent to discipline, respectively. The demand for hearing shall contain concise statements of: (1) the legal authority under which the hearing is to be held; (2) the denial or matter that is being contested by the petitioner; (3) the basic facts and issues raised; and (4) the relief to which the petitioner deems itself entitled. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-10.4 Action by the board; notification of hearing. If a demand</p>	<p>§8-54-10.4 Action by the board; notification of hearing. If a demand</p>		

<p>for hearing is filed within sixty (60) <u>calendar</u> days of the date of the letter of denial or intent to discipline, the board, or a panel of the board, or a hearing officer approved by the board shall be designated as the hearings officer to conduct the hearing, and make recommendations in writing to the board. The hearings officer shall commence the hearing process and proceed to schedule a hearing and provide all parties written notice of the hearing by registered or certified mail with return receipt requested at least fifteen (15) <u>calendar</u> days before the hearing. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to - 808)</p>	<p>for hearing is filed within sixty (60) calendar days of the date of the letter of denial or intent to discipline, the board, or a panel of the board, or a hearing officer approved by the board shall be designated as the hearings officer to conduct the hearing, and make recommendations in writing to the board. The hearings officer shall commence the hearing process and proceed to schedule a hearing and provide all parties written notice of the hearing by registered or certified mail with return receipt requested at least fifteen (15) calendar days before the hearing. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to - 808)</p>		
<p>§8-54-10.5 Notice of hearing. The hearing notice shall include:</p> <ul style="list-style-type: none"> (C) The date, time, place, and nature of the hearing; (D) The legal authority under which the hearing is held; (E) The particular sections of the statutes and rules involved; and (F) A short and concise statement of the issues involved and the facts giving rise to the petition. 	<p>§8-54-10.5 Notice of hearing. The hearing notice shall include:</p> <ul style="list-style-type: none"> (A) The date, time, place, and nature of the hearing; (B) The legal authority under which the hearing is held; (C) The particular sections of the statutes and rules involved; and (D) A short and concise statement of the issues involved and the facts giving rise to the petition. 		

<p>The notice shall further apprise each party of their right to retain legal counsel if so desired. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>The notice shall further apprise each party of their right to retain legal counsel if so desired. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-10.6 Hearing. (a) All hearings shall be conducted pursuant to chapter 91, HRS and this subchapter. All hearings shall be held before a hearings officer duly designated by the board. All parties shall be afforded full opportunity to present evidence and argument on all issues involved. The hearing shall be at the time and place set forth in the notice of hearing, but at that time and place may be continued from day to day or adjourned thereof at the hearing.</p> <p>(b) The presiding hearings officer shall have the power to give notice of the hearing, arrange for the administration of oaths and affirmations, subpoena and examine witnesses, issue subpoenas, certify to official acts, rule on offers of proof, receive relevant evidence and exclude evidence which is irrelevant, immaterial, repetitious, cumulative, or merely scandalous and accordingly may restrict lines of questioning, regulate the course and conduct of the hearing, regulate the manner of any examination so as to prevent the</p>	<p>§8-54-10.6 Hearing. (a) All hearings shall be conducted pursuant to chapter 91, HRS and this subchapter. All hearings shall be held before a hearings officer duly designated by the board. All parties shall be afforded full opportunity to present evidence and argument on all issues involved. The hearing shall be at the time and place set forth in the notice of hearing, but at that time and place may be continued from day to day or adjourned thereof at the hearing.</p> <p>(b) The presiding hearings officer shall have the power to give notice of the hearing, arrange for the administration of oaths and affirmations, subpoena and examine witnesses, issue subpoenas, certify to official acts, rule on offers of proof, receive relevant evidence and exclude evidence which is irrelevant, immaterial, repetitious, cumulative, or merely scandalous and accordingly may restrict lines of questioning, regulate the course and conduct of the hearing, regulate the manner of any examination so as to prevent the</p>		

<p>needless and unreasonable harassment, intimidation, or embarrassment of any witness or party at the hearing, remove disruptive individuals including any party, legal counsel, witness, or observer, hold conferences including prehearing conferences, before or during the hearing, for the settlement or simplification of issues, rule on motions and to dispose of procedural matters, dispose of any other matters that normally and properly arise in the course of the proceedings, and take any action authorized by this subchapter or chapter 91, HRS, and perform such other duties necessary for the proper conduct of hearings.</p> <p>(c) In a hearing where the issue for determination is whether the board properly denied an application for a license or permit, the record shall consist of only the information presented to the board's office for consideration in reviewing the application. No other information regarding qualification for approval of the license or permit shall be admitted unless agreed upon by all parties.</p> <p>(d) The hearings officer shall submit in writing any report or recommended decision together with the findings of facts and conclusions of law and a recommended order to the</p>	<p>needless and unreasonable harassment, intimidation, or embarrassment of any witness or party at the hearing, remove disruptive individuals including any party, legal counsel, witness, or observer, hold conferences including prehearing conferences, before or during the hearing, for the settlement or simplification of issues, rule on motions and to dispose of procedural matters, dispose of any other matters that normally and properly arise in the course of the proceedings, and take any action authorized by this subchapter or chapter 91, HRS, and perform such other duties necessary for the proper conduct of hearings.</p> <p>(c) In a hearing where the issue for determination is whether the board properly denied an application for a license or permit license, permit, or certificate, the record shall consist of only the information presented to the board's office for consideration in reviewing the application. No other information regarding qualification for approval of the license or permit license, permit, or certificate shall be admitted unless agreed upon by all parties.</p> <p>(d) The hearings officer shall submit in writing any report or recommended decision together with the findings of facts and conclusions of</p>		
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<p>board for its consideration and final disposition.</p> <p>(e) The record of the hearing shall be in conformance with section 91-9, HRS.</p> <p>(f) The hearings officer may engage the services of a stenographer, or someone similarly skilled, to take a verbatim record of the evidence presented at the hearing. If a verbatim record is taken, any party may request a certified transcript of the proceedings. The party making the request shall be responsible for the fees for the transcript. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>law and a recommended order to the board for its consideration and final disposition.</p> <p>(e) The record of the hearing shall be in conformance with section 91-9, HRS.</p> <p>(f) The hearings officer may engage the services of a stenographer, or someone similarly skilled, to take a verbatim record of the evidence presented at the hearing. If a verbatim record is taken, any party may request a certified transcript of the proceedings. The party making the request shall be responsible for the fees for the transcript. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>		
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<p>§8-54-10.7 Recommended decision. (a) As expeditiously as possible after the close of the hearing, the hearings officer shall file with the board a recommended decision together with separate findings of fact, conclusions of law, and a recommended order. The decision, findings of fact, conclusions of law, and any order recommended by the hearings officer shall be based upon the whole record and supported by the reliable probative and substantial evidence, including facts of which the hearings officer properly took judicial notice.</p> <p>(b) The hearings officer shall cause a copy of the recommended decision, including therein findings of fact, conclusions of law, and any recommended order, to be served upon each party by registered or certified mail, return receipt requested. Service of the recommended decision shall be deemed complete upon its mailing to the party's last known address.</p> <p>(c) Any party adversely affected by the hearings officer's recommended decision within fifteen (15) <u>calendar</u> days after receipt of a copy of the decision, may file with the hearings officer written exceptions to the whole or any part of the recommended decision and request review by the board. Each</p>	<p>§8-54-10.7 Recommended decision. (a) As expeditiously as possible after the close of the hearing, the hearings officer shall file with the board a recommended decision together with separate findings of fact, conclusions of law, and a recommended order. The decision, findings of fact, conclusions of law, and any order recommended by the hearings officer shall be based upon the whole record and supported by the reliable probative and substantial evidence, including facts of which the hearings officer properly took judicial notice.</p> <p>(b) The hearings officer shall cause a copy of the recommended decision, including therein findings of fact, conclusions of law, and any recommended order, to be served upon each party by registered or certified mail, return receipt requested. Service of the recommended decision shall be deemed complete upon its mailing to the party's last known address.</p> <p>(c) Any party adversely affected by the hearings officer's recommended decision within fifteen (15) calendar days after receipt of a copy of the decision, may file with the hearings officer written exceptions to the whole or any part of the recommended decision and request review by the board. Each</p>		
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<p>written exception shall specify the portions of the record and authorities relied upon to sustain each point. A copy of the written exceptions shall be served by the party so excepting upon each party to the proceeding. Unless the time has been extended, no written exceptions shall be filed or accepted for filing after the time specified.</p> <p>(d) Any party may file with the hearings officer and serve upon all other parties a statement in support of the recommended decision within fifteen (15) <u>calendar</u> days after receipt of a copy of the written exceptions filed pursuant to subsection (c).</p> <p>(e) The hearings officer shall transmit to the board the entire record together with the recommended decision, any timely filed exceptions, and any timely filed statement in support. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>written exception shall specify the portions of the record and authorities relied upon to sustain each point. A copy of the written exceptions shall be served by the party so excepting upon each party to the proceeding. Unless the time has been extended, no written exceptions shall be filed or accepted for filing after the time specified.</p> <p>(d) Any party may file with the hearings officer and serve upon all other parties a statement in support of the recommended decision within fifteen (15) <u>calendar</u> days after receipt of a copy of the written exceptions filed pursuant to subsection (c).</p> <p>(e) The hearings officer shall transmit to the board the entire record together with the recommended decision, any timely filed exceptions, and any timely filed statement in support. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-10.8 Argument of written exceptions; no written exceptions; issuance of final decision and order.</p> <p>(a) Whenever written exceptions have been timely filed and a party has requested the opportunity to present oral argument, all parties to the proceedings shall be afforded the opportunity to present oral argument to the board concerning the recommended</p>	<p>§8-54-10.8 Argument of written exceptions; no written exceptions; issuance of final decision and order.</p> <p>(a) Whenever written exceptions have been timely filed and a party has requested the opportunity to present oral argument, all parties to the proceedings shall be afforded the opportunity to present oral argument to the board concerning the recommended</p>		

<p>decision. The board shall personally consider the whole record or portion of the record as may have been cited by the parties either in support of or in opposition to the recommended decision. All parties shall be served with notice of the time and place of argument at least five (5) <u>calendar</u> days prior to the time for argument. Within a reasonable time after argument has been heard, the board shall issue a written final decision and order.</p> <p>(b) When no written exceptions have been filed, the board, within a reasonable time after the hearings officer's recommended decision has been filed, shall issue a written final decision and order.</p> <p>[Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>decision. The board shall personally consider the whole record or portion of the record as may have been cited by the parties either in support of or in opposition to the recommended decision. All parties shall be served with notice of the time and place of argument at least five (5) <u>calendar</u> days prior to the time for argument. Within a reasonable time after argument has been heard, the board shall issue a written final decision and order.</p> <p>(b) When no written exceptions have been filed, the board, within a reasonable time after the hearings officer's recommended decision has been filed, shall issue a written final decision and order.</p> <p>[Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-10.9 Final decision and order.</p> <p>(a) The board's final decision and order shall either adopt, modify, or reverse, in whole or in part, the hearings officer's recommended decision. The board shall state with specificity in the final decision the reasons for any modification or reversal, in whole or in part, of the hearings officer's recommended decision.</p> <p>(b) The board shall cause a copy of the final decision and order to be</p>	<p>§8-54-10.9 Final decision and order.</p> <p>(a) The board's final decision and order shall either adopt, modify, or reverse, in whole or in part, the hearings officer's <u>or Executive Director's</u> recommended decision. The board shall state with specificity in the final decision the reasons for any modification or reversal, in whole or in part, of the <u>hearings officer's</u> recommended decision.</p> <p>(b) The board shall cause a copy of the final decision and order to be</p>		

<p>served upon each party by personal service or by registered or certified mail, return receipt requested. Service of the final decision and order shall be deemed complete upon its mailing to the party's last known address. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>served upon each party by personal service or by registered or certified mail, return receipt requested. Service of the final decision and order shall be deemed complete upon its mailing to the party's last known address in the HTSB online record system. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-10.10 Judicial review of contested cases. Any party aggrieved by a final decision of the board is entitled to judicial review in conformance with section 91-14, HRS. Any party requesting judicial review shall serve a copy of the request upon the board and all other parties to the proceeding in accordance with the Hawaii Rules of Civil Procedure. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-10.10 Judicial review of contested cases. Any party aggrieved by a final decision of the board is entitled to judicial review in conformance with section 91-14, HRS. Any party requesting judicial review shall serve a copy of the request upon the board and all other parties to the proceeding in accordance with the Hawaii Rules of Civil Procedure. [Eff 10/30/14] (Auth: HRS §302A-807) (Imp: HRS §§302A-801 to -808)</p>	-	-
<p>§8-54-11 Repealed [R 10/30/14]</p>	<p>§8-54-11 Repealed [R 10/30/14]</p>		
<p>§8-54-12 Repealed [R 10/30/14]</p>	<p>§8-54-12 Repealed [R 10/30/14]</p>		
<p>§8-54-13 Repealed [R 10/30/14]</p>	<p>§8-54-13 Repealed [R 10/30/14]</p>		
<p>§8-54-14 Repealed [R 10/30/14]</p>	<p>§8-54-14 Repealed [R 10/30/14]</p>		
<p>§8-54-15 Repealed [R 10/30/14]</p>	<p>§8-54-15 Repealed [R 10/30/14]</p>		
<p>§8-54-16 Suspension of the rules. (a) If the board determines that extenuating circumstances exist to justify suspending its rules, the board may, at a scheduled board meeting, vote to temporarily suspend any of its administrative rules, or any portion</p>	<p>§8-54-16 Suspension of the rules. (a) If the board determines that extenuating circumstances exist to justify suspending its rules, the board may, at a scheduled board meeting, vote to temporarily suspend any of its administrative rules, or any portion</p>		

<p>thereof, by a majority vote. In doing so the board shall also determine the length of time for which the suspension shall remain in effect. The following are extenuating circumstances that may require the suspension of rules:</p> <ul style="list-style-type: none"> (5) An emergency condition, including natural disaster, exists that prevents compliance with the rules; (6) Extenuating circumstances or compelling reasons exist that are caused by medical need, life-threatening condition, or personal tragedy; (7) Active military duty impinges on compliance with the board's rules; or (8) An unforeseen event beyond the control of the board or teacher prevents or delays the ability to comply with the rules. <p>(b) The following describes the procedure for suspending rules:</p> <ul style="list-style-type: none"> (1) Any person or agency directly impacted by the rules may submit a signed written request to the board, citing the rule or portion thereof to be suspended, with at least thirty (30) calendar days' notice prior to the next 	<p>thereof, by a majority vote. In doing so the board shall also determine the length of time for which the suspension shall remain in effect. The following are extenuating circumstances that may require the suspension of rules:</p> <ul style="list-style-type: none"> (1) An emergency condition, including natural disaster, exists that prevents compliance with the rules; (2) Extenuating circumstances or compelling reasons exist that are caused by medical need, life-threatening condition, or personal tragedy; (3) Active military duty impinges on compliance with the board's rules; or (4) An unforeseen event beyond the control of the board or teacher prevents or delays the ability to comply with the rules. <p>(b) The following describes the procedure for suspending rules:</p> <ul style="list-style-type: none"> (1) Any person or agency directly impacted by the rules may submit a signed written request to the board, citing the rule or portion thereof to be suspended, with at least thirty (30) calendar days' 		
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<p>regularly scheduled board meeting unless extenuating circumstances prevent the individual or agency from meeting this timeframe. The request shall also contain the name of the individual(s) or agency impacted by the rule and the reason and rationale for the request;</p> <p>(2) A majority vote of board members is required to suspend the rules or any portion thereof;</p> <p>(3) Robert's Rules of Order pertaining to suspension of the rules will be followed;</p> <p>(4) In considering the motion to suspend, the board may also determine if another resolution to the request exists and act accordingly;</p> <p>(5) If a motion to suspend the rules or any portion thereof fails, a future request may be heard again if new, relevant information is obtained relating to the request. [Eff 10/27/11; comp 10/27/11; am and comp 10/30/14] (Auth: HRS §302A-803) (Imp HRS §§302A-801-808)</p>	<p>notice prior to the next regularly scheduled board meeting unless extenuating circumstances prevent the individual or agency from meeting this timeframe. The request shall also contain the name of the individual(s) or agency impacted by the rule and the reason and rationale for the request;</p> <p>(2) A majority vote of board members is required to suspend the rules or any portion thereof;</p> <p>(3) Robert's Rules of Order pertaining to suspension of the rules will be followed;</p> <p>(4) In considering the motion to suspend, the board may also determine if another resolution to the request exists and act accordingly;</p> <p>(5) If a motion to suspend the rules or any portion thereof fails, a future request may be heard again if new, relevant information is obtained relating to the request. [Eff 10/27/11; comp 10/27/11; am and comp 10/30/14] (Auth: HRS §302A-803) (Imp HRS §§302A-801 to</p>		
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§8-54-17 Repealed [R 10/30/14]	§8-54-17 Repealed [R 10/30/14]		
<p>§8-54-18 Purpose. Educator preparation programs represent public and private colleges and universities, agencies, associations, organizations, centers, and commercial companies dedicated to the preparation of teachers and other school personnel. Preparation programs are governed by the preparation standards and review procedures adopted by the board. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-18 Purpose. Educator preparation programs providers represent public and private colleges and universities, agencies, associations, organizations, centers, and commercial companies dedicated to the preparation of teachers and other school personnel. Preparation programs providers are governed by the preparation standards and review procedures adopted by the board. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-19 Approval of educator preparation programs. When applying for approval of an educator preparation program the following requirements shall be met:</p> <p>(5) The unit must provide evidence that their candidates meet the performance standards as applicable, that are contained in Appendix A, B, C, and incorporated at the end of this chapter;</p> <p>(6) The unit must provide evidence that their candidates exhibit professional and ethical dispositions necessary to help all students learn as</p>	<p>§8-54-19 Approval of educator preparation programs providers. When applying for approval of an educator preparation program the following requirements shall be met:</p> <p>(1) The unit provider must provide evidence that their its candidates will meet the performance standards as applicable, that are contained in Appendix A, B, C, and incorporated at the end of this chapter;</p> <p>(2) The unit provider must provide evidence that their its candidates will exhibit professional and ethical dispositions necessary to help all students learn as</p>		

<p>outlined in the board's Code of Ethics;</p> <p>(7) The unit must provide evidence that their candidates are prepared to incorporate the following areas into their practice:</p> <p>(A) The integration of Hawaiian language, history and culture in order to promote and perpetuate traditional ways of knowing, learning and teaching;</p> <p>(B) Student standards adopted by the department;</p> <p>(E) Teaching of reading including working with students of reading difficulties;</p> <p>(F) Working effectively with students with disabilities, including training related to participation as a member of individualized education program teams;</p> <p>(G) Working effectively with students who are limited English proficient;</p> <p>(H) Working with gifted and talented students; and integrating technology</p>	<p>outlined in the board's Code of Ethics;</p> <p>(3) The unit provider must provide evidence that their its candidates are will be prepared to incorporate the following areas into their practice:</p> <p>(A) The integration of Hawaiian language, history and culture in order to promote and perpetuate traditional ways of knowing, learning and teaching;</p> <p>(B) Student standards adopted by the department;</p> <p>(C) Teaching of reading including working with students of with reading difficulties;</p> <p>(D) Working effectively with students with disabilities, including training related to participation as a member of individualized education program teams;</p> <p>(E) Working effectively with students who are limited in English proficiency;</p>		<p>Grammar corrections</p>
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<p>effectively into curricula and instruction, including activities consistent with the principles of universal design for learning and the use of technology to effectively collect, manage and analyze data to improve teaching and learning for the purpose of increasing student academic achievement.</p> <p>(8) Each program must provide evidence that their candidates meet the standards from a national organization approved by the board for the license fields offered in the program or, for license fields without national standards, the standards approved for the field.</p> <p>(5) Clinical experience must meet one of the following requirements:</p> <p>(A) A minimum of four hundred fifty (450) hours of supervised clinical experience in student teaching, internship or residency; or</p>	<p>(F) Working with <u>students who are gifted and talented students;</u> and</p> <p>(G) Integrating technology effectively into curricula and instruction, including activities consistent with the principles of universal design for learning and the use of technology to effectively collect, manage and analyze data to improve teaching and learning for the purpose of increasing student academic achievement.</p> <p>(4) Each <u>program provider</u> must provide evidence that <u>their-its candidates will meet the board approved content area standards from created by a national specialty professional association (SPA) organization approved by the board</u> for the license fields offered <u>in the program</u> or, for license fields without national standards, the standards approved <u>by the board</u> for the field.</p>		<p>Clarification on the board approved content area standards are created by the national associations</p>
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§8-54-20 Procedure for first-time provisional unit or program review.

(a) When applying for approval of a first-time provisional unit or program review the following requirements shall be met:

- (1) The letter of intent and preconditions must be submitted for consideration no less than one (1) year prior to the date of proposed program implementation; and
- (2) Within two (2) years of acceptance of the letter of intent and preconditions, the unit must submit one (1) unit report and a program report for each program that will prepare educators for initial licensure.

(b) The board staff will convene a review team and conduct a virtual provisional review of the unit and

§8-54-20 Procedure for first-time provisional ~~unit or program~~ review.

~~(a)~~ When applying for approval of a first-time provisional ~~unit or program~~ review the following requirements shall be met:

- ~~(1a)~~ The letter of intent ~~and preconditions~~ must be submitted for consideration ~~no less than one (1) year prior to the date of proposed program implementation;~~ and ~~(2)~~ within two (2) years of ~~the board's~~ acceptance of the letter of intent ~~and preconditions,~~ the unit provider must submit one (1) unit report providing assurance that each of its programs is making progress towards meeting the requirements outlined in §8-54.19. ~~19~~ detailing the

(Auth: HRS §302A-805.5)
(Imp: HRS §§302A-801 to -
808)

<p>programs within three (3) months of acceptance of the unit and program reports after staff review and board approval.</p> <p>(c) The board will review the review team's recommendation and issue a decision upon recommendation of the board's Teacher Education Committee.</p> <p>(d) A unit must receive board approval before advertising programs for initial licensure, implementing programs and accepting candidates into any educator preparation program. [Eff 10/30/14; am 9/5/19] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>	<p>progress towards meeting requirements and. The report must — and a program report that includes for assurance that each of its programs meet that will prepares educators for initial licensure in Hawaii.</p> <p>(b) The board staff will convene a review team and conduct a virtual provisional review of the unit and programs report within three (3) months of acceptance of the unit and program reports after staff review and board approval.</p> <p>(c) The board will review the review team's recommendation and issue a decision upon recommendation of the board's Teacher Education Committee.</p> <p>(d) A unit provider must receive board approval before advertising programs for initial licensure, implementing programs and accepting candidates into any educator preparation program. [Eff 10/30/14; am 9/5/19] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-21 Procedure for continuing unit review. When applying for continuing unit review one (1) of the following requirements shall be met:</p>	<p>§8-54-21 Procedure for continuing state unit review approval. When applying for continuing unit review state approval, one (1) of the all of</p>		

<p>(1) Obtain accreditation from a national accrediting body prior to the expiration of their provisional approval to be eligible for continued state approval. The accrediting body must be approved in advance by the HTSB for use in continuing state approval. The HTSB Executive Director or designee will serve as an observer during the accreditation visit. It is the unit's responsibility to apply for renewal of state approval and submit all documentation required for the board's review at least six (6) months in advance of the expiration of provisional approval; or Indigenous and culturally focused units may obtain accreditation from a national or international Indigenous focused accrediting body prior to the expiration of their provisional approval to be eligible for continued state approval. The accrediting body must be approved in advance by the HTSB for use in continuing state approval. The HTSB Executive Director or designee will serve as an observer</p>	<p>the following requirements shall be met:</p> <p>(1) Obtain accreditation from a national-an accrediting body prior to the expiration of their-current provisional approval to be eligible for continued-continuing state approval.</p> <p>a. The accrediting body must be approved in advance by the HTSB-board for use in continuing-state approval.</p> <p>b. The HTSB-board's Executive Director or designee will serve as an observer during the accreditation visit.</p> <p>c. It is the unit's provider's responsibility to apply for renewal of continuing state approval and</p> <p>(2) submit all documentation required for the board's review at least six (6) months in advance of the expiration of provisional-prior approval and</p> <p>(3) The board will review the documentations submitted, and issue a decision upon recommendation of the board's Teacher Education Committee</p>		<p>To clarify the name of the continuing approval-continuing state approval</p> <p>Reorganization of this section to make the steps clearer</p>
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<p>during the accreditation visit. It is the unit's responsibility to apply for renewal of state approval and submit all documentation required for the board's review at least six (6) months in advance of the expiration of provisional approval; or</p> <p>(2) All program completers recommended for licensure by the unit shall submit official scores from a nationally normed performance assessment adopted by the HTSB. The unit will be reviewed by a State Team composed of:</p> <ul style="list-style-type: none"> a. One out of state professional educator, selected based on compatible experience with the type and size unit; and b. One out of state practitioner licensed in the field of the program, preferably a National Board for Professional Teaching Standards (NBPTS) certified teacher or one with the Teacher Leader designation on their license; and 	<p>(4) Indigenous and culturally focused units may obtain accreditation from a national or international Indigenous focused accrediting body prior to the expiration of their provisional approval to be eligible for continued state approval. The accrediting body must be approved in advance by the HTSB for use in continuing state approval. The HTSB Executive Director or designee will serve as an observer during the accreditation visit. It is the unit's responsibility to apply for renewal of state approval and submit all documentation required for the board's review at least six (6) months in advance of the expiration of provisional approval; or</p> <p>(5) All program completers recommended for licensure by the unit shall submit official scores from a nationally normed performance assessment adopted by the HTSB. The unit will be reviewed by a State Team composed of:</p> <ul style="list-style-type: none"> a. One out of state professional educator, selected based on 		
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<p>c. HTSB Executive Director or designee; and</p> <p>d. It is the unit's responsibility to submit a Continuing Unit Review Report one (1) year in advance of the expiration of their existing approval period; or</p> <p>(3) All program completers recommended for licensure by the unit are evaluated using unit-wide assessments. The unit will be reviewed by a State review by a team composed of:</p> <p>a. Two or more out of state professional educators, selected based on compatible experience with the type and size unit; and</p> <p>b. One or more out of state practitioners licensed in the field of the program, preferably a National Board for Professional Teaching Standards (NBPTS) certified teacher or a teacher with the Teacher Leader designation on their license; and</p>	<p>compatible experience with the type and size unit; and</p> <p>b. One out of state practitioner licensed in the field of the program, preferably a National Board for Professional Teaching Standards (NBPTS) certified teacher or one with the Teacher Leader designation on their license; and</p> <p>c. HTSB Executive Director or designee; and</p> <p>d. It is the unit's responsibility to submit a Continuing Unit Review Report one (1) year in advance of the expiration of their existing approval period; or</p> <p>(6) All program completers recommended for licensure by the unit are evaluated using unit-wide assessments. The unit will be reviewed by a State review by a team composed of:</p> <p>a. Two or more out of state professional educators, selected based on compatible experience</p>		
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<p>c. The number of program completers and number of separate licensure programs within the unit will determine the number of State Team reviewers; and</p> <p>d. HTSB Executive Director or designee; and</p> <p>e. It is the unit's responsibility to submit a Continuing Unit Review Report one (1) year in advance of the expiration of their existing approval period. [Eff 10/30/14; am] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>	<p>with the type and size unit; and</p> <p>b. One or more out of state practitioners licensed in the field of the program, preferably a National Board for Professional Teaching Standards (NBPTS) certified teacher or a teacher with the Teacher Leader designation on their license; and</p> <p>e. The number of program completers and number of separate licensure programs within the unit will determine the number of State Team reviewers; and</p> <p>d. HTSB Executive Director or designee; and</p> <p>e. It is the unit's responsibility to submit a Continuing Unit Review Report one (1) year in advance of the expiration of their existing approval period. [Eff 10/30/14; am 9/5/19] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>		
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<p>§8-54-22 Procedure for continuing program review. (a) Programs may elect national review by the appropriate SPA. The program must receive national recognition or national recognition with conditions.</p> <p>(b) Programs not seeking national recognition shall:</p> <ol style="list-style-type: none"> (1) Be reviewed as part of the unit report; and (2) Submit an audit to the board as an appendix to their annual report. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808) 	<p>§8-54-22 Procedure for continuing program review. (a) Programs may elect national review by the appropriate SPA. The program must receive national recognition or national recognition with conditions.</p> <p>(b) Programs not seeking national recognition shall:</p> <ol style="list-style-type: none"> (1) Be reviewed as part of the unit report; and (2) Submit an audit to the board as an appendix to their annual report. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808) 		
<p>§8-54-23 Recommendations for approval. (a) Provisional review teams may make the following recommendations to the board:</p> <ol style="list-style-type: none"> (1) Provisional approval; (2) Provisional approval with unit conditions and/or program areas for improvement; or (3) Deny approval. <p>(b) Unit and program reports from continuing reviews conducted by national accrediting bodies will be submitted by the unit and programs and considered by the board for continuing seven (7) year state approval or for</p>	<p>§8-54-22³ Recommendations for provisional approval. (a) Provisional review teams may make the following recommendations to the board The board may take the following actions for <u>provisional approval</u> :</p> <ol style="list-style-type: none"> (1) Provisional approval for up to three years; (2) Provisional approval for up to three years with unit conditions and/or program areas for improvement; or (3) Deny approval. <u>The unit provider may appeal under the process detailed in §8-54-30.</u> 		<p>To give the board the authority to review a provider/program during the mid-accreditation cycle in the event that the provider/program's performance raised any concerns</p>

continuing state approval for the full term of their accreditation by an external accrediting body recognized by the Hawaii teacher standards board. [Eff 10/30/14; am 9/5/19] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to - 808)

(4) During the provisional approval period, in the event of any violation of law or any other activity that will have a materially adverse effect on the provider's ability to fulfill its obligations to its students and/or the board, the board may take action on the provider's approval status, including but not limited to revocation of approval, suspension, and imposition of conditions. The ~~unit~~ provider may appeal an adverse decision under the process detailed in §8-54-30.

~~(b) Unit and program Reports from continuing reviews conducted by national accrediting bodies will be submitted by the unit and programs provider and considered by the board for :~~

- (1) ~~continuing seven (7) year state approval, or~~
- (2) ~~continuing state approval for the full term of their accreditation by an external accrediting body recognized by the Hawaii teacher standards board.~~ [Eff

	<p>10/30/14; am] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-24 Procedure for added field program. (a) A unit or other organization may be approved to prepare licensed educators to add a field to an existing license.</p> <p>(b) The program will be initially reviewed under the provisional program review process.</p> <p>(c) If the review is part of a unit, subsequent reviews will be conducted at the time of continuing unit review.</p> <p>(d) If the program is not part of an educator preparation unit but is an organization whose main purpose is to train educators in the specialty area, the program will be reviewed by a state review team. This program may not be used for initial licensure. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-24 Procedure for added field program. (a) A unit or other organization provider may be approved to prepare licensed educators to add a field to an existing license.</p> <p>(b) The program will be initially reviewed under the provisional program approval review process.</p> <p>(c) If the review program is part of a unit an approved provider, subsequent reviews will be conducted at the time of continuing unit state approval review.</p> <p>(d) If the program is not part of an educator preparation unit provider but is an organization whose main purpose is to train educators in the specialty area, the program will be reviewed by a state review team an organization approved by the board.</p> <p>This program may not be used for initial licensure. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-25 Board action following review. (a) The board may take the following actions for provisional unit and program review:</p>	<p>§8-54-2523 Board action following continuing state approval review. (a) The board may take the following actions for provisional unit and program review:</p>		<p>Renumbering the sections so board actions are clustered together</p>

<p>(1) Provisional approval for three (3) years or until the unit's next national or state review;</p> <p>(2) Provisional approval with unit conditions and/or program areas for improvement for up to three (3) years; or</p> <p>(3) Deny approval. The unit may appeal or reapply for approval under the process determined by the board.</p> <p>(b) The board may take the following actions for continued review:</p> <p>(1) Full approval for seven (7) years;</p> <p>(2) Approval with unit conditions and/or program areas for improvement for up to seven (7) years;</p> <p>(3) Probationary approval and designation as "at-risk" for up to two (2) years. The unit and programs must correct the conditions and areas for improvement within two (2) years. The unit may appeal under the process determined by the board;</p> <p>(4) Denied and designation as "low performing". The unit may appeal under the process determined by the board; or</p>	<p>(1) Provisional approval for three (3) years or until the unit's provider's next national or state review;</p> <p>(2) Provisional approval with unit conditions and/or program areas for improvement for up to three (3) years; or</p> <p>(3) Deny approval. The unit may appeal or reapply for approval under the process determined by the board.</p> <p>(b) The board may take the following actions for continued review <u>continuing state approval:</u></p> <p>(1) Full approval for <u>up to</u> seven (7) years <u>or for the full term of accreditation granted by a board approved accrediting body;</u></p> <p>(2) Approval with <u>unit</u> <u>conditions and/or program</u> areas for improvement for up to seven (7) years <u>or for the full term of accreditation granted by a board approved accrediting body;</u></p> <p>(3) Probationary approval and designation as "at-risk" <u>based on criteria outlined in §8.54.28.</u> for up to two (2) years. The <u>unit and programs provider</u> must correct the conditions and areas for improvement within the</p>		<p>To clarify length of accreditation that are available for the board to grant in conjunction to the national accreditation timeframe</p> <p>To connect this rule with 8.54.28</p>
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(5) Revoke approval. The unit may appeal under the process determined by the board. [Eff 10/30/14; am 9/5/19] (Auth: HRS §302A-805.5) (Imp: HRS §302A-801 to -808)

~~probationary period two (2) years.~~ The ~~unit provider~~ may appeal under the process ~~determined by the board detailed in §8-54-30;~~

(4) Denied ~~and due to~~ designation as "low performing" ~~based on criteria outlined in §8.54.29.~~ The ~~unit provider~~ may appeal under the process ~~determined by the board detailed in §8-54-30;~~ or

~~(5) Revoke approval. The unit provider may appeal under the process determined by the board~~
During the continuing state approval period, in the event of any violation of law or any other activity that will have a materially adverse effect on the provider's ability to fulfill its obligations to its students and/or the board, the board may take action on the provider's approval status, including but not limited to revocation of approval, suspension, and imposition of conditions. The ~~unit provider~~ may appeal an adverse decision under the process detailed in §8-54-30.

[Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §302A-801 to -808)

To be consistent with term and to avoid limiting possible actions the board can take

<p>§8-54-26 Annual reporting by educator preparation programs. (a) Educator preparation programs will submit an annual report on a specified form to include at a minimum the following:</p> <ul style="list-style-type: none"> (1) Current contact information for the unit; (2) A list of all current traditional and alternative licensure programs offered by the unit; (3) Substantive changes within the reporting year; (4) Progress toward addressing any conditions or areas for improvement on their current approval; and (5) Progress toward obtaining or continuing national accreditation. <p>(b) Hawaii educator preparation programs must submit a recommendation for licensure for program completers within six (6) weeks of program completion on a form specified by the board. Out of state preparation programs which work primarily with active military and military spouses may also report program completers on this form. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-26 Annual reporting by educator preparation programs providers. (a) Educator preparation programs providers will submit an annual report on a specified form to include at a minimum the following:</p> <ul style="list-style-type: none"> (1) Current contact information for the unit provider; (2) A list of all current traditional and alternative licensure programs offered by the unit provider; (3) Substantive changes within the reporting year; as outlined in §8-54-27; (4) Progress toward addressing any conditions or areas for improvement on their current approval; and (5) Progress toward obtaining or continuing national external accreditation. <p>(b) Hawaii educator preparation programs providers must submit a recommendation for licensure for program completers within six (6) weeks of program completion on a form specified by the board. Out of state preparation programs which work primarily with active military and military spouses may also report program completers on this form.</p>		<p>To relate to later section of progress modifications</p> <p>To give the board the authority to conduct annual audits of EPPs which is already in practice</p>
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	<p>(c) The providers shall be audited annually as directed by the board. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-27 Modification of programs. (a) For minor modifications, the unit will describe the modifications in the annual report and include evidence that program quality is not affected. (b) For major modifications, the unit will submit a request to the board for implementation, including a description of the changes and evidence that standards will continue to be met. (c) For program elimination, the unit will submit information to the board in writing stating when the program will end, reasons for elimination, and assurances that current candidates will be able to complete the program. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>	<p>§8-54-27 Modification of programs. (a) For minor modifications, the unit provider will describe the modifications in the annual report and include evidence that program quality is not affected. (b) For major modifications, which may include but are not limited to: (1) Any change in the established mission or objectives of the program or provider; (2) Any change in legal status, form of control, or ownership of the program or provider; (3) Significant programmatic changes in content or method of delivery from the last accreditation review, including changes in degree or credential level; (4) Closing a program or removal or discontinuation of a program;</p>		<p>To define what should be reported as substantive changes</p>

	<p>(5) Entering into a collaborative academic arrangement that includes the initiation of a dual or joint academic program with another institution;</p> <p>(6) Acquiring, adding, merging with, or consolidating operations with another program; or</p> <p>(7) Adding an off-campus instructional site at which the program is conducting a teach-out for student of another institution.</p> <p>The unit-provider will submit a request to the board for prior to implementation, including a description of the changes and evidence that standards will continue to be met.</p> <p>(c) The board may act on the request(s) in accordance with criteria set in §§8.54.23-24.</p> <p>(de) For program elimination, the unit-provider will submit, in writing the following, information to the board in writing stating:</p> <p>(1) when the program will end;</p> <p>(2) reasons for elimination;</p> <p>(3) Submit a list to the board of all candidates remaining in the affected programs and the expected dates of completion; and</p>		<p>To confirm this rule with 8.54.23-24</p> <p>To detail what information is needed when program closure in order to protect candidates in the program</p>
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	<p>(4) assurances that there is a teach-out plan in place with respect to current candidates to teach-out through a State-approved program. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-28 At-risk educator preparation programs. (a) A unit will be designated "at-risk" under the following conditions:</p> <p>(1) The unit receives continuing accreditation/approval for less than five (5) years based on their national/state review; or</p> <p>(2) The unit's summary pass rate on content examinations falls below eighty per cent (80%).</p> <p>(b) A program will be designated "at-risk" under the following conditions:</p> <p>(1) The program fails to correct conditions of its SPA approval within the timeline specified by the SPA;</p> <p>(2) The program receives an approval decision of "Recognition with Probation" on its SPA report;</p>	<p>§8-54-28 At-risk educator preparation provider or programs. (a) A unit provider or program will be designated "at-risk" under the following conditions:</p> <p>(1) The unit provider or program receives continuing accreditation/approval for less than five (5) years based on their national/state review; or</p> <p>(2) The unit provider's or program's summary pass rate on content examinations falls below eighty per cent (80%).</p> <p>(3) During a State-approval period, in the event of any violation of law or any other activity that will have a materially adverse effect on the provider's ability to fulfill its obligations to its students and/or the board, the board may take action on the provider's approval status and</p>		<p>To add "programs" back into the rules since at times a program might be at risk while the provider is doing okay overall</p> <p>To further define what at-risk is in addition to licensure test passing rate</p>

<p>(3) The program is given areas for improvement on its board approval and fails to correct the areas within the timeline specified by the board; or</p> <p>(4) The program's summary pass rate on content examinations falls below eighty per cent (80%) for a three (3) year average, if applicable.</p> <p>(c) Once a unit or program is designated as being "at-risk", the board will conduct periodic monitoring throughout the conditional period. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>	<p>designate the provider as "at-risk."</p> <p>(b) A program will be designated "at-risk" under the following conditions:</p> <p>(1) The program fails to correct conditions of its SPA approval within the timeline specified by the SPA;</p> <p>(2) The program receives an approval decision of "Recognition with Probation" on its SPA report;</p> <p>(3) The program is given areas for improvement on its board approval and fails to correct the areas within the timeline specified by the board; or</p> <p>(4) The program's summary pass rate on content examinations falls below eighty per cent (80%) for a three (3) year average, if applicable.</p> <p>(c) Once a unit-provider or program is designated as being "at-risk", the board will conduct periodic monitoring throughout the conditional period and may take action on the provider's or program's approval status as outlined in §8-54-24. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)</p>		
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<p>§8-54-29 Low performing programs. (a) A unit is designated "low performing" under the following conditions:</p> <ol style="list-style-type: none"> (1) It receives continuing accreditation/approval for less than five (5) years based on their national/state review and fails to correct deficiencies and gain full approval within three (3) years; (2) It receives a national accreditation/state approval decision of "Denied" or "Revoked"; or (3) The unit's summary pass rate on content examinations falls below seventy per cent (70%). <p>(b) A program is designated "low performing" under the following conditions:</p> <ol style="list-style-type: none"> (1) It receives a continuing review decision of Not Nationally Recognized on its SPA review; (2) The program receives a status of Denied Approval on its HTSB review; or (3) The program's summary pass rate on content examinations falls below seventy per cent (70%) for a three (3) year average where applicable. 	<p>§8-54-29 Low performing providers or programs. (a) A unit provider or program is designated "low performing" under the following conditions:</p> <ol style="list-style-type: none"> (1) It does not receives full continuing accreditation/approval for less than five (5) years based on their national/state review and fails to correct deficiencies and gain full accreditation/approval within three (3) years the time frame given by the board; (2) It receives a national accreditation/state approval decision of "Denied" or "Revoked"; or (3) The unit provider's or program's summary pass rate on content examinations falls below seventy per cent (70%). (4) <u>During a State-approval period, in the event of any violation of law or any other activity that will have a materially adverse effect on the provider's ability to fulfill its obligations to its students and/or the board, the board may take action on the provider's approval status and</u> 		<p>To add "programs" back into the rules since at times a program might be low performing while the provider is doing okay overall</p> <p>To clarify where the information should be posted.</p> <p>To further define what low performing is in addition to licensure test passing rate</p>
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<p>(c) Once a unit or program is designated as being "low performing", the unit must:</p> <ol style="list-style-type: none"> (1) Post its status on a website accessible to the public; (2) Not accept candidates seeking licensure into the unit/program affected; (3) Submit a list to the board of all candidates remaining in the affected unit/program and the expected dates of completion; (4) Counsel all affected candidates about choices for program completion both in the unit and transferring to other preparation programs; and (5) Submit evidence of progress toward meeting these conditions in their annual report to the board. [Eff 10/30/14] (Auth: HRS §302A 805.5) (Imp: HRS §§302A-801 to -808) 	<p>designate the provider as "low performing."</p> <p>(b) A program is designated "low performing" under the following conditions:</p> <ol style="list-style-type: none"> (5) It receives a continuing review decision of Not Nationally Recognized on its SPA review; (6) The program receives a status of Denied Approval on its HTSB review; or (7) The program's summary pass rate on content examinations falls below seventy per cent (70%) for a three (3) year average where applicable. <p>(e) (b) Once a <u>unit provider</u> or program is designated as being "low performing", the <u>unit provider</u> must:</p> <ol style="list-style-type: none"> (1) Post its status on <u>a the program's webpage site</u> accessible to the public; (2) Not accept candidates seeking licensure into the <u>unit/programs</u> affected; (3) Submit a list to the board of all candidates remaining in the affected <u>unit/programs</u> and the expected dates of completion; (4) Counsel all affected candidates about choices for 		<p>To clarify where the information should be posted</p>
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	<p>program completion both in the unit and transferring to other preparation programs; and</p> <p>(5) Submit evidence of progress toward meeting these the forgoing conditions in their annual report to the board.</p> <p>[Eff 10/30/14] (Auth: HRS §302A 805.5) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-30 Appeals. (a) Any Hawaii educator preparation program that receives an adverse decision may appeal that decision. An adverse decision includes:</p> <p>(1) The denial of an application for state approval of a unit or program;</p> <p>(2) The conditional approval of a unit or program;</p> <p>(3) The designation of "at-risk" or "low performing" status; or</p> <p>(4) The denial or revocation of approval of a unit or program.</p> <p>(5) (b) An appeal must be based on the following grounds:</p> <p>(1) National or state standards were disregarded;</p> <p>(2) Stated procedures were not followed;</p> <p>(3) Evidence favorable to the unit or program provided to the</p>	<p>§8-54-30 Appeals. (a) Any Hawaii educator preparation program provider that receives an adverse decision may appeal that decision. An adverse decision includes:</p> <p>(1) The denial of a letter of application intent or subsequent report for state approval of a unit or program provider or program;</p> <p>(2) The conditional approval of a unit or program provider or program;</p> <p>(3) The designation of "at-risk" or "low performing" status; or</p> <p>(4) The denial or revocation of approval of a unit or program provider or program.</p> <p>(b) An appeal must be based on the following grounds:</p> <p>(1) National or state standards were disregarded;</p>		

<p>review team was not considered; or (4) Evidence favorable to the unit or program provided to the board was not considered. (c) An appeal will be heard by an administrative hearing officer who will make a recommendation to the board to either: (1) Uphold the approval decision; (2) Conduct a second board review of the original team findings; or (3) Assign a new review team to review the unit or program to make another recommendation to the board. [Eff 10/30/14] (Auth: HRS §302A- 805.5) (Imp: HRS §§302A-801 to -808)</p>	<p>(2) Stated procedures were not followed; (3) Evidence favorable to the unit or program provider or program provided submitted to the review team was not considered; or (4) Evidence favorable to the unit or program provider or program provided submitted to the board was not considered. (c) An appeal will be heard by an administrative hearing officer who will make a recommendation to the board to either: (1) Uphold the approval Affirm the board's original decision; (2) Conduct a second board review of the original team findings; or (3) Assign a new review team to review the unit-provider or program to make another recommendation to the board. [Eff 10/30/14] (Auth: HRS §302A- 805.5) (Imp: HRS §§302A-801 to -808)</p>		
<p>§8-54-31 Reference materials for units and programs. The board shall maintain an electronic repository of guidance materials for prospective and approved units. Reports from unit and program reviews and board approval will be</p>	<p>§8-54-31 Reference materials for units and programs. The board shall maintain an electronic repository of guidance materials for prospective and approved units. Reports from unit and program provider reviews and board approval</p>		

posted electronically on the board's website. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)	will be posted electronically on the board's website. [Eff 10/30/14] (Auth: HRS §302A-805.5) (Imp: HRS §§302A-801 to -808)		
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