R277. Education, Administration.

R277-520. Appropriate Licensing and Assignment of Teachers.

R277-520-6. Eminence.

A. The purpose of an eminence authorization is to allow individuals with exceptional training or expertise, consistent with R277-520-1[~~F~~]G, to teach or work in the public schools on a limited basis. Documentation of the exceptional training, skill(s) or expertise may be required by the USOE prior to the approval of the eminence authorization.

B. Teachers with an eminence authorization may teach no more than 37 percent of the regular instructional load except as provided in R277-520-6C.

[~~C. Teachers working under an eminence authorization shall never be considered highly qualified.~~]

C. In identified circumstances, teachers with an eminence authorization may teach more than 37 percent of the regular instructional load. An eminence authorization may be approved by the Board if:

(1) the LEA can find no other qualified individual to fill the position, then:

(a) the LEA shall submit the following documented information to the USOE:

(i) description;

(ii) recruitment efforts;

(iii) the qualifications of all applicants; and

(iv) the LEA's rationale for hiring the individual.

(b) the USOE shall review the information within 15 days of receipt.

(c) the USOE shall notify the individual and the LEA if the USOE approves the documented information.

(d) the LEA shall submit a request for a Letter of Authorization to the Board for the individual through normal administrative procedures; or

(2) An individual has exceptional skills, expertise, and

35 experience that make him the primary candidate for the
36 position, then:
37 (a) the LEA shall submit the following documented
38 information to the USOE:
39 (i) information about the position;
40 (ii) the individual's expertise, and experience; and
41 (iii) the LEA's rationale for hiring the individual.
42 (b) the USOE shall review the information within 15 days
43 of receipt.
44 (c) the USOE shall notify the individual and the LEA if
45 the USOE approves the documented information.
46 (d) the LEA shall submit a request for a Letter of
47 Authorization to the Board for the individual through normal
48 administrative procedures.
49 D. [~~Local boards~~]LEAs shall require an individual
50 teaching with an eminence authorization to have a criminal
51 background check consistent with Section 53A-3-410(1) prior to
52 employment by the [~~local board~~]LEA.
53 E. The [~~local board of education~~]LEA that employs the
54 teacher with an eminence authorization shall determine the
55 amount and type of professional development required of the
56 teacher.
57 F. An [~~local board of education~~]LEA that employs
58 teachers with eminence authorizations shall apply for renewal
59 of the authorization(s) annually.
60 G. Eminence authorizations may apply to individuals
61 without teaching licenses or to unusual and infrequent teacher
62 situations where a license-holder is needed to teach in a
63 subject area for which he is not endorsed, but in which he may
64 be eminently qualified.

65 **KEY: educator, license, assignment**
66 **Date of Enactment or Last Substantive Amendment: [~~March 9,~~**
67 **]2012**

68 **Notice of Continuation: July 1, 2010**

69 **Authorizing, and Implemented or Interpreted Law: Art X Sec 3;**

70 **53A-1-401(3); 53A-6-104(2)(a)**