

## **ARTICLE 67-11**

### **EDUCATION PROFESSIONAL CREDENTIALS**

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### **CHAPTER 67-11-01 DRIVER EDUCATION INSTRUCTOR'S CREDENTIAL**

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**67-11-01-01. Credential required.** A school that provides driver education must employ a teacher who holds a North Dakota driver education instructor's credential as outlined in this chapter.

**History:** Effective February 1, 2000; amended effective June 1, 2002; October 1, 2006.

**General Authority:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**Law Implemented:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**67-11-01-02. Issuing agency.** The driver education instructor's credential is issued by:

Superintendent of Public Instruction  
Department of Public Instruction  
600 East Boulevard Avenue, Dept. 201  
Bismarck, ND 58505-0440

**History:** Effective February 1, 2000; amended effective October 1, 2006.

**General Authority:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**Law Implemented:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

### **67-11-01-03. Types of credentials - Revocation.**

1. The driver education instructor's credential (DE) is:
  - a. Issued to coincide with the period for which the individual is licensed to teach or approved to teach by the North Dakota education standards and practices board; however, an individual holding a lifetime educator's professional license must renew the individual's credential every five years; and
  - b. Issued to an individual upon satisfying credential standards identified in section 67-11-01-04.
2. If a credential issued under this chapter will expire within twelve months of issuance because the educator's professional license will expire within twelve months of the issuance of the credential, the credential will be issued for a period coinciding with the period of licensure of the succeeding educator's professional license.
3. The driver education instructor's credential is revoked if the instructor's operator's license is revoked or suspended for any period of time during the credential period. A revoked credential is not revived by the credential holder subsequently obtaining an operator's license that is

not suspended or revoked, and a new application for a credential must be submitted.

**History:** Effective February 1, 2000; amended effective June 1, 2002; October 1, 2006.

**General Authority:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**Law Implemented:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**67-11-01-04. Credential standards.** The applicant must fulfill all of the following standards to be credentialed under this chapter:

1. Hold a North Dakota educator's professional license issued by the education standards and practices board;
2. Hold a current, valid operator's license that is not suspended or revoked and that is suitable for the type of vehicle to be used for instruction;
3. Provide an abstract of the applicant's driving record for the past thirty-six months from a state driver licensing office evidencing a satisfactory driving record free from any conviction that would constitute the basis for suspension or revocation of the instructor's operator's license, and not more than three moving traffic violations.
4. Have at least a college-granted minor in driver education from a state-approved program or have taken coursework that includes at a minimum:
  - a. Six semester hours consisting of at least one course each in:
    - (1) Classroom driver and traffic education; and
    - (2) In-car instruction; and
  - b. Ten semester hours chosen from the following:
    - (1) No more than three semester hours of health, including a maximum of one semester hour of first aid and two semester hours of drug education;
    - (2) No more than three semester hours of safety education which may include motorcycle education, traffic law, multicar driving ranges, accident prevention, driver training for the handicapped, defensive driving, and field experiences in safety education;
    - (3) No more than two semester hours of equipment training, which may include driving simulator use and educational technology;

- (4) No more than three semester hours of classroom management;
- (5) No more than three semester hours of psychology, of which adolescent psychology is preferred;
- (6) No more than two semester hours of auto mechanics; or
- (7) No more than two semester hours of credits received at state or national conferences held by a recognized state or national driver education association.

**History:** Effective February 1, 2000; amended effective June 1, 2002; October 1, 2006.

**General Authority:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**Law Implemented:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**67-11-01-05. Application process.** An applicant must submit the following:

1. A completed application, SFN 9055, available on the department of public instruction's web site;
2. A copy of college transcripts showing driver education coursework; and
3. An abstract of the applicant's driving record for the past thirty-six months issued by a state driver's licensing office.

**History:** Effective February 1, 2000; amended effective June 1, 2002; October 1, 2006.

**General Authority:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**Law Implemented:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**67-11-01-06. Reconsideration.** Repealed effective October 1, 2006.

**67-11-01-06.1. Renewal requirements.** A driver education instructor's credential may be renewed by submitting to the department the following:

1. A completed application, SFN 9055, available on the department of public instruction's web site;
2. A copy of college transcripts, issued after the date the credential being renewed was issued, showing completion of two semester hours of graduate credit from the areas listed in section 67-11-01-04; and

3. An abstract of the applicant's driving record for the past thirty-six months issued by a state driver's licensing office.

**History:** Effective October 1, 2006.

**General Authority:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**Law Implemented:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**67-11-01-07. Renewal requirements.** Repealed effective October 1, 2006.

**67-11-01-07.1. Reconsideration.** If issuance or renewal of any credential under this chapter is denied, the denial must be in writing and must state all reasons for denial and the applicant must be notified of the opportunity for reconsideration. If an application for issuance or renewal of any credential under this chapter is denied, the applicant may request a reconsideration of the decision. A request for reconsideration must be in writing and must be received by the superintendent of public instruction within three weeks of mailing the denial. Late requests will not be considered. The reconsideration request must state the following:

1. The facts, law, or rule the applicant believes was erroneously interpreted or applied; and
2. The applicant's arguments on how the facts, law, or rule should have been applied, giving specific reasons and thorough analysis.

The superintendent of public instruction shall issue a final written response on the reconsideration request within three weeks after receiving a reconsideration request.

**History:** Effective October 1, 2006.

**General Authority:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05

**Law Implemented:** NDCC 15.1-02-11, 15.1-02-16(1), 39-06-05