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State of Minnesota
HOUSE OF REPRESENTATIVES
NINETIETH SESSION

H. F. No. 3590

03/08/2018 Authored by Lee, Mariani, Bly, Kunesh-Podein, Pryor and others
The bill was read for the first time and referred to the Committee on Education Innovation Policy

1.1 A bill for an act
1.2 relating to education; clarifying the definition of teacher; amending Minnesota
1.3 Statutes 2017 Supplement, section 122A.26, subdivision 2.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2017 Supplement, section 122A.26, subdivision 2, is
1.6 amended to read:

1.7 Subd. 2. **Exceptions.** (a) A person who teaches in a community education program
1.8 ~~which that~~ qualifies for aid pursuant to section 124D.52 shall continue to meet licensure
1.9 requirements as a teacher. A person who teaches in an early childhood and family education
1.10 program ~~which that~~ is offered through a community education program and ~~which that~~
1.11 qualifies for community education aid pursuant to section 124D.20 or early childhood and
1.12 family education aid pursuant to section 124D.135 shall continue to meet licensure
1.13 requirements as a teacher. A person who teaches in a community education course ~~which~~
1.14 that is offered for credit for graduation to persons under 18 years of age shall continue to
1.15 meet licensure requirements as a teacher.

1.16 (b) A person who teaches a driver training course ~~which that~~ is offered through a
1.17 community education program to persons under 18 years of age shall be licensed by the
1.18 Professional Educator Licensing and Standards Board or be subject to section 171.35. A
1.19 license ~~which that~~ is required for an instructor in a community education program pursuant
1.20 to this ~~subdivision~~ paragraph shall not be construed to bring an individual within the
1.21 definition of a teacher for purposes of section 122A.40, subdivision 1, or 122A.41,
1.22 subdivision 1, clause (a).

1.23 **EFFECTIVE DATE.** This section is effective for the 2018-2019 school year and later.