

**Professional Standards Board (Licensure, Certification and Professional Development)**

**1512 Issuance and Renewal of Advanced License**

**1.0 Content**

This regulation shall apply to the issuance and renewal of an Advanced License for educators, pursuant to 14 **Del.C.** §1213 and §1214.

**2.0 Definitions**

The following words and terms, when used in this regulation, shall have the following meaning unless the context clearly indicates otherwise:

"**Department**" means the Delaware Department of Education.

"**Educator**" means a person licensed and certified by the State under 14 **Del.C.** Ch. 12, to engage in the practice of instruction, administration or other related professional support services in Delaware public schools, including charter schools, pursuant to rules and regulations promulgated by the Standards Board and approved by the State Board. The term 'educator' does not include substitute teachers.

"**Exigent Circumstances**" means unanticipated circumstances or circumstances beyond the educator's control, including, but not limited to, expiration of a license during the school year, serious illness of the educator or a member of his or her immediate family, activation to active military duty, and other serious emergencies which necessitate the educator's temporarily leaving active service.

"**Immorality**" means conduct which is inconsistent with the rules and principles of morality expected of an educator and may reasonably be found to impair an educator's effectiveness by reason of his or her unfitness or otherwise.

"**National Board Certification**" means certification of an educator by the National Board for Professional Teaching Standards.

"**Standards Board**" means the Professional Standards Board established pursuant to 14 **Del.C.** §1201.

"**State**" means State of Delaware.

**13 DE Reg. 647 (11/01/09)**

**20 DE Reg. 897 (05/01/17)**

**3.0 Advanced License**

3.1 In accordance with 14 **Del.C.** §1213, the Department, upon application and receipt of the list of successful candidates provided annually by the National Board for Professional Teaching Standards, shall issue an Advanced License to any educator who receives National Board for Professional Teaching Standards certification. An Advanced License is valid for up to ten (10) years unless extended pursuant to 14 **Del.C.** §1216 or revoked for cause, as defined in 14 **Del.C.** §1218.

3.2 The term of the Advanced License shall be the same as the balance of the term of the educator's National Board for Professional Teaching Standards certification.

3.3 The Department may issue, upon application, an Advanced License to an educator licensed in another jurisdiction who provides verification of receipt of National Board certification.

3.4 The Department shall not act on an application for licensure if the applicant is under official investigation by any state or local authority with the power to issue educator licenses or certifications, where the alleged conduct involves allegations of immorality, misconduct in office, incompetence, willful neglect of duty, disloyalty or falsification of credentials, until the applicant provides evidence of the investigation's resolution.

**13 DE Reg. 647 (11/01/09)**

**19 DE Reg. 495 (12/01/15)**

**20 DE Reg. 897 (05/01/17)**

**4.0 RESERVED (For Equivalent Program See 14 Del.C. §1213)**

**5.0 Renewal of Advanced License**

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**TITLE 14 EDUCATION**  
**DELAWARE ADMINISTRATIVE CODE**

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- 5.1 In accordance with 14 **Del.C.** §1214, upon application, the Department shall renew an Advanced License, valid for up to an additional ten (10) years, to an educator who has maintained proficiency through the National Board for Professional Teaching Standards. Proficiency for National Board certification shall be deemed to have been maintained if the educator provides evidence of valid renewal of National Board for Professional Teaching Standards certification.
- 5.2 The term of the renewed advanced license shall be the same as the balance of the term of the educator's National Board for Professional Teaching Standards certification.
- 5.3 The Department shall renew an Advanced License upon application and receipt of a list of successful Delaware candidates for renewal provided annually by the National Board for Professional Teaching Standards.
- 5.4 An applicant who elects not to renew with the National Board for Professional Teaching standards or who fails to meet the recertification requirements set forth by the National Board shall be issued a Continuing License.

**13 DE Reg. 647 (11/01/09)**

**19 DE Reg. 495 (12/01/15)**

**20 DE Reg. 897 (05/01/17)**

**6.0 Extension for Exigent Circumstances**

- 6.1 The Department may extend an Advanced License for a period not to exceed one (1) year, upon the license holder's showing of exigent circumstances warranting the necessity of such extension.
- 6.1.1 A license holder whose Advanced License expires during the school year may have the Advanced License extended until the last day of the fiscal year upon a request from the district superintendent or charter school administrator. This extension shall be considered an exigent circumstance and shall not exceed one (1) year in length.

**20 DE Reg. 897 (05/01/17)**

**7.0 Leave of Absence**

- 7.1 At the discretion of the hiring district or charter school, an educator may take a leave of absence of up to three years. The date of expiration of the Advanced License will be extended commensurate with the length of the leave of absence.
- 7.2 The Department may require that the educator provide documentation sufficient to establish the leave of absence.
- 7.3 An educator's Advanced License shall not be automatically extended under this section and the burden is on the educator to submit an extension request with sufficient documentation to the Department and to establish the leave of absence.

**20 DE Reg. 897 (05/01/17)**

**8.0 Criminal Conviction History**

An applicant shall disclose his or her criminal conviction history upon application for an Advanced License, the renewal of an Advanced License, or upon the issuance of a Continuing License pursuant to subsection 5.4. Failure to disclose a criminal conviction history is grounds for denial or revocation of an Advanced License or a Continuing License and criminal prosecution as specified in 14 **Del.C.** §1219.

**6 DE Reg. 77 (07/01/02)**

**7 DE Reg. 956 (01/01/04)**

**13 DE Reg. 647 (11/01/09)**

**19 DE Reg. 495 (12/01/15)**

**20 DE Reg. 897 (05/01/17)**