

**ARTICLE 24:10**

**CAREER AND TECHNICAL EDUCATION**

Chapter

- 24:10:01 to 24:10:29 Repealed.
- 24:10:30 General provisions, Transferred.
- 24:10:31 Approval of new programs and program expansions, Transferred.
- 24:10:32 Renewal of continuing programs, Transferred.
- 24:10:33 Multidistrict center operation, Transferred.
- 24:10:34 Postsecondary operation, Transferred.
- 24:10:35 Fund allocation, Transferred.
- 24:10:36 Work study, Repealed.
- 24:10:37 Vocational teacher certification, Transferred.
- 24:10:38 Associate of applied science degree, Transferred.
- 24:10:39 General provisions, Repealed.
- 24:10:40 Multidistrict center operation, Repealed.
- 24:10:41 Secondary programs, Repealed.
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- 24:10:44 Vocational or technical teacher certification, Repealed.
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**CHAPTER 24:10:45**

**POSTSECONDARY TECHNICAL INSTITUTE CREDENTIAL**

Section

- 24:10:45:01 ~~Definitions~~ Repealed.
- 24:10:45:02 Credential.
- 24:10:45:03 Level of academic preparation.
- 24:10:45:04 Technical specialty endorsement.
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- 24:10:45:11 Renewal process.
- 24:10:45:12 Subjects or areas qualified to instruct.
- 24:10:45:13 Valid dates of credential.
- 24:10:45:14 Revocation, suspension, or voiding of credential.
- 24:10:45:15 Fee for postsecondary credential.
- 24:10:45:16 Updating lapsed credential.
- 24:10:45:17 One-year credential.

**24:10:45:01. Definitions.** ~~Terms used in this chapter mean:~~

- (1) ~~"Approved career and technical program," a program approved pursuant to~~  
~~§ 24:10:42:02;~~

- (2) "~~Approved teacher education program,~~" a program approved pursuant to subdivision 24:02:03:01(2) through August 31, 2000, and beginning on September 1, 2000, pursuant to subdivision 24:15:01:01(5);
- (3) "~~Credential,~~" the certificate giving authority or license to instruct at the postsecondary technical institute level;
- (4) "~~General education,~~" the courses in communications, computer applications, math/science, social studies, and behavioral science taught at technical institutes;
- (5) "~~Health occupation,~~" a program that prepares individuals to enter, advance, or retrain for employment consistent with industry and labor market needs in the health field;
- (6) "~~Local credentialing committee,~~" a committee of instructors and administrators appointed by the director of the local technical institute to monitor the credentialing process;
- (7) "~~Mentor,~~" an experienced instructor who will serve as a tutor or coach to a new inexperienced instructor;
- (8) "~~Postsecondary,~~" the level of education after high school that includes grades 13 and 14;
- (9) "~~Technical specialty,~~" an area of expertise determined by the occupational work experience of the individual;
- (10) "~~Trade and industry,~~" a career and technical education program that prepares individuals for employment in the industrial and service sector of the economy and prepares individuals to enter, advance, or retrain for employment consistent with industry and labor market needs, but that is less than a baccalaureate degree;
- (11) "~~Career and technical education,~~" an organized educational program offering a sequence of courses or instruction in a sequence or aggregation of occupational skills that are

~~directly related to the preparation of individuals for paid or unpaid employment in current or emerging occupations requiring other than a baccalaureate or advanced degree;~~

~~— (12) "Work experience," full-time employment in a career and technical area.~~

Repealed.

**Source:** 24 SDR 16, effective August 10, 1997; 26 SDR 37, effective September 22, 1999; 34 SDR 278, effective May 8, 2008.

~~— **General Authority:** SDCL 13-1-12.1, 13-39-37, 13-42-3.~~

~~— **Law Implemented:** SDCL 13-39-37, 13-42-1 to 13-42-3.~~

**24:10:45:02. Credential.** The type of postsecondary credential issued to a qualified individual employed as an instructor in an approved postsecondary career and technical education program is indicated by endorsements on the credential under each of the following categories:

- (1) Level of academic preparation and academic or technical majors;
- (2) Validity of credential; and
- (3) Subject or technical area qualified to instruct.

**Source:** 24 SDR 16, effective August 10, 1997; 34 SDR 278, effective May 8, 2008.

**General Authority:** SDCL 13-1-12.1, 13-39-37, 13-42-3.

**Law Implemented:** SDCL 13-39-37, 13-42-1 to 13-42-3.

## **CHAPTER 24:10:47**

### **WORKFORCE EDUCATION GRANTS**

Section

24:10:47:01 Purpose.

24:10:47:02 Criteria for grant funds.

- 24:10:47:03 Eligible projects.
- 24:10:47:04 Preference.
- 24:10:47:05 Application and award period.
- 24:10:47:06 Review process.
- 24:10:47:07 Grant conditions.
- 24:10:47:08 Grant reporting and evaluation.
- 24:10:47:09 Default.

**24:10:47:01. Purpose.** Workforce education grants are designed to support and align secondary school CTE systems with South Dakota’s postsecondary education programs and workforce needs, developing the state’s talent pipeline for workforce development and economic growth.

**Source:**

**General Authority:** SDCL 13-13-90.

**Law Implemented:** SDCL 13-13-88 to 13-13-90.

**24:10:47:02. Criteria for grant funds.** A proposed project seeking a grant from the workforce education fund must meet the following criteria:

- (1) The project shall be designed to build, reform or enhance an approved secondary CTE program; and
- (2) The project shall demonstrate alignment to high-skill, high-demand, and high-wage careers in South Dakota and postsecondary education programs in South Dakota.

**Source:**

**General Authority:** SDCL 13-13-90.

**Law Implemented:** SDCL 13-13-88 to 13-13-90.

**24:10:47:03. Eligible Projects.** In addition to meeting the criteria in § 24:10:47:02, the proposed project must fall within one or more of the following categories:

- (1) Evaluation for alignment to postsecondary education and workforce demands;
- (2) Development of career pathways or programs of study;
- (3) Development of career guidance or work-based learning programs;
- (4) Educator training;
- (5) Facilities;
- (6) Equipment; or
- (7) Instructional materials.

**Source:**

**General Authority:** SDCL 13-13-90.

**Law Implemented:** SDCL 13-13-88 to 13-13-90.

**24:10:47:04. Preference.** Priority for grants shall be given to projects which meet the requirements of this chapter and demonstrate one or more of the following characteristics:

- (1) Projects evaluating local career and technical education systems for the purposes of redesigning approved secondary CTE programs;
- (2) Innovative projects demonstrating alignment to postsecondary education and South Dakota workforce needs and including work-based learning, dual or concurrent credit courses and any applicable CTSO;
- (3) Projects which include collaboration between multiple secondary schools;
- (4) Projects demonstrating partnerships with postsecondary education and business or industry;
- (5) Projects including industry-grade practices, equipment and student certifications;

- (6) Projects integrating academic content, work-readiness skills and entrepreneurship education;
- (7) Projects increasing access to and support for approved secondary CTE programs in rural areas;
- (8) Projects including plans for sustainability; and
- (9) Projects which support the retention of highly effective teachers, career counselors and administrators for approved secondary CTE programs.

**Source:**

**General Authority:** SDCL 13-13-90.

**Law Implemented:** SDCL 13-13-88 to 13-13-90.

**24:10:47:05. Application and award period.** The department shall inform all school districts of the application and award period and the amount of grant funds available each year. Districts shall apply on a form provided by the department. The department may request additional information as necessary to determine eligibility and make an award decision, and the application is not complete until all necessary information is submitted. The application provided by the department shall inform applicants of the points which will be assigned to each characteristic referenced in § 24:10:47:04.

**Source:**

**General Authority:** SDCL 13-13-90.

**Law Implemented:** SDCL 13-13-88 to 13-13-90.

**24:10:47:06. Review process.** Grant recipients and award amounts will be determined by the department, utilizing a competitive process and involving a group of reviewers designated by the Secretary.

**Source:**

**General Authority:** SDCL 13-13-90.

**Law Implemented:** SDCL 13-13-88 to 13-13-90.

**24:10:47:07. Grant conditions.** In addition to complying with all assurances required by the department in the application referenced in § 24:10:47:05, all grantees will be subject to the following conditions:

- (1) The amount of a grant may not exceed the actual cost of the project as proposed in the application;
- (2) A grant shall be paid on a reimbursement basis upon satisfactory completion of the project, following the procedures and requirements outlined by the department;
- (3) Grant funds must be necessary and reasonable to complete the project;
- (4) Documentation must be available to support all expenditures, and expenditures must be approved before the end of the grant period;
- (5) For grant projects involving capital expenditures, all work paid for with grant funds shall comply with all applicable building codes and standards;
- (6) Grant projects must be completed within eighteen months following grant approval;
- (7) All projects must be supported with local match resources, including monetary resources and in-kind contributions, in an amount equal to the awarded grant funds to show support for long-term sustainability of the project;
- (8) Grant funds may not be used for salaries and benefits, costs associated with writing the grant proposal, contractual obligations which began before the award date, purchases

that become the property of any individual or organization other than the grantee, or purchases or services beyond the project outcomes or activities;

(9) All programs created through grant dollars must fulfill the requirements of approved secondary CTE programs in South Dakota; and

(10) No more than twenty percent of available grant funds in any grant year may be awarded to a single grantee.

**Source:**

**General Authority:** SDCL 13-13-90.

**Law Implemented:** SDCL 13-13-88 to 13-13-90.

**24:10:47:08. Grant reporting and evaluation.** Grantees shall submit grant status reports. Grantees shall also submit a final grant report and data related to the project's implementation and impact on improving career and technical education. The deadlines and details required in these reports shall be determined by the department at the time of grant approval. Grantees shall provide the department reasonable access to facilities and records as may be necessary for the department to determine compliance with the terms of the grant and this chapter.

**Source:**

**General Authority:** SDCL 13-13-90.

**Law Implemented:** SDCL 13-13-88 to 13-13-90.

**24:10:47:09. Default.** The submission of false or misleading statements, omissions, or information as part of a grant application or the failure to comply with §§ 24:10:47:07 and 24:10:47:08 shall be considered a default upon the terms of a grant. In the event of a default, the department may require the grantee to repay the grant to the department within thirty days of a

written demand from the department. The department may begin a civil action to recover any grant funds that a grantee is required to repay.

**Source:**

**General Authority:** SDCL 13-13-90.

**Law Implemented:** SDCL 13-13-88 to 13-13-90.

## **CHAPTER 24:10:48**

### **DEFINITIONS**

Section

24:10:48:01           Definitions.

**24:10:48:01. Definitions.** Unless otherwise defined in this section, terms defined in SDCL 13-39-1.2 have the same meaning when used in this article. Other terms used in this article mean:

(1) "Approved postsecondary career and technical education program," a program approved pursuant to § 24:10:42:25;

(2) "Approved secondary career and technical education program," "secondary CTE program," an approved career cluster program of study in a secondary school approved by the department and taught by a certified teacher or instructor;

(3) "Approved teacher education program," a program approved pursuant to subdivision 24:02:03:01(2) through August 31, 2000, and beginning on September 1, 2000, pursuant to subdivision § 24:15:01:01(5);

(4) "Capstone experience," a culminating high school experience designed to integrate knowledge, skills, and concepts gained from a student's program of study. Capstone experiences include:

(a) Senior experience that requires students to complete a research project, design and develop a product, assemble a portfolio, and complete an oral presentation before a panel;

(b) Entrepreneurship experience that requires students to research a new business opportunity, develop a business plan, assemble a portfolio, and complete an oral presentation before a panel; and

(c) Youth internship that allows students to gain hands-on experience at a business, develop employability skills, learn technical skills, and complete a portfolio.

(5) “Career and technical student organization,” “CTSO”, a youth organization tied to career or technical education courses and operated in conjunction with an approved secondary CTE program, focusing on extending a student’s learning experiences from the classroom to develop the student’s leadership and work-readiness skills, assist the student to serve the student’s community, and deepen the student’s understanding of careers;

(6) “Career, high demand,” occupations in South Dakota for which occupational employment projections by DLR demonstrate an average annual demand for workers which is higher than the average annual demand across all occupations included in the projections data;

(7) “Career, high skill,” occupations in South Dakota which:

(a) Prefer a minimum education of a postsecondary non-degree award;

(b) Prefer an apprenticeship, internship, or long term on the job training; or

(c) Prefer work experience of more than five years.

(8) “Career, high wage,” occupations in South Dakota in which statewide occupational wage estimates by DLR demonstrate an average wage which is greater than the average wage across all occupations included in the wage estimates data;

(9) "Career pathway," a coherent, articulated sequence of rigorous academic, career and technical education courses developed, implemented, and maintained in partnership among secondary and postsecondary education, business, and employers. A career pathway commences in the ninth grade and leads to an associate, baccalaureate, or other degree, an industry recognized certificate, or a license;

(10) "Credential," the certificate giving authority or license to instruct at the postsecondary technical institute level;

(11) "Credit, concurrent," postsecondary education courses for which a student receives both secondary and postsecondary credit, taught at a high school by a teacher who has been approved by a public postsecondary technical institute or university;

(12) "Credit, dual," postsecondary education courses for which a student receives both secondary and postsecondary credit, taught through a public postsecondary technical institute or university, either online or in-person;

(13) "CTE," career and technical education as defined by SDCL 13-39-1.2;

(14) "DLR," the Department of Labor and Regulation;

(15) "General education," the courses in communications, computer applications, math/science, social studies, and behavioral science taught at postsecondary technical institutes;

(16) "Health occupation," a program that prepares individuals to enter, advance, or retrain for employment consistent with industry and labor market needs in the health field;

(17) "Local credentialing committee," a committee of instructors and administrators appointed by the director of the local postsecondary technical institute to monitor the credentialing process;

(18) “Postsecondary education,” training after secondary school with the goal of a credential, license, diploma, or degree;

(19) “Program of study,” a comprehensive, structured approach for delivering academic and career and technical education to prepare students for postsecondary education and career success;

(20) “Secondary,” a public secondary school as defined by § 24:43:01:01(41) and (42);

(21) “Service learning,” meaningful and relevant activity that addresses needs important to the community being served, in which students explore the context of societal issues relevant to the service;

(22) “Technical specialty,” an area of expertise determined by the occupational work experience of the individual;

(23) “Work-based learning,” credit and noncredit bearing experiences focused on career exploration and development which help a student build employment-related competencies in the workplace, including capstone experiences, service learning projects, work placements, job shadow experiences, and workplace mentoring;

(24) “Work experience,” full-time employment in a career and technical area;

(25) “Workforce education grants,” grants from the workforce education fund established by SDCL 13-13-88;

(26) “Work-readiness skills,” skills that indicate an individual possesses at least minimal qualifications, including intellectual and behavioral skills for a specific occupation.

**Source:**

**General Authority:** SDCL 13-1-12.1, 13-13-90, 13-39-13, 13-39-37, 13-42-3.

**Law Implemented:** SDCL 13-1-12.1, 13-13-88 to 13-13-90, 13-39-1.2, 13-39-8, 13-39-9, 13-39-17.1, 13-39-37, 13-42-3.

**24:15:03:08. Restrictions on additional authorizations.** The following restrictions apply to the granting of additional authorizations completed either through coursework or through verification of having passed the content specific state test:

(1) Grade 5-8 or K-12 education endorsement programs may only be issued on certificates for K-8 elementary education, 5-8 middle level education, 7-12 secondary education, or K-12 education;

(2) Driver education, American Sign Language, K-12 Deaf Education, Braille, K-12 Blind and Visually Impaired, Lakota languages, junior ROTC, English as new language education, birth to age 21 school psychological examiner, ~~school library/media endorsement programs~~, or a principal program may be issued on any certificate or as stand-alone certificates. An English as new language endorsement requires a bachelors degree in education;

(3) A 7-12 education endorsement program may be issued on a 5-8 middle level education certificate, a 7-12 secondary education certificate, a K-8 elementary education certificate, or a K-12 education certificate; and

(4) Education endorsement programs for teachers may not be issued on an instructor's certificate with the exception of an English as a new language endorsement program or a stand-alone school service specialist's certificate, except for the coach education endorsement program.

**Source:** 24 SDR 160, adopted May 8, 1998, effective September 1, 2000; 27 SDR 32, effective October 11, 2000; 32 SDR 41, effective September 11, 2005; 34 SDR 127, effective November 14, 2007; 34 SDR 322, effective July 1, 2008; 35 SDR 165, effective December 23, 2008; 36 SDR 169, effective May 11, 2009; 40 SDR 202, effective June 2, 2014.

**General Authority:** SDCL 13-1-12.1, 13-37-31, 13-42-3.

**Law Implemented:** SDCL 13-37-31, 13-42-1 to 13-42-4.