

Sixty-second
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1270

Introduced by

Representatives Hawken, R. Kelsch, Mueller

Senators Fischer, Freborg, Heckaman

1 A BILL for an Act to amend and reenact sections 15.1-13-02, 15.1-13-04, 15.1-13-05, and
2 15.1-13-08 of the North Dakota Century Code, relating to the education standards and practices
3 board; to provide for a transition; to provide an effective date; and to declare an emergency.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 15.1-13-02 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **15.1-13-02. Education standards and practices board - Membership.**

8 ~~1. The governor shall appoint to the education standards and practices board:~~

- 9 ~~a. Four individuals who are public school classroom teachers;~~
10 ~~b. One individual who is a nonpublic school classroom teacher;~~
11 ~~c. Two individuals who are school board members;~~
12 ~~d. Two individuals who are administrators; and~~
13 ~~e. One dean of a college of education or chairman of a department of education.~~

14 The education standards and practices board consists of:

- 15 1. The following gubernatorial appointed members:
16 a. One individual employed as an early childhood teacher;
17 b. One individual employed as an elementary teacher;
18 c. One individual employed as a middle school teacher;
19 d. One individual employed as a high school teacher;
20 e. One school board member;
21 f. One school administrator holding a doctoral degree;
22 g. The dean of a college of arts or the dean's designee;
23 h. The dean of a college of sciences or the dean's designee;
24 i. The dean of a college of education or the dean's designee;

- 1 j. The president or chairman of a professional licensing board in this state;
- 2 k. The parent of a student enrolled in an elementary or high school;
- 3 l. Two members of the legislative assembly; and
- 4 m. One resident of this state;
- 5 2. The lieutenant governor, who shall serve as the chairman; and
- 6 3. The superintendent of public instruction or the superintendent's designee, who shall
- 7 serve as a nonvoting ex officio member.

8 **SECTION 2. AMENDMENT.** Section 15.1-13-04 of the North Dakota Century Code is
9 amended and reenacted as follows:

10 **15.1-13-04. Term of office - Vacancy.**

11 The term of office for a member of the board is ~~three~~two years, beginning on July ~~first of the~~
12 ~~year of appointment. No person may serve for 1, 2011. A member may not serve~~ more than
13 ~~two~~three consecutive terms. If a vacancy occurs, it must be filled for the duration of the
14 unexpired term in the same manner as an original appointment.

15 **SECTION 3. AMENDMENT.** Section 15.1-13-05 of the North Dakota Century Code is
16 amended and reenacted as follows:

17 **15.1-13-05. Officers.**

18 ~~The board annually shall select a chairman and~~shall elect one member to serve as a vice
19 chairman. The executive director of the board or the executive director's designee shall serve
20 as secretary.

21 **SECTION 4. AMENDMENT.** Section 15.1-13-08 of the North Dakota Century Code is
22 amended and reenacted as follows:

23 **15.1-13-08. Board duties.**

- 24 1. The board shall:
 - 25 1. a. Supervise the licensure of teachers-;
 - 26 2. b. Set standards for and approve teacher preparation programs-;
 - 27 3. c. Seek the advice of teachers, administrators, school board members, teacher
 - 28 education professors, and other interested citizens in developing and updating
 - 29 codes or standards of ethics, conduct, professional performance, and
 - 30 professional practices-;

- 1 4. d. Adopt, in accordance with chapter 28-32, codes or standards of ethics, conduct,
- 2 professional performance, and professional practices-;
- 3 5. e. Make recommendations for the inservice education of individuals engaged in the
- 4 profession of teaching-;
- 5 6. f. Issue major equivalency endorsements and minor equivalency endorsements-;
- 6 7. g. Appoint an executive director to serve at its discretion-; and
- 7 8. h. Authorize the executive director to employ personnel, subject to approval by the
- 8 board.
- 9 2. In addition to any other duties set forth in this section, during the 2011-13 biennium,
- 10 the board shall:
- 11 a. Review the criteria for and manner in which teacher licensure is undertaken,
- 12 including provisional licensure, reciprocal licensure, and reentry licensure;
- 13 b. Review the criteria for and manner in which disciplinary action is taken against an
- 14 individual who fails to abide by the tenets of the teaching profession;
- 15 c. Evaluate the established standards for teacher preparation programs, including
- 16 the sufficiency of academic and pedagogical requirements, and compare the
- 17 curricular requirements for majors within the colleges of education to those of
- 18 other colleges;
- 19 d. Review the manner in which other professional licensing boards provide for all
- 20 forms of licensure, determine professional development requirements, and
- 21 provide for reporting of professional development activities as a condition of
- 22 continued licensure;
- 23 e. Review the supporting organization to ensure that its overall structure,
- 24 functionality, and leadership allow it to fully and capably meet all current and
- 25 prospective duties; and
- 26 f. Recommend any statutory changes deemed necessary to the sixty-third
- 27 legislative assembly.

28 **SECTION 5. TRANSITION.** The term of any individual appointed to the education
29 standards and practices board before July 1, 2011, expires on June 30, 2011. In accordance
30 with section 15.1-13-02, the governor may appoint any qualified individual who served on the

- 1 education standards and practices board before July 1, 2011, and shall consider the
- 2 appointment to be an initial appointment for the purpose of determining term limitations.

3 **SECTION 6. EFFECTIVE DATE.** This Act becomes effective on June 30, 2011.

4 **SECTION 7. EMERGENCY.** This Act is declared to be an emergency measure.