

**FIRST ENGROSSMENT
with House Amendments**

Sixtieth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2057

Introduced by

Education Committee

(At the request of the Education Standards and Practices Board)

1 A BILL for an Act to amend and reenact subsection 3 of section 15.1-13-01 and section
2 15.1-18.1-02 of the North Dakota Century Code, relating to the definition of the profession of
3 teaching and national board for professional teaching standards certification; to provide a
4 statement of legislative intent; and to provide for a report to the legislative council.

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

6 **SECTION 1. AMENDMENT.** Subsection 3 of section 15.1-13-01 of the North Dakota
7 Century Code is amended and reenacted as follows:

8 3. "Profession of teaching" means ~~the provision in a public school district of teaching~~
9 ~~services, administrative services, or other services, which require licensure by the~~
10 ~~education standards and practices board~~ providing services in an approved school
11 as a teacher, counselor, librarian, curriculum director or supervisor, speech or
12 language therapist, school psychologist, special educator, or administrator.

13 **SECTION 2. AMENDMENT.** Section 15.1-18.1-02 of the North Dakota Century Code
14 is amended and reenacted as follows:

15 **15.1-18.1-02. National board certification program - Recertification - Board duties.**

- 16 1. The board shall:
- 17 a. Inform teachers of the national board certification program and the
18 scholarships and services the national board provides to teachers seeking
19 certification.
 - 20 b. Collect and review in the order received scholarship applications from
21 individuals who are licensed to teach by the board or approved to teach by
22 the board.
 - 23 c. (1) Approve no more than seventeen applications per year under this
24 subsection;

- 1 (2) During each year of the biennium, reserve three of the available
2 scholarships under this subsection until October first for individuals
3 teaching at low-performing schools. At that time, the three slots, if not
4 filled, become available to all other applicants;
- 5 (3) Require the recipient for a scholarship under this subsection to serve
6 during the school year as a full-time classroom teacher in a public or
7 nonpublic school in this state; and
- 8 (4) ~~Require~~ If available, require the recipient for a scholarship under this
9 subsection to participate in mentoring programs developed and
10 implemented in the employing school or school district.
- 11 d. Ensure that all scholarship recipients under this subsection receive adequate
12 information regarding the level of commitment required to acquire
13 certification.
- 14 2. The board shall collect and review in the order received scholarship applications
15 for national board recertification from individuals who are licensed to teach by the
16 board or approved to teach by the board and:
- 17 a. Approve no more than ~~two~~ three scholarship applications per year under this
18 subsection;
- 19 b. Require each recipient for a scholarship under this subsection to serve during
20 the school year as a full-time classroom teacher in a public or nonpublic
21 school in this state; and
- 22 c. ~~Require~~ If available, require each recipient for a scholarship under this
23 subsection to participate in mentoring programs developed and implemented
24 in the employing school or school district.
- 25 3. If any individual who receives a scholarship under this section does not complete
26 the certification process within the time allotted by the board, the individual must
27 reimburse the state an amount equal to one-half of the amount awarded to the
28 individual as a scholarship.
- 29 4. The board shall pay to any individual who received national board certification
30 before July 1, 2007, one thousand dollars for each year the individual has
31 maintained and continues to maintain national board certification, provided the

1 individual continues to be employed by a school district in this state. An individual
2 may not receive more than four thousand dollars under this subsection.

3 5. a. At the conclusion of each of the first four school years year after an individual
4 receives national board certification, the board shall pay to an individual is
5 entitled to receive an additional one thousand five hundred dollars for the life
6 of the national board certificate if:

7 a. (1) The individual ~~served~~ was employed during the school year as a
8 full-time classroom teacher ~~in a public or nonpublic~~ by a school district
9 in this state; and

10 b. (2) The individual participated in any efforts of the employing school district
11 to develop and implement teacher mentoring programs.

12 b. The payment provided for in this subsection is available beginning with the
13 2007-08 school year.

14 6. A contract negotiated under chapter 15.1-16 may not preclude or limit the ability of
15 a school district or any other entity, public or private, from providing any
16 remuneration to a teacher who has obtained national board certification. Any
17 remuneration received by a teacher as a consequence of having obtained national
18 board certification is in addition to any other compensation otherwise payable as a
19 result of any contract negotiated under chapter 15.1-16.

20 **SECTION 3. LEGISLATIVE INTENT.** It is the intent of the sixtieth legislative assembly
21 that funding for the provisions of this Act in the amount of \$77,000 be provided from the
22 contingent distributions of per student and transportation state school aid payments for the
23 2005-07 biennium as provided for in section 28 of chapter 167 of the 2005 Session Laws and
24 amended by the sixtieth legislative assembly.

25 **SECTION 4. REPORT TO LEGISLATIVE COUNCIL.** Before November 1, 2008, the
26 education standards and practices board shall report to an interim committee designated by the
27 legislative council regarding the payments made to individuals who hold national board
28 certification as provided in section 15.1-18.1-02.