



Testimony
House Bill 1432
House Education Committee
January 25, 2021; 10:30 a.m.
Education Standards and Practice Board
Dr. Rebecca Pitkin

Good morning Chairman Owens and members of the House Education Committee. My name is Rebecca Pitkin and I am the Executive Director of the Education Standards and Practices Board. I am here today to provide information on the fees associated with an Out-of-State teacher's license. ESPB currently charges the same fee for both in-state and out-of-state initial two-year licenses (\$75.00). The difference in charges occurs in the renewal process. For example, a 5 year in-state renewal is \$130.00, and an out-of-state license 5-year renewal is \$180.00. These fees were established as a result of HB 1270, 2011 (attached). Rules written in response to this law are found in Chapter 67.1-02-06-03. The words "submission of all fee for initial licensure pursuant to section 67.1-02-02-02" led the 2011 ESPB board to determine the additional fees due to the needed transcript analysis to ensure the out of state applicant met North Dakota standards and requirements. The board minutes from 2011 are listed below.

In the board's efforts to remove potential barriers for out of state applicants, given the current teacher shortage, the ESPB board at their January 11, 2021 meeting motioned to make the fees for in-state and out of state the same and to put this in our next administrative rules submission.

This concludes my testimony and I will answer any questions.

. May 2011 ESPB Minutes: Discussion of HB 1270 (2011)

- Discussion was done regarding HB 1270 other state educator license (OSEL). Janet shared a letter which was sent to all out-of-state applicants announcing the law change and informing applicants of two, other-state options; to proceed with the out-of-state license w/transcript analysis or submit an original/valid license from their state. The fee for the new license will be \$35 a year as required by law; \$70 for a two-year and \$175 for a five-year. Out-of-state applicants, who do not have a license from their state, will need to complete the out-of-state transcript analysis process. The OSEL will become effective July 1, 2011. A motion was made by Mike Heilman to approve the OSEL license process. Second by Rod Jones. Motion carried. Board members who voted yes Greg Allen, Nick Archuleta, Mary Eldredge-Sando, Mike Heilman, Angela Korsmo, Rod Jonas, Amy Mann, Don Paulsrud and Marlene Srock.

Licensing Fees

The Education and Standards Practices Board does not receive any state tax dollars and carries out its mandated duties using the license fees provided by North Dakota educators. Our profession has the authority to set the rules and regulations for educators but then also has the responsibility of providing the funding.

** Beginning June 1, 2019, every new ESPB application includes a \$5 maintenance charge.

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| Initial Application Fee | \$30 |
| Fingerprinting | \$44.50 |
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| Interim Substitute License - 2 year (as of July 1, 2017) | \$85 |
| Initial In State 2 Year License | \$75 |
| 2 Year Renewal License | \$55 |
| Out-of-State Reciprocal License | \$75 |
| 5 Year License | \$130 |
| 30 Year Life License | \$130 |
| Re-entry License | \$75 |
| Alternate Access License | \$155 |
| Probationary License | \$55 |
| | |
| 40 Day Provisional License | \$55 |
| Transcript Review (only applies to individuals who graduated from institutions outside of ND and do not hold a valid teaching license in another state.) | \$175 |
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| Endorsements | \$80 |
| Duplicate License Request | \$20 |
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| OSEL FEES – only applies to those with an OSEL license (Other State Educator License) | |
| Initial 2 year OSEL | \$75 |
| 2 Year OSEL | \$75 |
| 5 Year OSEL | \$180 |
| OSEL Endorsements | \$90 |
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| | |
| Late Fee Fine for Lapsed License | \$100 |

67.1-02-06-03. Other state educator license (OSEL).

North Dakota other state educator licensure will be issued to those applicants who hold a regular teaching license or certificate in early childhood, elementary, middle, or secondary education from another state and submit the following:

1. A completed application pursuant to section 67.1-02-02-02 for the North Dakota professional educator's license;
2. Submission to a fingerprint screening for criminal records in accordance with North Dakota Century Code section 15.1-13-14;
3. Completion and documentation of a four-year bachelor's degree from a state-approved teacher education program in a North Dakota-recognized program area major, including the professional education sequence and a student teaching experience, submission of all fees for initial licensure pursuant to section 67.1-02-02-02; and
4. Documentation of a valid regular professional educator's license from the issuing state.

An applicant who holds a valid out-of-state license who has completed an alternate certification program will be issued an out-of-state license upon completion of the Praxis I, Praxis II PLT, and Praxis II content specific test.

A license granted under this section is valid for two years if the applicant has not been licensed in another state for at least eighteen months. If the applicant received a teaching license or certificate from another state on or after January 1, 2002, and if the issuing state did not require that the individual pass a state test as a condition of licensure or certification, the board shall require that the individual, within two years from the date of the license, pass all state licensure tests normally required of applicants from this state.

In all other cases, a license granted under this section is valid for five years and is renewable if the licensee meets the reeducation requirements established for all five-year license renewals.

A license granted under this section must include all of the applicant's endorsements issued or recognized by the applicant's other state of licensure.

History: Effective July 1, 2012; amended effective October 1, 2014; October 1, 2020.

General Authority: NDCC 15.1-13-09, 15.1-13-10

Law Implemented: NDCC 15.1-13-08, 15.1-13-10, 15.1-13-11, 15.1-13-14, 15.1-13-25, 15.1-13-26

**Sixty-second Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 4, 2011**

HOUSE BILL NO. 1270
(Representatives Hawken, R. Kelsch, Mueller)
(Senators Fischer, Freborg, Heckaman)

AN ACT to amend and reenact sections 15.1-13-09 and 15.1-13-20 of the North Dakota Century Code, relating to the licensing of teachers from other states; and to repeal section 15.1-13-21 of the North Dakota Century Code, relating to reciprocal teaching licenses.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 15.1-13-09 of the North Dakota Century Code is amended and reenacted as follows:

15.1-13-09. Board powers.

The board may:

1. Adopt rules in accordance with chapter 28-32.
2. ~~Contract with other states for the reciprocal approval of teacher preparation programs.~~
3. Apply for and receive federal or other funds on behalf of the state for purposes related to its duties.
- 4.3. Perform any duty related to the improvement of instruction through teacher education, professional development, and continuing education programs.

SECTION 2. AMENDMENT. Section 15.1-13-20 of the North Dakota Century Code is amended and reenacted as follows:

15.1-13-20. ~~Interim reciprocal teaching license -- Period of validity~~Applicants licensed in other states.

1. The board shall grant an ~~interim reciprocal~~ teaching license in accordance with sections ~~15.1-18-02 and 15.1-18-03 to an individual~~ to an applicant who holds a regular teaching license or certificate from another state, provided:
 - a. The ~~individual's~~ applicant's licensure or certification is based upon a minimum of a bachelor's degree with a major that meets the issuing state's requirements in early childhood education, elementary education, middle level education, or a content area taught at a public high school;
 - b. The ~~individual's~~ applicant's licensure or certification is based upon the completion of a professional education sequence from a state-approved teacher education program and includes supervised student teaching;
 - c. The ~~individual~~ applicant submits ~~to the required fee and~~ the required fee and a criminal history record check, as required of initial applicants by this chapter; and
 - d. The criminal history record check reveals nothing for which a North Dakota applicant would be denied initial licensure; and
 - e. ~~The individual submits a plan for meeting all requirements necessary to become a licensed teacher in this state.~~

- ~~2. An interim reciprocal license granted under this section is valid for two years.~~
- ~~3. The individual shall submit evidence of progress on the plan required by subsection 1 to the board prior to renewal of the interim reciprocal license.~~
- ~~4. The board may renew the interim reciprocal license for one additional two-year period if the board finds that the individual has demonstrated satisfactory progress.~~
- ~~5. Notwithstanding any other law, an interim reciprocal license granted under this section is the equivalent of a teaching license granted under this chapter.~~
2. a. A license granted under this section is valid for two years if the applicant has not been licensed in another state for at least eighteen months.
- b. Notwithstanding subdivision a, if the individual received a teaching license or certificate from another state on or after January 1, 2002, and if the issuing state did not require that the individual pass a state test as a condition of licensure or certification, the board shall require that the individual, within two years from the date of licensure, pass all state licensure tests normally required of applicants from this state.
- c. In all other cases, a license granted under this section is valid for five years and is renewable if the licenseholder meets the reeducation requirements established for all five-year license renewals.

SECTION 3. REPEAL. Section 15.1-13-21 of the North Dakota Century Code is repealed.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-second Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1270.

House Vote: Yeas 91 Nays 0 Absent 3

Senate Vote: Yeas 47 Nays 0 Absent 0

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2011.

Approved at _____ M. on _____, 2011.

Governor

Filed in this office this _____ day of _____, 2011,

at _____ o'clock _____ M.

Secretary of State