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Operator's Signature

Yvonne J. Lee

Date

10-16-03

2003 SENATE EDUCATION

SB 2135

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10-16-03
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2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2135

Senate Education Committee

☐ Conference Committee

Hearing Date 01-14-03

Tape Number	Side A	Side B	Meter #
1	x		14.2 - end
Committee Clerk Signature <i>Danica Johnson</i>			

Minutes: Chairman Freborg called the committee to order. Roll Call was taken with all (6) members present.

Chairman Freborg opened the hearing on SB 2135 to provide national certification of teachers; and to provide an appropriation.

Testimony in support of SB 2135:

Janet Welk, Executive Director, Education Standards and Practices Board, presented testimony. (see attached).

Senator Freborg asked if there is a percentage amount used for administration. No. It all goes to the teacher.

Senator Cook asked if the teachers apply through the ESPB for national certification. Yes, and the application is sent to the national office and the materials are then sent to the teacher. The certification is based on classroom performance.

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Senate Education Committee
Bill/Resolution Number SB 2135
Hearing Date 01-14-03

Amy Benz, Chairman, Educational Standards and Practices Board, presented testimony. (see attached). She explained what she went through to be a National Board certified teacher. She stated that through the process she found her weaknesses and strengths that she was using in the classroom and what she could do to correct them or expand them. She feels this is the most effective program for professional development.

Senator Flakoll asked how do those who become certified become mentors for others. Ms. Benz stated she has helped another teacher by reading over her materials; she has spoken at various meetings; and she has explained the program to various groups within the school.

Senator Cook asked if she received credit hours since no university system is involved. She stated she did receive 3 semester hours in the graduate program after she talked with UND and submitted some of her documentation. She also stated that Minot State has expressed interest in developing a program allowing those who complete this program some type of credit towards a masters degree. There are prerequisites required before applying for National certification.

These are: 1. three years teaching in the classroom in area of certification, 2. a current ND teacher licence, 3. currently teaching. There is no financial reward for becoming certified.

Senator G. Lee asked if there is a recertification process. Ms. Benz stated that certification is for 10 years. She is not sure about costs associated with recertification. She further stated that you can bank your scores and pay \$300 per piece completed. There is not funding for this program at the local level.

Senator Taylor asked if there is a certain number of teachers ND hopes to have certified. Ms. Benz said there is no data on this but that local incentives may help in more teachers going through this process.

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Senate Education Committee
Bill/Resolution Number SB 2135
Hearing Date 01-14-03

LeAnn Nelson, NDEA, stated it is an intense process to certify. This certification aligns well with the No Child Left Behind (NCLB) program. It would also help in retaining our rural professionals and would help them grow in their profession.

Jennifer Montgomery, Bd. member NDEA and Nationally Certified, testified and provided a handout aligning ESEA requirements with National Board certification. She is currently teaching in the Bismarck school system. She stated this is a rigorous process and is very important in professional development. This program helped her with how and why she teaches. It is a costly program if the individual had to pay for it all themselves. However, it could be used as an incentive in negotiations within local districts.

Senator Cook asked if Ms. Montgomery felt this program would benefit those who currently hold a Masters degree or PhD. She stated this program individually challenges each person on their teaching methods, how their students are absorbing or learning what is taught, and it will cause one to push themselves to be better. The state offers incentives to pursue this program with scholarships. She hopes the local districts will come to the table with incentives also.

There was no opposition to SB 2135.

Senator Flakoll asked Janet Welk, ESPB, if it would be possible to target teachers who don't teach in high performance schools to pursue this program. She felt that is not in this legislation and would have to be amended in. She thinks the applicants should be considered on a case to case basis.

The hearing was closed on SB 2135.

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10-16-03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2135

Senate Education Committee

☐ Conference Committee

Hearing Date 01-15-03

Tape Number	Side A	Side B	Meter #
2	x		0 - 10.5
Committee Clerk Signature <i>Andrea Johnson</i>			

Minutes: Senator Freborg called the committee to order with all (6) members present.

Senator Cook explained how he would like to amend the bill. Page 1, line 23, remove "public".

Page 2, line 1, remove "district". This would allow teachers teaching in non-public schools to also apply for the scholarship program to receive National Board certification. It will also open up the program for all teachers in ND

Senator Christenson asked if there would be anything in the National Certification regulations that would interfere with this amendment. She asked if that could be checked out.

Senator Flakoll would like to set aside three scholarships for low performing schools. He would also like to limit the number of scholarships given to any one school. However, if the seventeen positions are not filled, then the program could be opened to all across the state. He and Senator Christenson would like to incorporate the idea of NCLB within this.

Senator Cook would like definitive language for pg. 1, line 16 "chronologically". Is that in order of receiving or what.

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10-16-03
Date

Page 2
Senate Education Committee
Bill/Resolution Number SB 2135
Hearing Date 01-15-03

Senaotr Falkoll suggested that they look at if a teacher drops out of the program, what or how much of a refund should the state receive.

Senator Freborg asked if it would be necessary to mention NDLB in this.

Senator Flakoll stated it should be clear whether it is schools or school districts that are being considered.

Meeting adjourned.

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10-16-03
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2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2135

Senate Education Committee

☐ Conference Committee

Hearing Date 01-20-03

Tape Number	Side A	Side B	Meter #
2	x		0 - 8.9
Committee Clerk Signature <i>Andrea Johnson</i>			

Minutes: SENATOR FREBORG called the committee to order. Roll Call was taken with all (6) members present.

SENATOR FLAKOLL presented an amendment (38072-0101) and stated it is revenue neutral.

He further explained: (1) There still will be 17 teachers, (2) This will set set aside 3 scholarships for teachers who teach in low performance schools, (3) If the set aside scholarships are not used after the first year, they would then go to an at-large basis, (4) This spreads the impact across the state, (5) It opens to non-public school teachers the same opportunity (6) If a person drops out, they must reimburse ½ the amount awarded.

Senator Flakoll moved the amendments (38072-0101). Seconded by Senator Christenson.

After discussion, Senator Flakoll withdrew his motion and Senator Christenson withdrew her second. SENATOR FLAKOLL will continue to work on an amendment to present to the committee.

The committee was adjourned.

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Yvonne d. Lee
Operator's Signature

10-16-03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2135

Senate Education Committee

☐ Conference Committee

Hearing Date 1-21-03 (discussion and action)

Tape Number	Side A	Side B	Meter #
2		x	0 - 10.9
Committee Clerk Signature <i>Andrea Johnson</i>			

Minutes: CHAIRMAN FREBORG called the committee to order. Roll call was taken with all (6) members present.

SENATOR FREBORG opened the discussion on SB 2135.

SENATOR FLAKOLL presented amendment. (38072.0103). He further explained the amendment. The applications are to be reviewed in the order they are received. Can approve no more than 17 application. During the first year, it allows for 3 of the scholarships to go to individuals teaching in low-performing schools. It states no more than 2 of the remaining 14 scholarships can go to individuals in the same school. It further states either "school" or "school district". And it includes non-public schools in the mix. SENATOR FREBORG asked if he thought there would be a problem getting 50% of the money back if a person drops out of the program. SENATOR FLAKOLL stated there should be some accountability for the money and feels this is a compromise.

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10-16-03
Date

Page 2
Senate Education Committee
Bill/Resolution Number SB 2135
Hearing Date 01-21-03

SENATOR FLAKOLL moved the amendments (38072.0103). Seconded by SENATOR CHRISTENSON.

ANITA THOMAS, LC staff, came to clarify how the amendments fit into the bill as to Sections and sub-sections.

Roll Call Vote on adopting the amendment. 6 YES. 0 NO. 0 Absent. Motion Carried.

SENATOR COOK moved a DO PASS as Amended. Seconded by SENATOR FLAKOLL.

Roll Call Vote: 6 YES. 0 NO. 0 Absent. Motion Carried.

Carrier: SENATOR FLAKOLL

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Yvonne J. Lee
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10-16-03
Date

38072.0101
Title.

Prepared by the Legislative Council staff for
Senator Flakoll
January 20, 2003

PROPOSED AMENDMENTS TO SENATE BILL NO. 2135

Page 1, line 9, remove "existence of the"

Page 1, line 14, after "3." Insert:

- "a. Approve no more than seventeen applications;
- b. During the first year of the biennium, reserve three of the available scholarships for individuals teaching at low-performing schools, provided that if the scholarships are not awarded to individuals teaching at low-performing schools during the first year of the biennium, the board may award the scholarships to other eligible applicants; and
- c. During the first year of the biennium, award no more than two of the remaining fourteen available scholarships to applicants employed by the same school district, provided that this restriction does not apply to scholarships awarded during the second year of the biennium.

4."

Page 1, remove line 16

(committee still wants

Page 1, line 23, after "public" Insert "or nonpublic"

Page 2, after line 2, Insert:

*over -
pg 2 line 1 strike "district"*

- "7. If any individual who receives a scholarship under this section does not complete the certification process within the time allotted by the board, the individual must reimburse the state an amount equal to one-half of the amount awarded to the individual as a scholarship."

Renumber accordingly

*withdrawn &
will redo*

Roll Call Vote #:

BILL/RESOLUTION NO. *SB2135 amendment*

Committee

☐ Check here for Conference Committee

Action Taken

adopt amend. 38072.0101 (Flakoll)

Motion Made By

Sen. Flakoll

Seconded By

Sen Christenson

[illegible]

No

Absent

Floor Assignment

If the vote is on an amendment, briefly indicate intent:

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Operator's Signature _____

Date

38072.0103
Title.0200

Prepared by the Legislative Council staff for
Senator Flakoll

January 21, 2003

JS
1-22-03

PROPOSED AMENDMENTS TO SENATE BILL NO. 2135

Page 1, line 9, remove "existence of the"

Page 1, line 12, after "review" Insert "In the order received"

Page 1, line 14, after "3." Insert:

- "a. Approve no more than seventeen applications;
- b. During the first year of the biennium, reserve three of the available scholarships for individuals teaching at low-performing schools, provided that if the scholarships are not awarded to individuals teaching at low-performing schools during the first year of the biennium, the board may award the scholarships to other eligible applicants; and
- c. During the first year of the biennium, award no more than two of the remaining fourteen available scholarships to applicants employed by the same school district, provided that this restriction does not apply to scholarships awarded during the second year of the biennium.

4."

Page 1, remove line 16

Page 1, line 18, remove "first"

Page 1, line 23, after "public" Insert "or nonpublic"

Page 2, line 1, after "school" Insert "or school"

Page 2, after line 2, Insert:

- "7. If any individual who receives a scholarship under this section does not complete the certification process within the time allotted by the board, the individual must reimburse the state an amount equal to one-half of the amount awarded to the individual as a scholarship."

Renumber accordingly

Date: 1/21/03

Roll Call Vote #: /

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. *amend to SB 2135*

Senate EDUCATION Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

Action Taken adopt amend. 38072.0103

Motion Made By Sen. Flapoll Seconded By Sen. Christenson

[illegible]

Total (Yes) 6 No 0

Absent ☒

Floor Assignment

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Operator's Signature

10-16-03
Date

Date: 1/21/03

Roll Call Vote #: 2

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. *SB2135*

Senate	EDUCATION	Committee
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☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass as Amend.

Motion Made By Sen. Cook Seconded By Sen. Flatoll

[illegible]

Total (Yes) 6 No 0

Absent 0

Floor Assignment Sen. Hakoll

If the vote is on an amendment, briefly indicate intent:

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Date _____

REPORT OF STANDING COMMITTEE (410)
January 22, 2003 1:29 p.m.

Module No: SR-12-0919
Carrier: Flakoll
Insert LC: 38072.0103 Title: .0200

REPORT OF STANDING COMMITTEE

SB 2135: Education Committee (Sen. Freborg, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2135 was placed on the Sixth order on the calendar.

Page 1, line 9, remove "existence of the"

Page 1, line 12, after "review" Insert "In the order received"

Page 1, line 14, after "3." Insert:

- "a. Approve no more than seventeen applications;
- b. During the first year of the biennium, reserve three of the available scholarships for individuals teaching at low-performing schools, provided that if the scholarships are not awarded to individuals teaching at low-performing schools during the first year of the biennium, the board may award the scholarships to other eligible applicants; and
- c. During the first year of the biennium, award no more than two of the remaining fourteen available scholarships to applicants employed by the same school district, provided that this restriction does not apply to scholarships awarded during the second year of the biennium.

4."

Page 1, remove line 16

Page 1, line 18, remove "first"

Page 1, line 23, after "public" Insert "or nonpublic"

Page 2, line 1, after "school" Insert "or school"

Page 2, after line 2, Insert:

- "7. If any individual who receives a scholarship under this section does not complete the certification process within the time allotted by the board, the individual must reimburse the state an amount equal to one-half of the amount awarded to the individual as a scholarship."

Renumber accordingly

2003 SENATE APPROPRIATIONS

SB 2135

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Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2135

Senate Appropriations Committee

☐ Conference Committee

Hearing Date January 30, 2003

Tape Number	Side A	Side B	Meter #
#1	x		168-2054
Committee Clerk Signature <i>Jan Henderson</i>			

Minutes:

Senator Holmberg, chair, called the meeting to order with the calling of the roll.

Senator Holmberg opened the hearing on SB 2135 (#168). This is a re-referral from the Education Committee and put in by request of the Standards and Practice Board..

Janet Placek Welk, Executive Director of the Educational Standards and Practices Board wanted to testify in favor of SB 2135. Written testimony is attached, Exhibit #1.

Senator Holmberg wanted to know if a local school district could also reward a National Certification with extra compensation. Ms. Welk responded that they could. Senator Holmberg also added that under Title 2 Teacher and Principal training and recruiting, the \$13 million or so that come in every year, "Under No Child Left Behind", for the next 2 years, those funds could be used as a bonus for teachers who have attained National Certification. Ms. Welk stated that, that was correct, we would as a state though not have the commitment from the state level, because those are considered local dollars. We have received \$20,000 each year from the federal

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Yuberead Lee 10-16-03
Operator's Signature Date

Page 2
Senate Appropriations Committee
Bill/Resolution Number SB 2135
Hearing Date January 30, 2003

government for state match for the assessment fee and that would allow us to have at the state level 17 educators. Yes the local can use their Title 2 dollars, which is approximately \$12.8 million dollars if they so choose for national boards, but that would not be a state commitment. A local commitment only. Senator Holmberg added that Ms. Welk was testifying that the state has to have a commitment of dollars in order to continue funding under teacher quality. Mrs. Welk agreed. Senator Bowman: (#577) Is this included in the Governor's budget, the money for this request? Ms. Welk stated that this was not included in the Governor's Budget. Senator Bowman wanted to know if this was discussed with the Governor about the responsibilities of the match? Ms. Welk discussed this with Mr. Bill Goetz and he thought this was the best way. Senator Holmberg stated that this was an issue that this committee dealt with 2 years ago, took all the money out and passed it and then the Senate Education committee put an appropriation in their bill to fund this and that did not come through appropriations. Senator Andrist: (#655) He wanted to know if he had this right, we are accessing \$2 million in federal funds and we need \$69,000 in general fund dollars to match that? Ms. Welk: That is part of the dollars, we are matching other dollars as well. Senator Andrist continued: \$69,000 is what would come out of the general fund? We don't have a fiscal note, so I was just wondering, Senator Holmberg stated that this is a direct appropriation, so it doesn't need a fiscal note. Senator Andrist continued: Is this what is coming out of the general fund? Ms. Welk responded, yes. I think it is more than \$69,000 (depending on the Attorney General's opinion), closer to \$82,000. Senator Holberg also stated that this bill will go into the DPI subcommittee. Senator Tallack: (#7000) Is this part of the "No Child Left Behind", do they need this certification under that program? Ms. Welk: The \$2 million dollars a year has 3 goals, the 3rd goal (a portfolio), is being used to meet the "No Child Left Behind"

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10-16-03
Date

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Senate Appropriations Committee

Bill/Resolution Number SB 2135

Hearing Date January 30, 2003

requirements for North Dakota. The National Certification Boards process can also be used to have a teacher declared highly qualified, so that they meet that criteria vs going through a portfolio.

Jennifer Montgomery (#1130) No written testimony submitted. She is an English teacher at Bismarck High and she went through the National Certification in 1999-2000. She was in full support of SB 2135. She spoke on her experiences in going through the program and her local experiences. She stated that when she went through the program it was about \$2000 now it is about \$2300 and without the state help she would never have been able to do it. She hoped that the committee would give serious consideration to this bill.

Questions: (#1660)

Senator Holmberg asked how long the National Certification lasts? Jennifer replied that is was good for 10 years. Senator Holmberg continued: One of the fears was that if it is a total state program, and we want to encourage someone in, say Carrington, to get that National Certification, and that person got the certification, then that person might be taken away by a larger school district that would pay more, maybe that small school might want to add to the pot to make sure that certified teacher stayed there. Another point that was talked about was if the teacher took the course, then that person could not move up to administration if she had been in the classroom before, and still receive the stipend from the state. Jennifer stated that the program is not set up for it to be a stepping stone but for teachers to become the best possible teacher they can be.

With no other testimony before the committee, the hearing was closed on SB 2135 (#2054), by

Senator Holmberg, chair.

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Operator's Signature

10-16-03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2135 vote

Senate Appropriations Committee

☐ Conference Committee

Hearing Date 2-12-03

Tape Number	Side A	Side B	Meter #
3	X		1750-2200
Committee Clerk Signature <i>Sandra Davison</i>			

Minutes: Chairman Holmberg opened the hearing to vote for SB 2135. Chairman Holmberg explained the amendment (38072.0201) to the bill. He visited with the folks from DPI and stated they believed this is a separate concept. (meter 1880) Chairman Holmberg asked Roxanne Woeste, LC about a change. (Meter 1900) Roxanne is to make an adjustment to the amendment. (Meter 1943) A motion of to pass the corrected amendment was by Senator Robinson and seconded by Senator Grindberg. A voice vote passed the amendment. (Meter 2110) A motion of a DO PASS AS AMENDED was made by Senator Robinson and seconded by Senator Grindberg. A vote of 10 yeas, 0 nays, and 4 absent. The amendment is to be carried by Senator Holmberg and the Education committee (Senator Flakoll) to carry on the floor. Hearing closed by Chairman Holmberg. Meter 2200.

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10-16-03
Date

38072.0201
Title.0300

Prepared by the Legislative Council staff for
Senate Appropriations
February 13, 2003

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2135

Page 2, line 16, replace "sixty thousand nine" with "\$60,900"

Page 2, line 17, remove "hundred dollars" and after the second "the" insert "department of public instruction for the purpose of providing a grant to the"

Page 2, line 18, remove "the purpose of"

Page 2, line 21, replace "sixteen thousand" with "\$16,000"

Page 2, line 22, remove "dollars" and after the second "the" insert "department of public instruction for the purpose of providing a grant to the"

Page 2, line 23, remove "the purpose of" and replace "two thousand dollars" with "\$2,000"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment changes the entity to receive the general fund appropriation from the Education Standards and Practices Board to the Department of Public Instruction.

*Amendments
Tak voice vote*

Date: 2-12-03
Roll Call Vote #:

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2135

Senate Appropriations Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do PASS

Motion Made By Robinson Seconded By Grindberg

Senators	Yes	No	Senators	Yes	No
Senator Holmberg, Chairman	✓				
Senator Bowman, Vice Chair					
Senator Grindberg, Vice Chair	✓				
Senator Andrist	✓				
Senator Christmann					
Senator Kilzer	✓				
Senator Krauter	✓				
Senator Kringstad	✓				
Senator Lindaas	✓				
Senator Mathern	✓				
Senator Robinson	✓				
Senator Schobinger	✓				
Senator Tallackson	✓				
Senator Thane	✓				

Total (Yes) 10 No _____

Absent _____

Floor Assignment Flakol 4 Edu to carry Holmberg amendments

If the vote is on an amendment, briefly indicate intent:

0201

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Yvonne J. Lee
Operator's Signature

10-16-03
Date

REPORT OF STANDING COMMITTEE (410)
February 13, 2003 5:58 p.m.

Module No: SR-28-2661
Carrier: Holmberg
Insert LC: 38072.0201 Title: .0300

REPORT OF STANDING COMMITTEE

SB 2135, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). Engrossed SB 2135 was placed on the Sixth order on the calendar.

Page 2, line 16, replace "sixty thousand nine" with "\$60,900"

Page 2, line 17, remove "hundred dollars" and after the second "the" insert "department of public instruction for the purpose of providing a grant to the"

Page 2, line 18, remove "the purpose of"

Page 2, line 21, replace "sixteen thousand" with "\$16,000"

Page 2, line 22, remove "dollars" and after the second "the" insert "department of public instruction for the purpose of providing a grant to the"

Page 2, line 23, remove "the purpose of" and replace "two thousand dollars" with "\$2,000"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment changes the entity to receive the general fund appropriation from the Education Standards and Practices Board to the Department of Public Instruction.

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Operator's Signature

10-16-03
Date

2003 HOUSE EDUCATION

SB 2135

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10-16-03
Date

2003 HOUSE STANDING COMMITTEE MINUTES
BILL/RESOLUTION NO. SB 2135
House Education Committee

☐ Conference Committee

Hearing Date March 03, 2003

Tape Number	Side A	Side B	Meter #
1		x	3500-end
2	x		00-580
2	x		1900-3325
Committee Clerk Signature <i>Linda Guekner</i>			

Chairman Kelsch opened the hearing on HB 2135

Janet Welk, Director, Education Standards & Practices Board, See Attached Testimony

3600-4000 Amy Benz, National Board Certified Teacher, Beulah, See Attached Testimony

Rep. Haas Did we not also use Department of Public Instruction about this for the 13.5M that is coming into the state this year to improving teacher quality, through federal legislation?

Welk: It could be used for the same purpose but then is not a state commitment to national board. This actually has to be a state commitment. Local districts could use if they so choose there title 2 dollars for professional development which national certification could be one of them. But then that would not be considered a state match.

Rep. Sitte How much does it cost a teacher to go through this process.

Welk: Actual dollars layout would be for their own supplies, work and assessment fee. The assessment fee is \$2300 per year and that is what we are asking for. We have received 20K from the federal government, to pay for 1/2. federal 20K. What this bill is asking for is the state commitment to match that 20K

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10-16-03
Date

Page 2

House Education Committee
Bill/Resolution Number SB 2135
Hearing Date March 3, 2003

Chairman Kelsch Janet please explain how long it does take to reach the national certification and what is involved.

Welk: I am not national certified, the classroom teachers that have gone through the process say that it is a minimum of 300 hours above and beyond there actual classroom time. Working with the students and documenting their instructional strategies, completing video, and developing and collecting artifacts and work samples. Once people have become National certified as you will read from Amy Benz, it is the most productive professional development that we could provide for ND teachers, far better than any master's degree. Because they are looking at their own teaching skills and comparing them to national standards, reflecting on what they have done and how they can become a better educator.

Rep. Hunskor A wonderful process for the folks that go through it, certainly have obtained a very high level. But in ND there is very little financial reward for the work, so those folks that receive this national certification, other states are saying hey, we will pay you big bucks! and these people may leave the state.

Welk: I think with the ND teachers we have that issue whether they are national certified or not. I have not documented it but last summer UND graduating class, no one stayed in ND.

Chairman Kelsch This is going to be one, I have not seen you final draft or rules regarding highly qualified teacher and major equivalency definition. This is one of the areas that you had talked about to use the potential major equivalency. **Welk:** That is correct.

Rep. Sitte Is the goal to get every teacher national certification?

Welk: I have not developed any goal. My goal is to be able to utilize the federal dollars with state dollars and at the present time it is 20K/year.

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House Education Committee
Bill/Resolution Number SB 2135
Hearing Date March 3, 2003

Rep. Haas Is it true that up until this time that they have received no compensation for those costs and they did that on their own?

Welk: Amy Benz was one in the first group in 98/99, her assessment fee was actually paid for by federal dollars and NDEA matched it using a goals 2000 grant.

Chairman Kelsch that was for the first four, right **Welk:** it was actually a group of nine.

Chairman Kelsch There were nine that started in 98/99.

Welk: there are four that actually achieved certification.

Rep. Haas so with this kind of funding that you have outlined here, will we have more teachers interested in seeking this type of national certification.

Welk: That has already proven to be true. With the stipend attached last year, I turned people away that wanted to become certified.

Rep. Haas totally voluntarily. **Welk:** Yes, we do have a list of people waiting.

Jack McDonald, State association of Nonpublic Schools, See Attached Testimony

Rep. Herbel Of those people that have obtained the certification are any of them from the nonpublic school

McDonald: I am not aware of any of them who have gotten certification yet.

LeAnn Nelson, Director of Professional Development, NDEA, See Attached Testimony

Rep. Mueller One of the methods by which we can meet highly qualified teachers is with the portfolio process. Do you see that these people could help us develop the portfolio process to help the rest get up to speed if they chose to use the portfolio.

Nelson: Janet will have to answer that.

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10-16-03
Date

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House Education Committee
Bill/Resolution Number SB 2135
Hearing Date March 3, 2003

Rep. Sitte the second square on your sheet talks about the alignment with the student content and achievement standards. These are controversial standards. Does that mean that the teachers who achieve national certification have to use the national NCT Math standards,

6195 Janet Welk: Mueller's question: NCLB portfolios: there is a lot of confusion out there because portfolios are used for a lot of different things, right now many of the institutions are flip tape

They may be using the teacher quality grant portfolio programs to become highly qualified because they have heard of the fact that the process is very detailed and is a lot of hard work. Some aspects we will be able to use but we don't want to put fear into the profession making them believe the process is as rigorous as national board. In June I am taking the two coordinators to a training that is will cover more than one type of portfolio.

Rep. Sitte 40% of the people that take the test actually achieve national certification, would the stipend go to those who take the assessment or to only those who pass?

Welk: Only to those who actually receive the certification. the attached Attorney Generals opinion, it doesn't even go to the people who started the process prior to 2001. You can bank your scores with national cert. much like the attorney exam where you can take parts and move at our own pace, retaking parts of that you need to.

Rep. Herbel For a person to become a candidate for the certification, what is the process that they have to follow thorough with and the application fee they need to pay?

Welk: The process they have to be licensed by ESPB and they have to be classroom teacher a minimum of three years. The fee that they pay the 2300 is what we are actually asking for. We get half of that from the federal government and we have 20K this year. The assessment fee the

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10-16-03
Date

Page 5
House Education Committee
Bill/Resolution Number SB 2135
Hearing Date March 3, 2003

2300 is what SB 2135 will actually fund.

Rep. Herbel I was just looking through here and it says the application fee is 300 .

Welk: We pay that that is what this bill is for.

Chairman Kelsch page 3 of the handout you can See Attached Testimony the web site address to get more information

Rep. Hunsakor have all of the schools been made aware of this. Are you seeing more interest in the larger or smaller schools, or is it balanced out?

Welk: It is fairly balanced, the applications come in pairs, and so that is why the Senate changed some of the language to make sure it is balanced.

Rep. Hunsakor so there is interest in the smaller schools?

Welk: that is very true.

Chairman Kelsch can you tell me do you know what some of the bonuses are that become national certified that are given by the school districts.

Welk: I do not know;

Chairman Kelsch Leann do you know

Nelson There are some schools that will pay for the retakes, some a giving professional development leave or a couple of days to work on it they will hire in a sub.

Chairman Kelsch do the districts give them a check, Grand Forks and Fargo give a couple of thousand for the effort.

Nelson: Fargo gave professional development time paid.

close the hearing 580

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House Education Committee
Bill/Resolution Number SB 2135
Hearing Date March 3, 2003

5856 Mary Wahl, ND Council of Educational Leaders

I don't know a lot about the details about teacher certification. I had the opportunity to be in the Senate appropriation committee, when one of the persons who has become national certified spoke. and that was Jennifer Montgomery, I was just awe struck, by the spell job that she presented to that committee and I assumed that Jennifer was a pretty good teacher before she went through this certification, but listening to her and what the program did for her, it was spine tingling reaction. All I could think of when I listened to her was that this kind of certification is going to matter for kids. Teachers will be better teachers, kids she is influencing will receive a better education because of this. And beyond that I can't help but believe that the other teachers who are in the same school will be impacted by the certifications. Then maybe in turn their students will be impacted. A great dividend for the amount of investment that you are being asked to make.

Tape 2 side a, 1900-3325 Chairman Kelsch opened the committee work.

Rep. Haas moved a DO PASS, Rep. Hawken second the motion

Rep. Mueller This is not a matching funds kind of thing, the max. we are going to get for this certification is 20K, is that correct.

Chairman Kelsch the 20K, that part of it is the matching, the 20K we put in they match at the federal government. reviewed the fiscal note information on Welk's testimony.

Rep. Herbel how did they pick these 17

Chairman Kelsch they are the only ones that a national board certified in the state of ND.

Rep. Herbel if you wanted to become certified what opportunity is there beyond the 17,

Chairman Kelsch The thought is that this will be a continuing, something like a state program,

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House Education Committee
Bill/Resolution Number SB 2135
Hearing Date March 3, 2003

they will have to keep coming back for the money.

Rep. Solberg This is optional, so if a teacher wanted to be certified they would have equal opportunity to take advantage of this, what is the advantage for this

Chairman Kelsch In some state you receive a higher salary, ND doesn't differentiate.

Advantages now are that if you are not teaching in your major, you would be able to use this a part of your portfolio to become highly qualified or major equivalency. The teachers that have done this, have a better understanding of their classroom teaching and themselves. We have a teacher in Mandan who is a 4th grade teacher, he became board certified, and after he became certified he won the Milken award and is the most requested teacher. The learning environment is just awesome.

Rep. Herbel: I get the impression from Janet that the number 17 is based on the number of people that they think will be interested in a given year.

Chairman Kelsch that is correct. Keep in mind that the money only goes out once you are certified, you only get it at the end. You don't get it for applying. You have to complete the whole program and then receive the money.

Rep. Haas if there is more than 17 that become certified, then we would probably appropriating money next session for back pay.

Chairman Kelsch correct, Esp. now as we are going on into NCLB, the highly qualified teacher, it is not a bad idea to be encouraging teachers to go on and do this.

Rep. Sitte I did download a part of a list of what has happened with the national standards. We don't know for sure if these standards, as you look at the time line, if these are the same content standards. Certainly some of it also is great teaching but also is accomplished teachers, read off

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House Education Committee
Bill/Resolution Number SB 2135
Hearing Date March 3, 2003

of the sheet. I don't know why we need to have a national certification, or even promote it. I will not be able to support this.

Rep. Mueller A teacher in Mandan has gone above and beyond and did this. The fact of the matter is we can do better than what we are doing. Now are we doing pretty well, I think we are. Can we do better, yes, just like the man in Mandan did. I don't have a magic wand or formula to get there. But it appears to me that these kinds of efforts are what gets us there. I am having some difficulty understanding your reluctance to do some of that stuff.

Rep. Sitte speech on national standards in Minnesota and how they are changing them after they had adopted the national standards years ago and discovered that that was not the way to teach critical thinking. I'm asking that we don't jump on the latest band wagon.

Rep. Hunsakor I would like to visit with my superintendent before I vote on this.

Chairman Kelsch we have a motion on the table, but we can hold this until next week.

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2003 HOUSE STANDING COMMITTEE MINUTES
BILL/RESOLUTION NO. SB 2135
House Education Committee

☐ Conference Committee

Hearing Date March 04, 2003

Tape Number	Side A	Side B	Meter #
2	x		1550-1800
Committee Clerk Signature <i>Linda Liechten</i>			

Committee work on 2135:

Rep. Haas moved a DO PASS, Rep. Hawken second the motion.

Discussion:

Rep. Hanson is the appropriation in Department of Public Instruction

Chairman Kelsch Since ESPB is not an agency, their appropriation is in Department of Public Instruction, Department of Public Instruction receives the money and it is granted to ESPB.

Roll vote: 13-1-0 Rep. Haas will carry the bill to the floor.

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2003 HOUSE STANDING COMMITTEE MINUTES
BILL/RESOLUTION NO. SB 2135
House Education Committee

☐ Conference Committee

Hearing Date March 10, 2003

Tape Number	Side A	Side B	Meter #
2	x		1650-2079
Committee Clerk Signature <i>Linda Siechter</i>			

Chairman Kelsch opened committee work on SB 2135.

Rep. Hawken motioned to reconsider our actions, Rep. Jon Nelson seconded the motion

Discussion: none, Voice vote, passed

Rep. Jon Nelson moved a DO PASS AND BE REFERRED TO APPROPRIATIONS, Rep. Haas seconded the motion

Rep. Mueller when we heard this bill we asked several different times was this in an appropriations bill, and know I am understanding it is not.

Chairman Kelsch We were told it was in Department of Public Instruction budget now apparently it is not showing up on this one or 2119 and neither is the one with the 50K in it, none are showing up under appropriations, what that means is these are separate appropriations bills and have not been covered. The purpose of sending them to appropriations, the bill sponsor or myself will be down there and just basically explain what has transpired.

Rep. Hawken: How did it not get there

Chairman Kelsch we were told it was, the way it worked from Legislative Council was that it was in Department of Public Instruction budget and that because ESPB is not a separate agency

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10-16-03
Date

Page 2
House Education Committee
Bill/Resolution Number SB 2109
Hearing Date March 3, 2003

that the money is granted to and the money is not there.

Rep. Williams Was it there at one time and then stripped out?

Chairman Kelsch Apparently the Senate believed it was there also. Both of the two bills we believed will be covered, but it is just the matter of getting it to appropriations.

Roll Vote: 10-1-3 passed, Rep. Haas will carry the bill to the floor.

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10-16-03
Date

Date: 3/04/03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2135

House HOUSE EDUCATION Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

Action Taken

Do Pass

Motion Made By

Haas

Seconded By

Hawken

Representatives	Yes	No	Representatives	Yes	No
Chairman Kelsch	✓				
Rep. Johnson	✓				
Rep. Nelson	✓				
Rep. Haas	✓				
Rep. Hawken	✓				
Rep. Herbel	✓				
Rep. Meier	✓				
Rep. Norland	✓				
Rep. Sitte		✓			
Rep. Hanson	✓				
Rep. Hunsakor	✓				
Rep. Mueller	✓				
Rep. Solberg	✓				
Rep. Williams	✓				

Total (Yes) 13 No 1

Absent 0

Floor Assignment Haas

If the vote is on an amendment, briefly indicate intent:

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Date

10-16-03

REPORT OF STANDING COMMITTEE (410)
March 4, 2003 3:31 p.m.

Module No: HR-38-3897
Carrier: Haas
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
SB 2135, as engrossed: Education Committee (Rep. R. Kelsch, Chairman) recommends
DO PASS (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). Engrossed SB 2135
was placed on the Fourteenth order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-38-3897

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Operator's Signature

10-16-03
Date

Date: 3/10/03
Roll Call Vote #:

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2135

House HOUSE EDUCATION Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Reconsider

Motion Made By Hawken Seconded By Nelson

Representatives	Yes	No	Representatives	Yes	No
Chairman Kelsch					
Rep. Johnson					
Rep. Nelson					
Rep. Haas					
Rep. Hawken					
Rep. Herbel					
Rep. Meier					
Rep. Norland					
Rep. Sitte					
Rep. Hanson					
Rep. Hunsakor					
Rep. Mueller					
Rep. Solberg					
Rep. Williams					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

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Operator's Signature

10-16-03
Date

Date: 3/10/03
Roll Call Vote #:

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2135

House HOUSE EDUCATION Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken

Se pass and referred to Approp.

Motion Made By

~~W. Nelson~~ Nelson

Seconded By

Haas

Representatives	Yes	No	Representatives	Yes	No
Chairman Kelsch	✓				
Rep. Johnson	✓				
Rep. Nelson	✓				
Rep. Haas	✓				
Rep. Hawken	✓				
Rep. Herhel	AB				
Rep. Meier	✓				
Rep. Norland	AB				
Rep. Sitte		✓			
Rep. Hanson	✓				
Rep. Hunsakor	✓				
Rep. Mueller	✓				
Rep. Solberg	AB				
Rep. Williams	✓				

Total (Yes) 10 No 1

Absent 3

Floor Assignment Haas

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10-16-03
Date

REPORT OF STANDING COMMITTEE (410)
March 12, 2003 4:10 p.m.

Module No: HR-44-4618
Carrier: Haas
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
SB 2135, as engrossed: Education Committee (Rep. R. Kelsch, Chairman) recommends
DO PASS and **BE REREFERRED** to the Appropriations Committee (10 YEAS,
1 NAY, 3 ABSENT AND NOT VOTING). Engrossed SB 2135 was rereferred to the
Appropriations Committee.

(2) DESK, (3) COMM

Page No. 1

HR-44-4618

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2003 HOUSE APPROPRIATIONS

SB 2135

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 2135

House Appropriations Committee
Education and Environment Division

☐ Check here for Conference Committee

Hearing Date March 27, 2003

Tape Number	Side A	Side B	Meter #
1	X		
Committee Clerk Signature <i>Celeste Keller</i>			

Minutes:

Chairman Martinson opened the hearing on SB 2135. All members of the committee were present.

Rep. Racann Kelsch, Chairman of the House Education Committee, presented SB 2135.

Rep. Wald Section 4 of the bill on page 2, why are we rewarding 8 teachers at \$2,000 each?

Kelsch These teachers had gone on and gotten their national board certification prior to the stipend law and both the Senate and the House Education Committee felt as though this was good because once again we're rewarding these teachers that now could use this as a qualification for being a highly qualified teacher rather than having them go on and have to get more education, get their major or go back to school. We felt the \$2,000 was probably a good investment in rewarding them for going and getting their national board certification.

Rep. Gulleason Tell me how much time it requires to get certified?

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Page 2
Education and Environment Division
Bill/Resolution Number 2135
Hearing Date March 27, 2003

Kelsch We've been told it can take up to about 600 hours in order to complete the national board certification. It is basically a demonstration of the candidates teaching practice. The teachers that we have visited with about the national board certification basically said that they go back into their classroom and they feel as though they have increased their professional development. Along with other requirements, they have to take 4 tests, each taking about 1 ½ hours in order to become board certified. I spoke with one of the first teachers that became national board certified and she said if she had to do it all over again, while it was a rewarding experience, she said she is not sure that she would do it because it took so many hours in order to complete it and financially there isn't any real payoff.

Rep. Monson When they get this certification, does their school pay them more as far as a salary or does their school pay any of this expense for them?

Kelsch We asked around if there were any of the school districts that either paid out a bonus to these teachers for becoming board certified and basically we found out that in Grand Forks Public Schools, a certified teacher received a \$500 recognition gift from the school board during the recognition ceremony at a school board meeting. The district provides 3 professional leave days for teachers to complete their certification. We haven't come across any of the other school districts that have done anything for the teachers.

Rep. Monson Do they take classes for credit that move them across on the salary schedule or work toward a masters degree that would somehow down the road, if they took enough other classes along with this, move them across?

Kelsch I can tell you that one of the teachers had already received their masters degree and wanted to seek further professional development and that's why they had gone ahead and done

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Education and Environment Division
Bill/Resolution Number 2135
Hearing Date March 27, 2003

this. I believe most of the teachers that I know have gone and done this. Most of the teachers that we have had come in and testify to us have already gone on and gotten their masters degree and this is just another degree of professional development that takes it a step beyond.

Rep. Monson Janet, where is your budget? Are you part of Department of Public Instruction's budget?

Janet Welk, Executive Director of the Education Standards and Practices Board. We don't have a budget through the state. We operate on teacher licenser fees and therefore there is no budget bill.

Rep. Monson Janet, are you still a state employee? You are all special funds, but wouldn't you be just like Workers Compensation or the state Seed Department, because they run 100% on special funds that are fees that they collect?

Welk I am not sure what the relationship is. I know that the state has many boards. We all participate in the health benefit and receive that. As far as an actual budget bill, we've never been asked for one, we've never done one and I sure hope we don't have to start.

Chairman Martinson Who do you get a check from?

Welk My board.

Chairman Martinson Is it a check from the state of North Dakota?

Welk No it is not. It is from the Education Standards and Practices Board.

Joe Morrisette, OMB. They would function similar to other professional licensing boards like the Board of Realtors or other boards that are authorized in statute. Janet's position wouldn't show up as an authorized FTE anywhere because it is outside of the state budgeting and accounting system.

Page 4
Education and Environment Division
Bill/Resolution Number 2135
Hearing Date March 27, 2003

Rep. Aarsvold Any expectation of those folks, when they return from this experience, to provide in service education for other professionals?

Welk Yes. If they have certain programs in the school they are asked to participate in those programs. At this point it is more on a volunteer basis.

Chairman Martinson Rep. Monson, do you want to handle this in your sub committee?

Rep. Monson Yes.

Chairman Martinson Let us know what you want to do.

Rep. Monson We will probably just make it a part of our discussions with SB 2013 which is almost done. We are mostly waiting there for SB 2154 to get completed in House Education and then we can make a few adjustments as we need but they will be very small as far as I can tell.

Chairman Martinson Do we need to wait?

Rep. Monson Yes. The grants line item in SB 2013 has to be determined by the formula that SB 2154 contains. SB 2154 has to be completed before we can do SB 2013. As far as the Education Standards and Practices Board goes, it is a really unique relationship. There must be some pass through moneys from the grants line item in SB 2013. If we pass this bill, this money has to go someplace, it doesn't go directly to the Education Standards and Practices Board, it would go into the Department of Public Instruction's budget and they would turn around and grant it back to you so this money would end up basically in SB 2013. I want to check out what is in their grants line item and see how they would handle this money passing through.

Chairman Martinson We will adjourn the hearing on SB 2135 subject to the call.

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Yubereca J. Lee
Operator's Signature

10-16-03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2135

House Appropriations Committee

☐ Conference Committee

Hearing Date 03-31-03

Tape Number	Side A	Side B	Meter #
Committee Clerk Signature			

Minutes:

Chairman Svedjan Opened SB 2135 for discussion. A quorum was present.

Rep. Monson Introduced the bill and explained the amendment number 38072.0301. I move amendment .0301 to SB 2135. 2nd by Rep. Brusegaard.

Rep. Monson This will buy 17 teachers the assessment needed for the "highly certified" qualification each year of the biennium. This money is matched federally.

Rep. Timm Where does the \$80,000 come from?

Rep. Monson From the 1:1 federal match.

Rep. Gulleason How will you meet the hold-harmless regulation?

Rep. Monson There are always some unused federal funds, and that's where it'd come from.

Rep. Kroeber This covers 17 teachers both this biennium and next biennium?

Rep. Monson No, it covers 17 teachers this biennium and another 17 teachers next biennium.

Motion Carries

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Operator's Signature

10-16-03
Date

Page 2
House Appropriations Committee
Bill/Resolution Number SB 2135
Hearing Date 03-31-03

Rep. Monson I move Do Pass As Amended. 2nd by Rep. Brusegaard.

Rep. Delzer Who benefits from this?

Rep. Monson This meets the No Child Left Behind regulations, highly qualified requirement.

There is no automatic pay raise in this.

Motion Carries 18-4-1. Rep. Monson will carry this bill to the floor.

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Operator's Signature

10-16-03
Date

REPORT OF STANDING COMMITTEE (410)
March 31, 2003 5:21 p.m.

Module No: HR-57-6267
Carrier: Monson
Insert LC: 38072.0301 Title: .0400

REPORT OF STANDING COMMITTEE

SB 2135, as reengrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). Reengrossed SB 2135 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "to provide an appropriation for the national board certification of teachers.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$40,000, or so much of the sum as may be necessary, to the education standards and practices board for the purpose of procuring federal matching grants to provide for the national board certification of teachers, for the biennium beginning July 1, 2003, and ending June 30, 2005."

Renumber accordingly

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10-16-03
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2003 SENATE EDUCATION

CONFERENCE COMMITTEE

SB 2135

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10-16-03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. Reengrossed SB 2135

Senate Education Committee

☒ Conference Committee

Hearing Date 4-9-03

Tape Number	Side A	Side B	Meter #
1	x		0 - 24.5
Committee Clerk Signature <i>Andrea Johnson</i>			

Minutes: Conference Committee CHAIRMAN LEE called the committee to order with all

members present.

Senators

Representatives

G. Lee
Flakoll
Taylor

D. Johnson
Herbel
Hunskor

REPRESENTATIVE MONSON, Dist. 10, explained what the House did with this bill. They left \$40,000 in the bill to access National Board Certification money which is \$40,000, which over the biennium will be \$80,000. This money would pay for 34 teachers total, seventeen each year, for a total of \$2350 for each participant. Asked if there are any other funds available for this, REP. MONSON stated that NCLB is a perfect match for funding this. The only difference would be the money now comes from DPI to the teacher who requests it for the board certification. Under NCLB, the money would be requested by the teacher and the school would then put in the request. The money would be received by the school and they would then give it to the teacher.

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10-16-03
Date

Page 2

Senate Education Committee

Bill/Resolution Number Eng. SB 2135

Hearing Date 4-09-03

After visiting with Gary Gronberg and Greg Gallagher, DPI, the House committee was assured that if a school requested NCLB funds for National Board Cert. for a teacher, it would be a first priority issue for DPI. If for some reason a teacher does not get the money on the first go around, many schools won't use all their NCLB money, the Title II portion of it, the school would then be required to return the money to the state. This creates a pool of money which then can be awarded to the schools who did not receive the money in the first go around. This would be used for grants or stipends, especially for Board Certification. The House then concluded the state did not need to fund the stipends with general fund money.

SENATOR FLAKOLL asked REP. MONSON about the number of available scholarships. He was under the impression there were only 17 scholarships over the biennium. REP. MONSON stated the number is 17 applicants for each year of the biennium and he said the fiscal note indicated such, as did Janet Welk, ESPB. SENATOR FLAKOLL asked about the stipend for those who have achieved the certification. Are those dollars included in NCLB. REP. MONSON stated he felt the money will be in NCLB. SENATOR FLAKOLL asked if we are totally reliant on the federal government to make sure NCLB stays in place and has the money in place. REP. MONSON also stated that those who have already gone through this process of becoming certified, have not received a stipend as yet either. He hopes NCLB works as we envision it. However, there is a potential the state may have to fund the program or address it if NCLB doesn't come through with the funds.

SENATOR TAYLOR asked about the flow of the money. Does it go to ESPB or DPI. REP. MONSON stated that ESPB will be the one who will access the other \$40,000 from the National Education Board. They are the ones who set up the testing, etc. DPI can not directly pay the

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Yherosa J. Lee

Date

10-16-03

Page 3

Senate Education Committee

Bill/Resolution Number Eng. SB 2135

Hearing Date 4-09-03

teachers either. Under NCLB, the money has to come to the school and be paid out by the school.

REP. HERBEL asked if non public teacher are eligible for this also. REP. MONSON is not sure.

JANET WELK, ESPB, stated that the understanding is for 17 applicants per year. ESPB has received an increase in the Federal allotment, up to \$20,000 per year. So they are asking for a state match. This would cover the costs for 17 per year or a total for the biennium of 34.

SENATOR FLAKOLL asked how many applicants there had been. JANET WELK stated this past year she only had funding for 10 teachers, so after they had 10 applicants, she told others to not apply because there were no more funds for the year. SENATOR FLAKOLL also brought up the question of the low performing schools and how the Senate had specified at least 3 of the teachers applying would be from low performance schools. MS. WELK also stated their rules now state "public" school, so she feels teachers in "non public" schools would not be eligible. MS. WELK explained the funding again to the committee. ESPB receives \$40,000 from the Feds and they receive a match from the state of \$20,000 per year. This amounts to \$2300 per applicant. (She uses \$1150 state dollars and \$1150 Federal dollars for each applicant per year). SENATOR FLAKOLL asked about the appropriation on the bill as is. The committee feels the dollar amount is okay and the funding is okay.

SENATOR FLAKOLL feels there should be limitations and criteria in the bill. He feels two teachers per school per year would be adequate and of the 17 applicants, he would like to have 3 be from low performance schools. Regarding the mentoring the teachers who have completed the certification process can do, he feels it is important to spread this around to as many schools as possible in all parts of the state.

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10-16-03
Date

Page 4
Senate Education Committee
Bill/Resolution Number Eng. SB 2135
Hearing Date 4-09-03

SENATOR LEE and the committee members would like to keep Section 1 and Section 2, subsection 1, 2, 3, 4, and 7. They also would like to keep the appropriation in the final House version.

There was discussion on removing subsections 5 and 6.

SENATOR FLAKOLL would like non public schools teachers included.

SENATOR LEE is to have amendments drawn up reflecting the committee's wishes.

The committee was adjourned.

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10-16-03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. Reengrossed SB 2135

Senate Education Committee

☒ Conference Committee

Hearing Date 4-10-03

Tape Number	Side A	Side B	Meter #
1		x	0 - 6.0
Committee Clerk Signature <i>Andrea Johnson</i>			

Minutes: CONFERENCE COMMITTEE CHAIRMAN G. LEE called the committee to order with all members present.

CHAIRMAN LEE asked the committee to review the amendment the intern had prepared.

REPRESENTATIVE HERBEL asked if the 14 remaining scholarships weren't used and a school would already have two applicants, could another applicant apply from that same school.

SENATOR TAYLOR asked if maybe there could be two go rounds with a deadline for applying for each.

SENATOR FLAKOLL said some districts could have more than two applicants if there is a low performance school in the same district.

After more discussion and more review of the proposed amendment, the committee decided it was okay, and if there are problems, they can be addressed in the next session.

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10-16-03
Date

Page 2

Senate Education Committee

Bill/Resolution Number Reengrossed SB 2135

Hearing Date 4-10-03

SENATOR FLAKOLL moved the House recede from the House amendments and Reengrossed SB 2135 be amended with the proposed amendment. (38072.0302). Seconded by **REPRESENTATIVE HERBEL**.

Roll Call Vote: 6 YES. 0 NO. 0 Absent. The amendment was adopted by the Conference Committee.

The Conference Committee on Reengrossed SB 2135 was adjourned.

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Operator's Signature

10-16-03
Date

38072.0302
Title.0500

Adopted by the Conference Committee
April 10, 2003

JB
4-10-03

PROPOSED AMENDMENTS TO REENGROSSED SENATE BILL NO. 2135

That the House recede from its amendments as printed on page 1065 of the Senate Journal and pages 1174 and 1175 of the House Journal and that Reengrossed Senate Bill No. 2135 be amended as follows:

Page 1, line 13, after "applications" insert "per year"

Page 1, line 14, replace "the first" with "each"

Page 1, line 15, replace ", provided that" with a semicolon

Page 1, remove lines 16 through 18

Page 1, line 19, replace "the first" with "each"

Page 1, line 21, replace ", provided that this restriction does not apply to" with ";

- d. Require the recipient to serve during the school year as a full-time classroom teacher in a public or nonpublic school in this state; and
- e. Require the recipient to participate in mentoring programs and teacher evaluation programs developed and implemented in the employing school or school district."

Page 1, remove line 22

Page 2, line 1, remove "Assist with the assessment costs of certification with a scholarship of one"

Page 2, remove lines 2 through 10

Page 2, line 11, remove "7."

Page 2, line 16, replace "\$60,900" with "\$40,000"

Page 2, line 17, replace "department of public instruction" with "education standards and practices board" and after the third "of" insert "procuring federal matching grants to provide for the national board certification of teachers"

Page 2, remove line 18

Page 2, line 19, remove "teachers in obtaining certification"

Page 2, remove lines 21 through 26

Renumber accordingly

Date:

Roll Call Vote #:

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES

BILL/RESOLUTION NO. *Reengrossed SB 2135*

Senate Education

Committee

☒ Check here for Conference Committee**Legislative Council Amendment Number**

Action Taken

House recede fr. House amend & further amend

Motion Made By

Sen. Flakoll Seconded By Rep. ^{with papers} Hurbel

[illegible]

Total (Yes)

(Yes)

No

Absent

Floor Assignment

If the vote is on an amendment, briefly indicate intent:

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Operator's Signature

Date: _____

REPORT OF CONFERENCE COMMITTEE (420)
April 11, 2003 8:13 a.m.

Module No: SR-66-7421

Insert LC: 38072.0302

REPORT OF CONFERENCE COMMITTEE

SB 2135, as reengrossed: Your conference committee (Sens. G. Lee, Flakoll, Taylor and Reps. D. Johnson, Herbel, Hunsakor) recommends that the **HOUSE RECEDE** from the House amendments on SJ page 1065, adopt amendments as follows, and place SB 2135 on the Seventh order:

That the House recede from its amendments as printed on page 1065 of the Senate Journal and pages 1174 and 1175 of the House Journal and that Reengrossed Senate Bill No. 2135 be amended as follows:

Page 1, line 13, after "applications" Insert "per year"

Page 1, line 14, replace "the first" with "each"

Page 1, line 15, replace ", provided that" with a semicolon

Page 1, remove lines 16 through 18

Page 1, line 19, replace "the first" with "each"

Page 1, line 21, replace ", provided that this restriction does not apply to" with ";

- d. Require the recipient to serve during the school year as a full-time classroom teacher in a public or nonpublic school in this state; and
- e. Require the recipient to participate in mentoring programs and teacher evaluation programs developed and implemented in the employing school or school district."

Page 1, remove line 22

Page 2, line 1, remove "Assist with the assessment costs of certification with a scholarship of one"

Page 2, remove lines 2 through 10

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Page 2, line 17, replace "department of public instruction" with "education standards and practices board" and after the third "of" Insert "procuring federal matching grants to provide for the national board certification of teachers"

Page 2, remove line 18

Page 2, line 19, remove "teachers in obtaining certification"

Page 2, remove lines 21 through 26

Renumber accordingly

Reengrossed SB 2135 was placed on the Seventh order of business on the calendar.

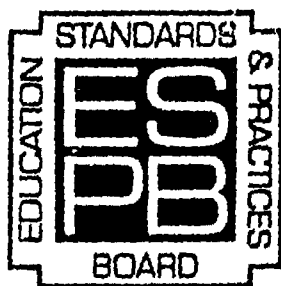
2003 TESTIMONY

SB 2135

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Y. Herrera, J. L. Jr.
Operator's Signature

10-16-03
Date



Education Standards and Practices Board

600 East Boulevard Avenue

Bismarck, ND 58505-0080

(701) 328-2264

Fax #328-2815

www.state.nd.us/espb

"Assuring highly qualified professional educators for North Dakota students"

Testimony on SB 2135

By

Janet Placek Welk, Executive Director

Good morning, Chairman Freborg and members of the Senate Education Committee. For the record, I am Janet Placek Welk, Executive Director of the Education Standards and Practices Board and wish to testify on SB 2135.

Senate Bill 2135 provides for one-half of the assessment fee for national board certification for seventeen North Dakota educators for each of the next two years, stipends for those educators who receive national certification and a one-time stipend for those educators who have achieved certification in the past. North Dakota received from the federal government an increase of \$10,000 a year, totaling (\$20,000) for each of the next two years, to pay for one-half of the assessment fee with North Dakota match for seventeen (17) educators. There were four educators who received national certification in November 2002 and are eligible for the \$1500 stipend for each of the next two years. This appropriation also includes stipends for the those educators who receive national certification in November 2003.

As you are aware, a Teacher Quality Grant has been received by the Governor's Office in the amount of \$2M a year for the next three years. The dollars received for national board certification were used as match for this grant. The federal government requires the state of North Dakota match

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10-16-03
Date

- 1 these dollars, dollar for dollar. We definitely need these dollars for the match of our much needed
- 2 teacher quality grant.
- 3 We ask for your favorable response to this legislation. I would be happy to answer any
- 4 questions at this time.

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Operator's Signature

10-16-03
Date

exhibit
#1
SB2135



Education Standards and Practices Board
600 East Boulevard Avenue
Bismarck, ND 58505-0080
(701) 328-2264 Fax #328-2815
www.state.nd.us/espb

"Assuring highly qualified professional educators for North Dakota students"

Testimony on SB 2135
By
Janet Placek Welk, Executive Director

Good morning, Mister Chairman and Members of the Senate Appropriations Committee. For the record, I am Janet Placek Welk, Executive Director of the Education Standards and Practices Board and wish to testify on SB 2135.

Senate Bill 2135 provides for one-half of the assessment fee for national board certification for seventeen North Dakota educators for each of the next two years, stipends for those educators who receive national certification and a one-time stipend for those educators who have achieved certification in the past. North Dakota received from the federal government an increase of \$10,000 a year, totaling (\$20,000) for each of the next two years, to pay for one-half of the assessment fee with North Dakota match for seventeen (17) educators.

There were four educators who received national certification in November 2002 and are eligible for the \$1500 stipend for each of the next two years. This appropriation also includes stipends (\$6,000) for those educators who receive national certification in November 2003. Attached to this testimony is a copy of a letter to the Attorney General asking for an opinion. The \$6,000 requested may need to be changed to \$12,000 if the Attorney General's Office Opinion is favorable for the applicants.

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10-16-03

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3 were used as match for this grant. The federal government requires the state of North Dakota match
4 these dollars, dollar for dollar. We definitely need these dollars for the match of our much needed
5 teacher quality grant.

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Operator's Signature

10-16-03
Date

Q: Does National Board Certification really recognize accomplished teaching?

A: Yes, according to research conducted by the University of North Carolina at Greensboro, NBCTs significantly outperformed their peers on 11 out of 13 key dimensions of generally recognized measures of good teaching.

For example, NBCTs were better at understanding why students succeed and fail on a given academic task, engaging students without overwhelming them, anticipating difficulties students might have with new concepts, and improvising when faced with the unexpected.

In addition to evaluating the teachers against the 13 dimensions, researchers examined samples of student work in classes taught by NBCTs and teachers who had sought National Board Certification but hadn't achieved it.

Almost three-fourths of the work samples collected from students taught by NBCTs in the study reflected a high level of comprehension of the concepts being taught, compared to three in 10 of the work samples of students taught by teachers who hadn't achieved National Board Certification.

Based on student work samples, the study's authors declared that National Board Certification "is identifying and certifying teachers who are producing students who differ in profound and important ways from those taught by non-certified teachers."

"The process of achieving National Board Certification required me to re-examine my current teaching practices to ensure maximum student learning in all areas of the curriculum. National Board Certification has enabled me to perform to the best of my ability."

— Sue Bentz

NBCT, Middle Childhood/Generalist,
Pennsylvania

Q: What scholarships and loans are available for candidates?

A: The National Board Scholarship Program provides scholarships for candidates for National Board Certification. Through the generosity of its founding sponsor, the Washington Mutual Foundation, and other donors, scholarships are now available to a growing number of candidates.

There are a limited number of available scholarships. It's recommended candidates apply as soon as possible if they would like to be considered.



Information about the National Board Scholarship Program is available at www.nbpts.org/scholarshipinfo/



National Board Scholarship Manager
1-888-908-FEES (3337)

Many states and local school districts provide loans and scholarships for candidates. The latest count shows 48 states and more than 400 school districts provide some form of incentive and/or recognition.



State and Local Action Home Page at
www.nbpts.org



1-800-22TEACH

The National Education Association (NEA) and the American Federation of Teachers (AFT) also offer loans to teachers pursuing National Board Certification.



For more information about NEA's loan program, call 1-800-603-3953.

For more information about AFT's loan program, call 1-800-AFT-JOIN.

Partial financial support is available in each state through the federal Candidate Subsidy Program. This program, made possible through annual appropriations from the United States Congress, provides funds to a limited number of candidates in each state to help offset the assessment fee.




For more information about the federal Candidate Subsidy Program visit the State and Local Action home page at www.nbpts.org




Call 1-800-22TEACH for more details about the federal Candidate Subsidy Program.

Q: How does a teacher become a candidate?

A: A teacher who wants to become a candidate needs to complete an application.


 Teachers may apply online by accessing the **Candidate Application Form** located at the **Candidate Resource Center** at www.nbpts.org.


 The **Guide to National Board Certification** is available online. For a printed version, which also includes an application, call 1-800-22TEACH.

Part of the application requirement is payment of at least \$300 of the \$2,300 assessment fee. Once NBPTS processes a candidate's application and fee, the teacher's candidacy becomes active. The date when the Initial \$300 portion of the fee is paid (by the candidate or another party) determines the candidate's portfolio deadline.

The chart below outlines the portfolio deadline dates for candidates in 2003, as determined by the receipt of the Initial \$300 toward the \$2,300 assessment fee.

Date when the \$300 portion of fee is paid	Portfolio deadline date
Jan. 1–March 31, 2003	Jan. 16, 2004
April 1–June 30, 2003	Feb. 16, 2004
July 1–Sept. 30, 2003	March 16, 2004
Oct. 1–Dec. 31, 2003	April 16, 2004

 Portfolio instructions are available for downloading at no cost at www.nbpts.org. Teachers are encouraged to review this material in advance of applying in order to make good choices about National Board Certification.

 Portfolio instructions are provided to registered candidates via CD-ROM free-of-charge. Print copies are available by calling 1-800-22TEACH.

The assessment center testing window is determined by the date when a candidate (or those providing financial assistance) pays the assessment fee in full and all eligibility requirements are met. The chart below outlines all of the assessment center window dates.

If \$2,300 fee is paid in full and all eligibility requirements are met between:	Assessment center window:
Jan. 1–March 31, 2003	April 1–Sept. 30, 2003
April 1–June 30, 2003	July 1–Dec. 31, 2003
July 1–Sept. 30, 2003	Oct. 1, 2003–March 31, 2004
Oct. 1, 2003–Jan. 31, 2004	Jan. 1–June 30, 2004

Candidates seeking state funding must comply with state requirements



6



Q: How does a candidate achieve National Board Certification?

A: Candidates achieve National Board Certification after they successfully complete the assessment process. A candidate's efforts to achieve National Board Certification will likely take the better part of a school year and involve a total of 200–400 hours of work.

The assessment process consists of the following:

Portfolio Entries: Candidates submit four portfolio entries. Three of the entries are classroom-based and include videotapes that document the candidate's teaching practice and examples of student work. The videos and student work examples are supported by commentaries about the goals and purposes of instruction, analysis about what occurred and the effectiveness of the practice, and the rationale for the candidate's professional judgment. The fourth entry requires candidates to demonstrate their work with students' families and their community and collaboration with the professional community.

The work on portfolio entries usually takes at least four months to complete because it's designed to cover an extended period of a candidate's time in the classroom.

Once the portfolio entries and the assessment center exercises are submitted to the National Board, they're scored by teachers who have participated in intensive training and have qualified for scoring by demonstrating an understanding of NBPTS Standards, the directions to candidates and scoring guides.

Assessment Center Exercises: Candidates are presented with six computer-delivered assessment center prompts (each allowing up to 30 minutes for response) that are designed to elicit knowledge of subject matter content.

 For more information, visit the **Standards & National Board Certification** section of www.nbpts.org



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Yvonne J. Lee
Operator's Signature

10-16-03
Date

Q: What certificates are available in 2003?

Art

- Early and Middle Childhood/Art
- Early Adolescence through Young Adulthood/Art

Career and Technical Education

- Early Adolescence through Young Adulthood/Career and Technical Education

English as a New Language

- Early and Middle Childhood/English as a New Language
- Early Adolescence through Young Adulthood/English as a New Language

English Language Arts

- Early Adolescence/English Language Arts
- Adolescence and Young Adulthood/English Language Arts

Exceptional Needs

- Early Childhood through Young Adulthood/Exceptional Needs Specialist

Generalist

- Early Childhood/Generalist
- Middle Childhood/Generalist
- Early Adolescence/Generalist

Library Media

- Early Childhood through Young Adulthood/Library Media

Mathematics

- Early Adolescence/Mathematics
- Adolescence and Young Adulthood/Mathematics

Music

- Early and Middle Childhood/Music
- Early Adolescence through Young Adulthood/Music

Science

- Early Adolescence/Science
- Adolescence and Young Adulthood/Science

Social Studies-History

- Early Adolescence/Social Studies-History
- Adolescence and Young Adulthood/Social Studies-History

Physical Education

- Early and Middle Childhood/Physical Education
- Early Adolescence through Young Adulthood/Physical Education

World Languages Other than English

- Early and Middle Childhood/World Languages Other than English
- Early Adolescence through Young Adulthood/World Languages Other than English

Languages available: French, German, Japanese, Latin and Spanish

Q: What are the age categories?

Early Childhood	= Ages 3-8
Middle Childhood	= Ages 7-12
Early and Middle Childhood	= Ages 3-12
Early Childhood through Young Adulthood	= Ages 3-18+
Early Adolescence	= Ages 11-15
Adolescence and Young Adulthood	= Ages 14-18+
Early Adolescence through Young Adulthood	= Ages 11-18+

*For the Early Childhood through Young Adulthood/Exceptional Needs Specialist certificate, the ages covered are birth-21+.

A National Board certificate is valid for 10 years from the date of certification.



For complete information about these certificates, visit the Certificate Knowledge Center at www.nbpts.org

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Q: Where are the assessment centers?

A: There are more than 300 assessment centers across the United States.

A candidate's assessment center testing window is based on when the candidate's fee is paid in full and all eligibility requirements are met (see page 6).



Candidates may access the **Candidate Resource Center** at www.nbpts.org to learn where the assessment centers are located and how to make an appointment.

Q: How do teachers know if they are eligible?

A: Teachers are eligible to seek National Board Certification if, at the time they apply, they:

- hold a baccalaureate degree;
- have completed three years of teaching experience prior to submitting an application; and
- have held a valid state teaching license for those three years, or where a license is not required, have taught in schools recognized and approved to operate by the state.



Eligibility information is available at the **Candidate Resource Center** at www.nbpts.org



1-800-22TEACH

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Q: How do candidates know which certificate to seek?

A: The first step in deciding which certificate is appropriate for a teacher is to determine the age range of the students and subjects they teach. This is especially important, as candidates must be able to demonstrate content and pedagogical knowledge across the full age range of the certificate area they pursue.



For more information about these certificates, visit the **Certificate Knowledge Center** at www.nbpts.org

Q: What is a generalist certificate?

A: Generalist certificates are for teachers who develop student skills and knowledge across all areas of the curriculum. They do this by drawing on a broad and deep knowledge of pedagogy. Generalists may teach all subjects on an interdisciplinary team, or a single subject infused with ideas from other subjects.

Q: When is a teacher ready for the process?

A: The best way to determine a teacher's readiness for National Board Certification is for that person to review the standards document for their certificate area. NBPTS Standard in each field form the basis for National Board Certification.

Candidate experience has shown that attempting to achieve National Board Certification will likely take a total time commitment of 200-400 hours during the school year.

Prospective candidates may also want to speak with National Board Certified Teachers.



The directory of NBCTs can be accessed at www.nbpts.org

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Q: What is NBRIC?

A: NBRIC is the National Board Registration and Information Center – the new online personal home page for all candidates.

All candidates may now access, update and print their candidate application data via a password-protected Web site. Plus, this personalized Web site shows candidates when their fees were posted to their account, when NBPTS received their eligibility forms, and when NBPTS received their portfolios.

Each candidate now has the ability to manage his or her own candidate profile with NBPTS, using this secure Web site that can be accessed only by using passwords that candidates create themselves. All candidates should use this Web site to update their information whenever changes occur.

NBRIC is located at the *Candidate Resource Center* section of the NBPTS Home page. Candidates are strongly encouraged to access this site, establish their passwords, check their data and complete and/or update any missing information.



NBRIC is located at www.nbpts.org



Candidates with questions regarding NBRIC should contact 1-800-22TEACH.

Q: Is there a Spanish Language Option?

A: Yes. The Spanish Language Option allows candidates to submit student work and videotapes in Spanish. Detailed information about the Spanish Language Option can be found in the *Guide to National Board Certification*.



The Guide to National Board Certification is located at the Candidate Resource Center at www.nbpts.org

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Q: What if a candidate needs special accommodations for a disability?

A: It is the policy of NBPTS to comply with the Americans with Disabilities Act (ADA) regulations governing both facilities and administration. If a candidate has a disability that necessitates an accommodation under the ADA for either the portfolio or assessment center portion of the National Board Certification process, the candidate may submit the *Nonstandard Testing Accommodation Form* that is included in the eligibility verification kit mailed to candidates. Candidates must adhere to request deadlines in order to allow time for proper processing and delivery of each nonstandard testing accommodation.



A printable copy of the Nonstandard Testing Accommodation Form is available at the Candidate Resource Center at www.nbpts.org



The Nonstandard Testing Accommodation Form is available by calling 1-800-22TEACH.

"Nobody pursues National Board Certification and remains unchanged. You emerge a better teacher with a much better understanding of your profession."

– Al Bird

NBCT, Adolescence and Young Adulthood/Science,
Massachusetts

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Operator's Signature

Yvonne J. Lee

Date

10-16-03

38071.0100

Fifty-eighth
Legislative Assembly
of North Dakota

SENATE BILL NO. 2136

Introduced by

Education Committee

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

- 1 A BILL for an Act to amend and reenact section 15.1-13-03 of the North Dakota Century Code,
2 relating to compensation of members of the education standards and practices board.

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

- 4 **SECTION 1. AMENDMENT.** Section 15.1-13-03 of the North Dakota Century Code is
5 amended and reenacted as follows:

- 6 **15.1-13-03. Board compensation.** Each member of the board is entitled to receive
7 compensation in the amount of ~~twenty-five~~ sixty-two dollars and fifty cents per day and to
8 reimbursement for expenses as provided by law for other state officers while attending
9 meetings or performing duties directed by the board. A member of the board may not lose the
10 member's regular salary and may not be required to refuse the compensation to which the
11 member is entitled under this section for serving on the board.