

HOUSE BILL NO. 1270

Introduced by

Representatives Hawken, R. Kelsch, Mueller

Senators Fischer, Freborg, Heckaman

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

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

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

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

- 8 ~~1. The governor shall appoint to the education standards and practices board:~~
9 ~~a. Four individuals who are public school classroom teachers;~~
10 ~~b. One individual who is a nonpublic school classroom teacher;~~
11 ~~c. Two individuals who are school board members;~~
12 ~~d. Two individuals who are administrators; and~~
13 ~~e. One dean of a college of education or chairman of a department of education.~~

14 The education standards and practices board consists of:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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