

**Enrolled**  
**House Bill 2763**

Sponsored by Representatives WHISNANT, SMITH WARNER, Senator KNOPP, Representative HACK, Senator DEMBROW; Representatives FAHEY, MCLAIN, SOLLMAN

CHAPTER .....

AN ACT

Relating to teachers; creating new provisions; and amending ORS 342.122 and 342.127.

Whereas teachers play a critical role in preparing students to achieve the high academic standards expected under the Oregon Educational Act for the 21st Century; and

Whereas it is important to identify and reward teaching excellence and to encourage good teachers to become excellent teachers; and

Whereas the National Board for Professional Teaching Standards was created to improve the quality of teaching; and

Whereas the National Board for Professional Teaching Standards has established high and rigorous standards for accomplished teaching and has developed a national voluntary system for assessing and certifying teachers who demonstrate teaching excellence by meeting those standards; and

Whereas this voluntary, advanced certification does not replace Oregon teacher licensing; and

Whereas 20 years of research has shown that students taught by teachers who hold national board certification have improved the learning outcomes of students, especially minority and low-income students; and

Whereas currently only one percent of the licensed teachers in this state have achieved national board certification; and

Whereas this state should aspire to having at least 10 percent of its licensed teachers achieve national board certification; and

Whereas it is the intent of the Legislative Assembly to provide incentives for teachers to seek national board certification and to reward teachers who demonstrate teaching excellence by attaining national board certification and sharing their expertise with other teachers; and

Whereas it is the intent of the Legislative Assembly to increase the number of national board certified teachers in this state to five percent of all public school teachers by 2022; now, therefore,

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** ORS 342.122 is amended to read:

342.122. (1) There is created the National Board Certification Fund, separate and distinct from the General Fund. Interest earned on moneys in the National Board Certification Fund shall be credited to the fund.

(2) **The National Board Certification Fund shall include any state or federal moneys made available to the fund, including moneys appropriated by the Legislative Assembly and federal moneys made available to improve teacher quality through professional development.** The Teacher Standards and Practices Commission may accept from any source any grant, donation or

gift of money or other valuable thing made to the commission for purposes of the [National Board Certification] fund.

(3) Moneys credited to the National Board Certification Fund are continuously appropriated to the commission for the purposes set forth in subsections (4) and (5) of this section. The commission may draw checks or orders upon the State Treasurer in making disbursements from the fund for the purposes stated in this subsection.

(4) Moneys in the National Board Certification Fund shall be used to encourage **at least 150** public school teachers [and administrators] in this state to apply for and attain certification **each biennium** through the National Board for Professional Teaching Standards or any other national professional organization for teaching standards designated by the Teacher Standards and Practices Commission.

(5) The Teacher Standards and Practices Commission may disburse moneys from the National Board Certification Fund to applicants for assistance with the direct costs of seeking and obtaining national board certification, **including reimbursement for the costs of each of the components necessary for certification and reimbursement for costs related to participating in a cohort for certification. The commission may retain no more than 10 percent of all moneys received under this section during a biennium from state and federal sources for the purpose of paying administrative expenses incurred by the commission under this subsection.** [The commission shall manage the fund in a manner that provides support, but does not pay for all the costs of any one application. Additionally, the commission shall manage the fund to provide continuous support to as many applicants as possible.]

(6) The Teacher Standards and Practices Commission shall adopt rules that govern the disbursement of moneys from the National Board Certification Fund consistent with this section.

**SECTION 2. The amendments to ORS 342.122 by section 1 of this 2017 Act become operative on July 1, 2018.**

**SECTION 3.** ORS 342.127 is amended to read:

342.127. (1) The Teacher Standards and Practices Commission shall establish and collect:

(a) A fee not to exceed \$350 for evaluation of the initial application for each educator license for which application is made. If the applicant is eligible for the educator license for which application is made, the commission shall issue the license without additional charge.

(b) A fee not to exceed \$350 for the renewal of each educator license and a fee not to exceed \$50 for each official paper license. **If the educator is certified by a national professional organization for teaching standards recognized by the commission, the commission shall renew the license without charge.**

(c) A fee not to exceed \$800 for a beginning educator assessment conducted in lieu of an approved preparation program required for licensure.

(d) A fee not to exceed \$350 for registration as a public charter school teacher or administrator that includes any fee charged pursuant to rules adopted under ORS 181A.195.

(e) A fee not to exceed \$350 for renewal of a registration as a public charter school teacher or administrator that includes any fee charged pursuant to rules adopted under ORS 181A.195.

(2) In addition to the fee required by subsection (1) of this section for the issuance of an educator license, the commission shall collect a fee not to exceed \$150 for the evaluation of an applicant requesting licensing based upon completion of an educator preparation program other than an Oregon approved educator preparation program.

(3) In addition to the fees required by subsection (1) of this section, the commission shall collect a late application fee not to exceed \$40 per month up to a maximum of \$200 from an applicant who fails to make timely application for renewal of the license or registration. The actual amount of the fee shall be determined in accordance with rules of the commission.

(4) In addition to the fees required by subsection (1) of this section, the commission shall collect a late application fee not to exceed \$350 for the reinstatement of an expired license. The requirements for reinstatement and the actual amount of the fee shall be determined in accordance with rules of the commission.

(5) Notwithstanding the expiration date posted on the license, the license shall continue to be valid for an additional 120 days, provided the educator has made a timely application, as determined by the commission, for renewal prior to the expiration date on the license.

(6) In addition to the fee required by subsection (1) of this section for the issuance of an educator license, the commission shall collect a fee not to exceed \$300 for the reinstatement of a license that has been suspended or revoked by the commission for gross neglect of duty or gross unfitness under ORS 342.175.

(7) In addition to the fee required by subsection (1) of this section for the issuance of an educator license, the commission shall collect a fee not to exceed \$200 for the issuance of any emergency license through an expedited process at the request of any school district, public charter school or education service district that seeks to employ the applicant. The fee shall be paid by the school district, public charter school or education service district.

(8) Fees established under this section shall cover, but not exceed, the full cost of administrative expenses incurred by the commission during any biennium.

**SECTION 4. No later than April 1, 2020, the Teacher Standards and Practices Commission shall submit a report to the legislative committees of the Legislative Assembly related to education. The report must:**

**(1) Summarize the effects on the educational outcomes of this state as a result of the increased number of teachers who hold national board certification;**

**(2) Summarize any annual increases in the number of teachers who hold national board certification in this state; and**

**(3) Identify the level of funding necessary to increase the number of teachers who hold national board certification in this state to 10 percent of all public school teachers.**

**SECTION 5. In addition to and not in lieu of any other appropriation, there is appropriated to the Teacher Standards and Practices Commission, for the biennium beginning July 1, 2017, out of the General Fund, the amount of \$1,700,000, for deposit into the National Board Certification Fund established by ORS 342.122.**

**SECTION 6. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 1, chapter \_\_, Oregon Laws 2017 (Enrolled House Bill 5038), for the biennium beginning July 1, 2017, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Teacher Standards and Practices Commission, is increased by \$1,700,000 for the purposes of ORS 342.122 (5).**

---

**Passed by House July 5, 2017**

.....  
Timothy G. Sekerak, Chief Clerk of House

.....  
Tina Kotek, Speaker of House

**Passed by Senate July 7, 2017**

.....  
Peter Courtney, President of Senate

**Received by Governor:**

.....M,....., 2017

**Approved:**

.....M,....., 2017

.....  
Kate Brown, Governor

**Filed in Office of Secretary of State:**

.....M,....., 2017

.....  
Dennis Richardson, Secretary of State