

**A-Engrossed**  
**House Bill 2763**

Ordered by the House April 18  
Including House Amendments dated April 18

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

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

*[Establishes Accomplished Teaching Program within Department of Education to encourage and assist teachers in earning national board certification. Establishes Accomplished Teaching Program Fund.]*

*[Declares emergency, effective July 1, 2017.]*

**Authorizes Teacher Standards and Practices Commission to disburse moneys from National Board Certification Fund for reimbursement of certain costs related to national board certification of teachers. Expands sources of moneys for fund, including distributions from Network of Quality Teaching and Learning.**

**Directs commission to renew, without charge, license of educator who is certified by national professional organization for teaching standards.**

**Directs commission to submit to legislative committees of Legislative Assembly report related to national board certification of teachers.**

**A BILL FOR AN ACT**

1  
2 Relating to teachers; creating new provisions; and amending ORS 342.122, 342.127 and 342.950.

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

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

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

9 Whereas the National Board for Professional Teaching Standards has established high and rig-  
10 orous standards for accomplished teaching and has developed a national voluntary system for as-  
11 sessing and certifying teachers who demonstrate teaching excellence by meeting those standards;  
12 and

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

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

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

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

21 Whereas it is the intent of the Legislative Assembly to provide incentives for teachers to seek  
22 national board certification and to reward teachers who demonstrate teaching excellence by at-

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 taining national board certification and sharing their expertise with other teachers; and

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

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

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

6 342.122. (1) There is created the National Board Certification Fund, separate and distinct from  
7 the General Fund. Interest earned on moneys in the National Board Certification Fund shall be  
8 credited to the fund.

9 (2) **The National Board Certification Fund shall include any state or federal moneys made**  
10 **available to the fund, including moneys appropriated by the Legislative Assembly, moneys**  
11 **distributed to the fund under ORS 342.950 and federal moneys made available to improve**  
12 **teacher quality through professional development.** The Teacher Standards and Practices Com-  
13 mission may accept from any source any grant, donation or gift of money or other valuable thing  
14 made to the commission for purposes of the [*National Board Certification*] fund.

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

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

24 (5) The Teacher Standards and Practices Commission may disburse moneys from the National  
25 Board Certification Fund to applicants for assistance with the direct costs of seeking and obtaining  
26 national board certification, **including reimbursement for the costs of each of the components**  
27 **necessary for certification and reimbursement for costs related to participating in a cohort**  
28 **for certification.** [*The commission shall manage the fund in a manner that provides support, but does*  
29 *not pay for all the costs of any one application. Additionally, the commission shall manage the fund*  
30 *to provide continuous support to as many applicants as possible.*]

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

33 **SECTION 2.** ORS 342.950, as amended by section 1, chapter 8, Oregon Laws 2016, is amended  
34 to read:

35 342.950. (1) The Network of Quality Teaching and Learning is established. The network consists  
36 of the Chief Education Office and public and private entities that receive funding as provided by this  
37 section to accomplish the purposes of the network described in subsection (2) of this section.

38 (2) The purposes of the network are the following:

39 (a) To enhance a culture of leadership and collaborative responsibility for advancing the pro-  
40 fession of teaching among providers of early learning services, teachers and administrators in  
41 kindergarten through grade 12, education service districts and educator preparation providers.

42 (b) To strengthen and enhance existing evidence-based practices that improve student achieve-  
43 ment, including practices advanced by or described in ORS 329.788 to 329.820, 329.824, 329.838,  
44 342.433 to 342.449 and 342.805 to 342.937.

45 (c) To improve recruitment, preparation, induction, career advancement opportunities and sup-

1 port of educators.

2 (3) To accomplish the purposes of the network described in subsection (2) of this section, the  
3 Department of Education, subject to the direction and control of the Chief Education Officer, shall  
4 distribute funding as follows:

5 (a) To schools, school districts, education service districts, nonprofit organizations, post-  
6 secondary institutions and consortiums that are any combination of those entities for the purpose  
7 of supporting the implementation and delivery of common core state standards and other state  
8 standards that indicate whether a student is prepared for college.

9 (b) To school districts, education service districts and nonprofit organizations for the purpose  
10 of providing teacher and administrator evaluations and aligned professional development in a man-  
11 ner that complies with the core teaching standards adopted as provided by ORS 342.856 and with  
12 related standards prescribed by federal law.

13 (c) To school districts and nonprofit organizations for the purpose of providing teachers with  
14 opportunities for professional collaboration and professional development and for the pursuit of ca-  
15 reer pathways in a manner that is consistent with the School District Collaboration Grant Program  
16 described in ORS 329.838.

17 (d) To school districts, education service districts and nonprofit organizations for the purpose  
18 of providing beginning teachers and administrators with mentors in a manner that is consistent with  
19 the beginning teacher and administrator mentorship program described in ORS 329.788 to 329.820.

20 (e) To school districts, education service districts, nonprofit organizations, post-secondary insti-  
21 tutions and the tribes of this state for the purpose of closing achievement gaps by providing and  
22 improving the effectiveness of instruction and professional development, implementing data-driven  
23 decision making, supporting practice communities and implementing culturally competent practices.

24 (f) To school districts, nonprofit organizations and post-secondary institutions for the purposes  
25 of:

26 (A) Strengthening educator programs for educators at all levels to:

27 (i) Improve educator preparation, recruitment and leadership.

28 (ii) Advance the purposes of the Educators Equity Act, to improve the cultural competence of  
29 educators and to ensure educators are trained in culturally relevant educational practices.

30 (B) Supporting the development and sustainability of partnerships between providers of early  
31 learning services, public schools with any grades from kindergarten through grade 12 and post-  
32 secondary institutions.

33 (g) To school districts to ensure that a sufficient number of kindergarten through grade five  
34 teachers have received training to understand and recognize dyslexia and to implement appropriate  
35 instruction.

36 **(h) To the Teacher Standards and Practices Commission for deposit in the National**  
37 **Board Certification Fund established by ORS 342.122 to reimburse teachers for costs related**  
38 **to applying for and attaining certification through the National Board for Professional**  
39 **Teaching Standards or any other national professional organization for teaching standards**  
40 **designated by the commission.**

41 (4) The Chief Education Office shall provide strategic direction to the network by:

42 (a) Conducting and coordinating research to determine best practices and evidence-based mod-  
43 els.

44 (b) Convening an advisory group to guide network activities and expand the implementation of  
45 effective practices.

1 (c) Working with educator programs to ensure ongoing collaboration with education providers.

2 (d) Supporting programs that help to achieve the purposes of the Educators Equity Act.

3 (e) Creating and supporting a statewide plan for increasing the successful recruitment of high-  
4 ability and culturally diverse candidates to work in high-need communities and fields.

5 (5) The Department of Education shall support the network by:

6 (a) Developing a system that ensures statewide dissemination of best practices and evidence-  
7 based models.

8 (b) Supporting the development and implementation of standards-based curriculum, high-leverage  
9 practices and assessments that promote student learning and improve student progress indicators for  
10 students who are enrolled in an English language learner program under ORS 336.079 and for stu-  
11 dents with disabilities.

12 (c) Administering the distribution of funding as described in subsection (3) of this section.

13 (6) The Chief Education Office shall develop processes to establish the network and ensure the  
14 accountability of the network. The processes must ensure that the network:

15 (a) Gives preference to entities that have demonstrated success in improving student progress  
16 indicators.

17 (b) Delivers services for the benefit of all regions of this state.

18 (c) Is accountable for improving student progress indicators identified by the Chief Education  
19 Office or set forth in ORS 350.014.

20 (d) Includes and connects education providers and leaders from prekindergarten through post-  
21 secondary education.

22 (7) No more than two percent of all moneys received for the purposes of this section may be  
23 expended by the Chief Education Office or the Department of Education for administrative costs  
24 incurred under this section. For the purpose of this subsection, the following are not considered  
25 administrative costs:

26 (a) Technical assistance and direct program services provided to school districts and nonprofit  
27 organizations; and

28 (b) Any administrative costs incurred under ORS 329.838 related to the administration of the  
29 School District Collaboration Grant Program.

30 (8) The State Board of Education may adopt any rules necessary for the Department of Educa-  
31 tion to support the network and perform any duties assigned to the department under this section  
32 or assigned to the department by the Chief Education Office. Any rules adopted by the State Board  
33 of Education must be consistent with this section and with actions taken by the Chief Education  
34 Office to implement this section.

35 **SECTION 3.** ORS 342.950, as amended by section 57, chapter 774, Oregon Laws 2015, section  
36 8c, chapter 790, Oregon Laws 2015, and section 2, chapter 8, Oregon Laws 2016, is amended to read:

37 342.950. (1) The Network of Quality Teaching and Learning is established. The network consists  
38 of the Department of Education and public and private entities that receive funding as provided by  
39 this section to accomplish the purposes of the network described in subsection (2) of this section.

40 (2) The purposes of the network are the following:

41 (a) To enhance a culture of leadership and collaborative responsibility for advancing the pro-  
42 fession of teaching among providers of early learning services, teachers and administrators in  
43 kindergarten through grade 12, education service districts and educator preparation providers.

44 (b) To strengthen and enhance existing evidence-based practices that improve student achieve-  
45 ment, including practices advanced by or described in ORS 329.788 to 329.820, 329.824, 329.838,

1 342.433 to 342.449 and 342.805 to 342.937.

2 (c) To improve recruitment, preparation, induction, career advancement opportunities and sup-  
3 port of educators.

4 (3) To accomplish the purposes of the network described in subsection (2) of this section, the  
5 Department of Education, subject to the direction and control of the Superintendent of Public In-  
6 struction, shall distribute funding as follows:

7 (a) To schools, school districts, education service districts, nonprofit organizations, post-  
8 secondary institutions and consortiums that are any combination of those entities for the purpose  
9 of supporting the implementation and delivery of common core state standards and other state  
10 standards that indicate whether a student is prepared for college.

11 (b) To school districts, education service districts and nonprofit organizations for the purpose  
12 of providing teacher and administrator evaluations and aligned professional development in a man-  
13 ner that complies with the core teaching standards adopted as provided by ORS 342.856 and with  
14 related standards prescribed by federal law.

15 (c) To school districts and nonprofit organizations for the purpose of providing teachers with  
16 opportunities for professional collaboration and professional development and for the pursuit of ca-  
17 reer pathways in a manner that is consistent with the School District Collaboration Grant Program  
18 described in ORS 329.838.

19 (d) To school districts, education service districts and nonprofit organizations for the purpose  
20 of providing beginning teachers and administrators with mentors in a manner that is consistent with  
21 the beginning teacher and administrator mentorship program described in ORS 329.788 to 329.820.

22 (e) To school districts, education service districts, nonprofit organizations, post-secondary insti-  
23 tutions and the tribes of this state for the purpose of closing achievement gaps by providing and  
24 improving the effectiveness of instruction and professional development, implementing data-driven  
25 decision making, supporting practice communities and implementing culturally competent practices.

26 (f) To school districts, nonprofit organizations and post-secondary institutions for the purposes  
27 of:

28 (A) Strengthening educator programs for educators at all levels to:

29 (i) Improve educator preparation, recruitment and leadership.

30 (ii) Advance the purposes of the Educators Equity Act, to improve the cultural competence of  
31 educators and to ensure educators are trained in culturally relevant educational practices.

32 (B) Supporting the development and sustainability of partnerships between providers of early  
33 learning services, public schools with any grades from kindergarten through grade 12 and post-  
34 secondary institutions.

35 (g) To school districts to ensure that a sufficient number of kindergarten through grade five  
36 teachers have received training to understand and recognize dyslexia and to implement appropriate  
37 instruction.

38 **(h) To the Teacher Standards and Practices Commission for deposit in the National**  
39 **Board Certification Fund established by ORS 342.122 to reimburse teachers for costs related**  
40 **to applying for and attaining certification through the National Board for Professional**  
41 **Teaching Standards or any other national professional organization for teaching standards**  
42 **designated by the commission.**

43 (4) The Department of Education shall provide strategic direction to the network by:

44 (a) Conducting and coordinating research to determine best practices and evidence-based mod-  
45 els.

1 (b) Convening an advisory group to guide network activities and expand the implementation of  
2 effective practices.

3 (c) Working with educator programs to ensure ongoing collaboration with education providers.

4 (d) Supporting programs that help to achieve the purposes of the Educators Equity Act.

5 (e) Creating and supporting a statewide plan for increasing the successful recruitment of high-  
6 ability and culturally diverse candidates to work in high-need communities and fields.

7 (f) Developing a system that ensures statewide dissemination of best practices and evidence-  
8 based models.

9 (g) Supporting the development and implementation of standards-based curriculum, high-leverage  
10 practices and assessments that promote student learning and improve student progress indicators for  
11 students who are enrolled in an English language learner program under ORS 336.079 and for stu-  
12 dents with disabilities.

13 (h) Administering the distribution of funding as described in subsection (3) of this section.

14 (5) The State Board of Education shall develop processes to establish the network and ensure  
15 the accountability of the network. The processes must ensure that the network:

16 (a) Gives preference to entities that have demonstrated success in improving student progress  
17 indicators.

18 (b) Delivers services for the benefit of all regions of this state.

19 (c) Is accountable for improving student progress indicators identified by the State Board of  
20 Education or set forth in ORS 350.014.

21 (d) Includes and connects education providers and leaders from prekindergarten through post-  
22 secondary education.

23 (6) No more than two percent of all moneys received for the purposes of this section may be  
24 expended by the Department of Education for administrative costs incurred under this section. For  
25 the purpose of this subsection, the following are not considered administrative costs:

26 (a) Technical assistance and direct program services provided to school districts and nonprofit  
27 organizations; and

28 (b) Any administrative costs incurred under ORS 329.838 related to the administration of the  
29 School District Collaboration Grant Program.

30 (7) The State Board of Education may adopt any rules necessary for the Department of Educa-  
31 tion to support the network and perform any duties assigned to the department under this section.  
32 Any rules adopted by the State Board of Education must be consistent with this section.

33 **SECTION 4. The amendments to ORS 342.122 and 342.950 by sections 1 to 3 of this 2017**  
34 **Act become operative on July 1, 2018.**

35 **SECTION 5.** ORS 342.127 is amended to read:

36 342.127. (1) The Teacher Standards and Practices Commission shall establish and collect:

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

40 (b) A fee not to exceed \$350 for the renewal of each educator license and a fee not to exceed  
41 \$50 for each official paper license. **If the educator is certified by a national professional or-**  
42 **ganization for teaching standards recognized by the commission, the commission shall renew**  
43 **the license without charge.**

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

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

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

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

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

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

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

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

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

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

31 **SECTION 6. No later than April 1, 2020, the Teacher Standards and Practices Commission**  
32 **shall submit a report to the legislative committees of the Legislative Assembly related to**  
33 **education. The report must:**

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

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

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

40