

HB 2763-1
(LC 3087)
4/11/17 (HRL/ps)

Requested by Representative SMITH WARNER

**PROPOSED AMENDMENTS TO
HOUSE BILL 2763**

1 On page 1 of the printed bill, line 2, after the semicolon delete the rest
2 of the line and insert “creating new provisions; and amending ORS 342.122,
3 342.127 and 342.950.”.

4 Delete lines 27 through 30 and delete pages 2 and 3 and insert:

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

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

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

17 **“(3) Moneys credited to the National Board Certification Fund are con-**
18 **tinuously appropriated to the commission for the purposes set forth in sub-**
19 **sections (4) and (5) of this section. The commission may draw checks or**
20 **orders upon the State Treasurer in making disbursements from the fund for**
21 **the purposes stated in this subsection.**

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

7 “(5) The Teacher Standards and Practices Commission may disburse
8 moneys from the National Board Certification Fund to applicants for assist-
9 ance with the direct costs of seeking and obtaining national board certi-
10 fication, **including reimbursement for the costs of each of the**
11 **components necessary for certification and reimbursement for costs**
12 **related to participating in a cohort for certification.** [*The commission*
13 *shall manage the fund in a manner that provides support, but does not pay for*
14 *all the costs of any one application. Additionally, the commission shall manage*
15 *the fund to provide continuous support to as many applicants as possible.*]

16 “(6) The Teacher Standards and Practices Commission shall adopt rules
17 that govern the disbursement of moneys from the National Board Certifica-
18 tion Fund consistent with this section.

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

21 “342.950. (1) The Network of Quality Teaching and Learning is estab-
22 lished. The network consists of the Chief Education Office and public and
23 private entities that receive funding as provided by this section to accom-
24 plish the purposes of the network described in subsection (2) of this section.

25 “(2) The purposes of the network are the following:

26 “(a) To enhance a culture of leadership and collaborative responsibility
27 for advancing the profession of teaching among providers of early learning
28 services, teachers and administrators in kindergarten through grade 12, ed-
29 ucation service districts and educator preparation providers.

30 “(b) To strengthen and enhance existing evidence-based practices that

1 improve student achievement, including practices advanced by or described
2 in ORS 329.788 to 329.820, 329.824, 329.838, 342.433 to 342.449 and 342.805 to
3 342.937.

4 “(c) To improve recruitment, preparation, induction, career advancement
5 opportunities and support of educators.

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

9 “(a) To schools, school districts, education service districts, nonprofit or-
10 ganizations, post-secondary institutions and consortiums that are any com-
11 bination of those entities for the purpose of supporting the implementation
12 and delivery of common core state standards and other state standards that
13 indicate whether a student is prepared for college.

14 “(b) To school districts, education service districts and nonprofit organ-
15 izations for the purpose of providing teacher and administrator evaluations
16 and aligned professional development in a manner that complies with the
17 core teaching standards adopted as provided by ORS 342.856 and with related
18 standards prescribed by federal law.

19 “(c) To school districts and nonprofit organizations for the purpose of
20 providing teachers with opportunities for professional collaboration and
21 professional development and for the pursuit of career pathways in a manner
22 that is consistent with the School District Collaboration Grant Program de-
23 scribed in ORS 329.838.

24 “(d) To school districts, education service districts and nonprofit organ-
25 izations for the purpose of providing beginning teachers and administrators
26 with mentors in a manner that is consistent with the beginning teacher and
27 administrator mentorship program described in ORS 329.788 to 329.820.

28 “(e) To school districts, education service districts, nonprofit organiza-
29 tions, post-secondary institutions and the tribes of this state for the purpose
30 of closing achievement gaps by providing and improving the effectiveness of

1 instruction and professional development, implementing data-driven decision
2 making, supporting practice communities and implementing culturally com-
3 petent practices.

4 “(f) To school districts, nonprofit organizations and post-secondary insti-
5 tutions for the purposes of:

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

7 “(i) Improve educator preparation, recruitment and leadership.

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

11 “(B) Supporting the development and sustainability of partnerships be-
12 tween providers of early learning services, public schools with any grades
13 from kindergarten through grade 12 and post-secondary institutions.

14 “(g) To school districts to ensure that a sufficient number of kindergarten
15 through grade five teachers have received training to understand and recog-
16 nize dyslexia and to implement appropriate instruction.

17 **“(h) To the Teacher Standards and Practices Commission for de-**
18 **posit in the National Board Certification Fund established by ORS**
19 **342.122 to reimburse teachers for costs related to applying for and at-**
20 **taining certification through the National Board for Professional**
21 **Teaching Standards or any other national professional organization for**
22 **teaching standards designated by the commission.**

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

25 “(a) Conducting and coordinating research to determine best practices and
26 evidence-based models.

27 “(b) Convening an advisory group to guide network activities and expand
28 the implementation of effective practices.

29 “(c) Working with educator programs to ensure ongoing collaboration
30 with education providers.

1 “(d) Supporting programs that help to achieve the purposes of the Edu-
2 cators Equity Act.

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

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

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

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

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

16 “(6) The Chief Education Office shall develop processes to establish the
17 network and ensure the accountability of the network. The processes must
18 ensure that the network:

19 “(a) Gives preference to entities that have demonstrated success in im-
20 proving student progress indicators.

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

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

24 “(d) Includes and connects education providers and leaders from
25 prekindergarten through post-secondary education.

26 “(7) No more than two percent of all moneys received for the purposes
27 of this section may be expended by the Chief Education Office or the De-
28 partment of Education for administrative costs incurred under this section.
29 For the purpose of this subsection, the following are not considered admin-
30 istrative costs:

1 “(a) Technical assistance and direct program services provided to school
2 districts and nonprofit organizations; and

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

5 “(8) The State Board of Education may adopt any rules necessary for the
6 Department of Education to support the network and perform any duties
7 assigned to the department under this section or assigned to the department
8 by the Chief Education Office. Any rules adopted by the State Board of Ed-
9 ucation must be consistent with this section and with actions taken by the
10 Chief Education Office to implement this section.

11 “**SECTION 3.** ORS 342.950, as amended by section 57, chapter 774, Oregon
12 Laws 2015, section 8c, chapter 790, Oregon Laws 2015, and section 2, chapter
13 8, Oregon Laws 2016, is amended to read:

14 “342.950. (1) The Network of Quality Teaching and Learning is estab-
15 lished. The network consists of the Department of Education and public and
16 private entities that receive funding as provided by this section to accom-
17 plish the purposes of the network described in subsection (2) of this section.

18 “(2) The purposes of the network are the following:

19 “(a) To enhance a culture of leadership and collaborative responsibility
20 for advancing the profession of teaching among providers of early learning
21 services, teachers and administrators in kindergarten through grade 12, ed-
22 ucation service districts and educator preparation providers.

23 “(b) To strengthen and enhance existing evidence-based practices that
24 improve student achievement, including practices advanced by or described
25 in ORS 329.788 to 329.820, 329.824, 329.838, 342.433 to 342.449 and 342.805 to
26 342.937.

27 “(c) To improve recruitment, preparation, induction, career advancement
28 opportunities and support of educators.

29 “(3) To accomplish the purposes of the network described in subsection
30 (2) of this section, the Department of Education, subject to the direction and

1 control of the Superintendent of Public Instruction, shall distribute funding
2 as follows:

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

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

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

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

22 “(e) To school districts, education service districts, nonprofit organiza-
23 tions, post-secondary institutions and the tribes of this state for the purpose
24 of closing achievement gaps by providing and improving the effectiveness of
25 instruction and professional development, implementing data-driven decision
26 making, supporting practice communities and implementing culturally com-
27 petent practices.

28 “(f) To school districts, nonprofit organizations and post-secondary insti-
29 tutions for the purposes of:

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

1 “(i) Improve educator preparation, recruitment and leadership.

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

5 “(B) Supporting the development and sustainability of partnerships be-
6 tween providers of early learning services, public schools with any grades
7 from kindergarten through grade 12 and post-secondary institutions.

8 “(g) To school districts to ensure that a sufficient number of kindergarten
9 through grade five teachers have received training to understand and recog-
10 nize dyslexia and to implement appropriate instruction.

11 **“(h) To the Teacher Standards and Practices Commission for de-**
12 **posit in the National Board Certification Fund established by ORS**
13 **342.122 to reimburse teachers for costs related to applying for and at-**
14 **taining certification through the National Board for Professional**
15 **Teaching Standards or any other national professional organization for**
16 **teaching standards designated by the commission.**

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

19 “(a) Conducting and coordinating research to determine best practices and
20 evidence-based models.

21 “(b) Convening an advisory group to guide network activities and expand
22 the implementation of effective practices.

23 “(c) Working with educator programs to ensure ongoing collaboration
24 with education providers.

25 “(d) Supporting programs that help to achieve the purposes of the Edu-
26 cators Equity Act.

27 “(e) Creating and supporting a statewide plan for increasing the success-
28 ful recruitment of high-ability and culturally diverse candidates to work in
29 high-need communities and fields.

30 “(f) Developing a system that ensures statewide dissemination of best

1 practices and evidence-based models.

2 “(g) Supporting the development and implementation of standards-based
3 curriculum, high-leverage practices and assessments that promote student
4 learning and improve student progress indicators for students who are en-
5 rolled in an English language learner program under ORS 336.079 and for
6 students with disabilities.

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

9 “(5) The State Board of Education shall develop processes to establish the
10 network and ensure the accountability of the network. The processes must
11 ensure that the network:

12 “(a) Gives preference to entities that have demonstrated success in im-
13 proving student progress indicators.

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

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

17 “(d) Includes and connects education providers and leaders from
18 prekindergarten through post-secondary education.

19 “(6) No more than two percent of all moneys received for the purposes
20 of this section may be expended by the Department of Education for admin-
21 istrative costs incurred under this section. For the purpose of this sub-
22 section, the following are not considered administrative costs:

23 “(a) Technical assistance and direct program services provided to school
24 districts and nonprofit organizations; and

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

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

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

3 **“SECTION 5.** ORS 342.127 is amended to read:

4 “342.127. (1) The Teacher Standards and Practices Commission shall es-
5 tablish and collect:

6 “(a) A fee not to exceed \$350 for evaluation of the initial application for
7 each educator license for which application is made. If the applicant is eli-
8 gible for the educator license for which application is made, the commission
9 shall issue the license without additional charge.

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

15 “(c) A fee not to exceed \$800 for a beginning educator assessment con-
16 ducted in lieu of an approved preparation program required for licensure.

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

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

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

28 “(3) In addition to the fees required by subsection (1) of this section, the
29 commission shall collect a late application fee not to exceed \$40 per month
30 up to a maximum of \$200 from an applicant who fails to make timely appli-

1 cation for renewal of the license or registration. The actual amount of the
2 fee shall be determined in accordance with rules of the commission.

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

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

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

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

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

27 **“SECTION 6. No later than April 1, 2020, the Teacher Standards and**
28 **Practices Commission shall submit a report to the legislative com-**
29 **mittees of the Legislative Assembly related to education. The report**
30 **must:**

1 **“(1) Summarize the effects on the educational outcomes of this**
2 **state as a result of the increased number of teachers who hold na-**
3 **tional board certification;**

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

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

9
