

(Including Amendments to Resolve Conflicts)

C-Engrossed House Bill 2411

Ordered by the Senate June 22
Including House Amendments dated April 20 and June 8 and Senate
Amendments dated June 22

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor John A. Kitzhaber, M.D., for Teacher Standards and Practices Commission)

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.

Updates terms for teacher education programs and institutions.
Streamlines licensure structure for teachers and administrators.
Increases maximum amount allowed for fees for issuance of license.
Declares emergency, effective July 1, 2015.

A BILL FOR AN ACT

1
2 Relating to the Teacher Standards and Practices Commission; creating new provisions; amending
3 ORS 329.788, 332.075, 336.635, 338.135, 342.120, 342.125, 342.127, 342.130, 342.136, 342.137, 342.138,
4 342.144, 342.147, 342.165, 342.175, 342.195, 342.197, 342.200, 342.203, 342.223, 342.360, 342.390,
5 342.430, 342.437, 342.443, 342.447, 342.950, 342.971, 351.115 and 681.360 and section 10, chapter
6 519, Oregon Laws 2011, and section 8a, chapter 245, Oregon Laws 2015 (Enrolled House Bill
7 2412); repealing ORS 342.135 and 342.140 and sections 1, 4, 8, 17, 18, 22, 49 and 50, chapter 245,
8 Oregon Laws 2015 (Enrolled House Bill 2412), sections 1 and 2, chapter ____, Oregon Laws 2015
9 (Enrolled House Bill 3069), sections 3, 4 and 5, chapter 188, Oregon Laws 2015 (Enrolled House
10 Bill 3375), and section 2, chapter 279, Oregon Laws 2015 (Enrolled Senate Bill 83); and declaring
11 an emergency.

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

12 **SECTION 1.** ORS 329.788 is amended to read:

13 329.788. As used in ORS 329.788 to 329.820:

14 (1) "Beginning administrator" means a principal or superintendent who:

15 (a) Possesses [*an administrative license*] **a preliminary administrative license** issued by the
16 Teacher Standards and Practices Commission;

17 (b) Is employed as a principal or superintendent by a school district; and

18 (c) Has been assigned for fewer than two school years in the administrator's present position.

19 (2) "Beginning teacher" means a teacher who:

20 (a) Possesses a **preliminary** teaching license **or reciprocal license** issued by the Teacher
21 Standards and Practices Commission;

22 (b) Is employed at least half-time, primarily as a classroom teacher, by a school district; and

23 (c) Has taught fewer than two school years as a licensed probationary teacher in any public,
24 private or state-operated school.
25

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 (3) "Mentor" means an individual who:

2 (a) Is an acting or retired teacher, principal or superintendent;

3 (b) Has met established best practice and researched-based criteria as defined by the State
4 Board of Education by rule;

5 (c) Possesses a teaching or administrative license issued by the Teacher Standards and Practices
6 Commission;

7 (d) Has successfully served for five or more years as a licensed teacher, principal or super-
8 intendent in any public school; and

9 (e) Has been selected and trained as described in ORS 329.815.

10 (4) "Mentorship program" means a program provided by a mentor to a beginning teacher or
11 administrator that includes, but is not limited to, direct classroom observation and consultation,
12 assistance in instructional planning and preparation, support in implementation and delivery of
13 classroom instruction, development of school leadership skills and other assistance intended to assist
14 the beginning teacher or administrator to become a confident and competent professional educator
15 who makes a positive impact on student learning.

16 **SECTION 2.** ORS 332.075, as amended by section 1, chapter 43, Oregon Laws 2014, is amended
17 to read:

18 332.075. (1) Any district school board may:

19 (a) Fix the days of the year and the hours of the day when schools shall be in session.

20 (b) Adopt textbooks and other instructional materials as provided in ORS 337.120 and 337.141
21 and courses of study for the use of such schools as provided in ORS 336.035.

22 (c) Authorize the use of the schools for purposes of training students of an approved [*teacher*
23 *education institution*] **educator preparation provider**, as defined in ORS 342.120, and for such pur-
24 poses may enter into contracts with the approved [*teacher education institutions*] **educator prepa-**
25 **ration provider** on such terms as may be agreed upon. Such contracts as they relate to student
26 teachers shall have the same effect and be subject to the same regulations as a contract between
27 a licensed teacher and a district school board.

28 (d) Develop and operate with other school districts or community college districts secondary
29 career and technical education programs for pupils of more than one district and fix by agreement
30 the duration of the district's obligation to continue such activity, subject to the availability of funds
31 therefor.

32 (e) Authorize the school district to be a member of and pay fees, if any, to any voluntary or-
33 ganization that administers interscholastic activities or that facilitates the scheduling and pro-
34 gramming of interscholastic activities.

35 (f) Accept money or property donated for the use or benefit of the school district and, consistent
36 with the laws of this state, use such money or property for the purpose for which it was donated.

37 (g) Enter into an approved written agreement with the governing body of a federally recognized
38 Native American tribe in Oregon to allow the use of a mascot that represents, is associated with
39 or is significant to the Native American tribe entering into the agreement. An agreement entered
40 into under this paragraph must:

41 (A) Describe the acceptable uses of the mascot;

42 (B) Comply with rules adopted by the State Board of Education that:

43 (i) Are adopted after consultation with the federally recognized tribes in Oregon pursuant to
44 ORS 182.164 (3); and

45 (ii) Prescribe the requirements for approval; and

1 (C) Be approved by the State Board of Education, which the board must provide if the agreement
2 meets the requirements of this paragraph and the rules adopted under this paragraph.

3 (2) All contracts of the school district must be approved by the district school board before an
4 order can be drawn for payment. If a contract is made without the authority of the district school
5 board, the individual making such contract shall be personally liable.

6 (3) Notwithstanding subsection (2) of this section, a district school board may, by resolution or
7 policy, authorize its superintendent or the superintendent's designee to enter into and approve pay-
8 ment on contracts for products, materials, supplies, capital outlay, equipment and services that are
9 within appropriations made by the district school board pursuant to ORS 294.456. A district school
10 board may not authorize its superintendent or the superintendent's designee under this subsection
11 to enter into and approve payment on contracts that are collective bargaining agreements or service
12 contracts that include the provision of labor performed by employees of the school district.

13 **SECTION 3.** ORS 336.635 is amended to read:

14 336.635. (1) The parent or guardian of a student may enroll the student in one of the proposed
15 public alternative education programs or private alternative education programs of instruction or
16 instruction combined with counseling if:

17 (a) The enrollment is necessary to meet the student's educational needs and interests.

18 (b) The program is appropriate and accessible to the student.

19 (c) For a program in a school district in which the student is a resident, the resident school
20 district approves the enrollment.

21 (d) For a program in a school district in which the student is not a resident, the resident school
22 district and the attending school district approve the enrollment.

23 (e) For a private alternative education program, the program is registered with the Department
24 of Education.

25 (2) If the student is eligible for special education under ORS 343.221 to 343.236 and 343.261 to
26 343.295, the program must be approved by the Department of Education prior to the placement of
27 the student in the program.

28 (3) A student enrolled pursuant to this section is considered enrolled in the schools of the dis-
29 trict offering the program for purposes of the distribution of the State School Fund.

30 (4) An alternative education program that is offered to a student who is not a resident of the
31 school district may bill tuition to the school district where the student is a resident. The billing
32 may be made annually or at the end of each term or semester of the alternative education program.
33 For each full-time equivalent student enrolled in the alternative education program, the resident
34 school district shall pay the actual cost of the program or an amount at least equivalent to 80 per-
35 cent of the district's estimated current year's average per student net operating expenditure,
36 whichever is less, in accordance with rules adopted by the State Board of Education. The alternative
37 education program is accountable for the expenditures of all State School Fund moneys and other
38 local school support moneys and shall provide the resident school district with an annual statement
39 of the expenditures.

40 (5) A private alternative education program that is registered with the department is not re-
41 quired to employ only licensed teachers or administrators. Teachers and administrators in private
42 programs are not considered employees of any school district for purposes of ORS 342.173.

43 (6) A school district is not required to provide a public alternative education program if the
44 student can be referred to public or approved private alternative education programs that are ap-
45 propriate for and accessible to the student.

1 (7) Any [*basic, standard, initial or*] **preliminary teaching license**, professional teaching license
2 or **distinguished** teacher leader license issued by the Teacher Standards and Practices Commission
3 is valid for teaching all subjects and grade levels in an alternative education program operated by
4 a school district or education service district.

5 **SECTION 4.** ORS 338.135 is amended to read:

6 338.135. (1) Employee assignment to a public charter school shall be voluntary.

7 (2)(a) A public charter school or the sponsor of the public charter school is considered the em-
8 ployer of any employees of the public charter school. If a school district board is not the sponsor
9 of the public charter school, the school district board may not be the employer of the employees of
10 the public charter school and the school district board may not collectively bargain with the em-
11 ployees of the public charter school. The public charter school governing body shall control the
12 selection of employees at the public charter school.

13 (b) If a virtual public charter school or the sponsor of a virtual public charter school contracts
14 with a for-profit entity to provide educational services through the virtual public charter school, the
15 for-profit entity may not be the employer of any employees of the virtual public charter school un-
16 less:

17 (A) The employee is an administrator who does not have any teaching responsibilities; and

18 (B) Both the executive officer of the sponsor and the public charter school governing body ap-
19 prove employment by the for-profit entity. The executive officer or governing body may choose to
20 grant approval under this subparagraph:

21 (i) For all employees of the for-profit entity who meet the description in subparagraph (A) of this
22 paragraph;

23 (ii) Based on the job categories of the employees who meet the description in subparagraph (A)
24 of this paragraph; or

25 (iii) On a case-by-case basis for each employee who meets the description in subparagraph (A)
26 of this paragraph.

27 (3) The school district board of the school district within which the public charter school is lo-
28 cated shall grant a leave of absence to any employee who chooses to work in the public charter
29 school. The length and terms of the leave of absence shall be set by negotiated agreement or by
30 board policy. However, the length of the leave of absence may not be less than two years unless:

31 (a) The charter of the public charter school is terminated or the public charter school is dis-
32 solved or closed during the leave of absence; or

33 (b) The employee and the school district board have mutually agreed to a different length of
34 time.

35 (4) An employee of a public charter school operating within a school district who is granted a
36 leave of absence from the school district and returns to employment with the school district shall
37 retain seniority and benefits as an employee pursuant to the terms of the leave of absence.
38 Notwithstanding ORS 243.650 to 243.782, a school district that was the employer of an employee of
39 a public charter school not operating within the school district may make provisions for the return
40 of the employee to employment with the school district.

41 (5) For purposes of ORS chapters 238 and 238A, a public charter school shall be considered a
42 public employer and as such shall participate in the Public Employees Retirement System.

43 (6) For teacher licensing, employment experience in public charter schools shall be considered
44 equivalent to experience in public schools.

45 (7)(a) Any person employed as an administrator in a public charter school shall be licensed or

1 registered to administer by the Teacher Standards and Practices Commission.

2 (b) Any person employed as a teacher in a public charter school shall be licensed or registered
3 to teach by the commission.

4 (c) Notwithstanding paragraph (a) or (b) of this subsection, at least one-half of the total full-time
5 equivalent (FTE) teaching and administrative staff at the public charter school shall be licensed by
6 the commission pursuant to ORS [342.135, 342.136, 342.138 or 342.140] **342.125**.

7 (8) Notwithstanding ORS 243.650, a public charter school shall be considered a school district
8 for purposes of ORS 243.650 to 243.782. An employee of a public charter school may be a member
9 of a labor organization or organize with other employees to bargain collectively. Bargaining units
10 at the public charter school may be separate from other bargaining units of the sponsor or of the
11 school district in which the public charter school is located. Employees of a public charter school
12 may be part of the bargaining units of the sponsor or of the school district in which the public
13 charter school is located.

14 (9) An entity described in ORS 338.005 (5) may not waive the right to sponsor a public charter
15 school in a collective bargaining agreement.

16 **SECTION 5.** ORS 338.135, as amended by section 7, chapter 327, Oregon Laws 2013, is amended
17 to read:

18 338.135. (1) Employee assignment to a public charter school shall be voluntary.

19 (2)(a) A public charter school or the sponsor of the public charter school is considered the em-
20 ployer of any employees of the public charter school. If a school district board is not the sponsor
21 of the public charter school, the school district board may not be the employer of the employees of
22 the public charter school and the school district board may not collectively bargain with the em-
23 ployees of the public charter school. The public charter school governing body shall control the
24 selection of employees at the public charter school.

25 (b) If a virtual public charter school or the sponsor of a virtual public charter school contracts
26 with a for-profit entity to provide educational services through the virtual public charter school, the
27 for-profit entity may not be the employer of any employees of the virtual public charter school.

28 (3) The school district board of the school district within which the public charter school is lo-
29 cated shall grant a leave of absence to any employee who chooses to work in the public charter
30 school. The length and terms of the leave of absence shall be set by negotiated agreement or by
31 board policy. However, the length of the leave of absence may not be less than two years unless:

32 (a) The charter of the public charter school is terminated or the public charter school is dis-
33 solved or closed during the leave of absence; or

34 (b) The employee and the school district board have mutually agreed to a different length of
35 time.

36 (4) An employee of a public charter school operating within a school district who is granted a
37 leave of absence from the school district and returns to employment with the school district shall
38 retain seniority and benefits as an employee pursuant to the terms of the leave of absence.
39 Notwithstanding ORS 243.650 to 243.782, a school district that was the employer of an employee of
40 a public charter school not operating within the school district may make provisions for the return
41 of the employee to employment with the school district.

42 (5) For purposes of ORS chapters 238 and 238A, a public charter school shall be considered a
43 public employer and as such shall participate in the Public Employees Retirement System.

44 (6) For teacher licensing, employment experience in public charter schools shall be considered
45 equivalent to experience in public schools.

1 (7)(a) Any person employed as an administrator in a public charter school shall be licensed or
2 registered to administer by the Teacher Standards and Practices Commission.

3 (b) Any person employed as a teacher in a public charter school shall be licensed or registered
4 to teach by the commission.

5 (c) Notwithstanding paragraph (a) or (b) of this subsection, at least one-half of the total full-time
6 equivalent (FTE) teaching and administrative staff at the public charter school shall be licensed by
7 the commission pursuant to ORS [342.135, 342.136, 342.138 or 342.140] **342.125**.

8 (8) Notwithstanding ORS 243.650, a public charter school shall be considered a school district
9 for purposes of ORS 243.650 to 243.782. An employee of a public charter school may be a member
10 of a labor organization or organize with other employees to bargain collectively. Bargaining units
11 at the public charter school may be separate from other bargaining units of the sponsor or of the
12 school district in which the public charter school is located. Employees of a public charter school
13 may be part of the bargaining units of the sponsor or of the school district in which the public
14 charter school is located.

15 (9) An entity described in ORS 338.005 (5) may not waive the right to sponsor a public charter
16 school in a collective bargaining agreement.

17 **SECTION 6.** ORS 342.120 is amended to read:

18 342.120. As used in this chapter, unless the context requires otherwise:

19 (1) "Administrator" includes but is not limited to all superintendents, assistant superintendents
20 and principals in the public schools or education service districts.

21 [(2) "Approved teacher education institution" is one which meets the standards of the Teacher
22 Standards and Practices Commission for preparation of teachers for preprimary programs and grades
23 1 through 12.]

24 [(3) "Approved teacher education program" is one offered by an approved teacher education insti-
25 tution and is so recognized by the Teacher Standards and Practices Commission, after considering
26 recommendations of the State Board of Education.]

27 [(4) "Commission" means the Teacher Standards and Practices Commission.]

28 (2) "Approved educator preparation program" is a licensure program offered by an ap-
29 proved educator preparation provider and recognized by the Teacher Standards and Practices
30 Commission.

31 (3) "Approved educator preparation provider" is a provider that meets the standards of
32 the Teacher Standards and Practices Commission for preparation of licensed educators for
33 preprimary programs through grade 12.

34 [(5)] (4) "Educational assistant" means a classified school employee who does not require a li-
35 cense to teach, who is employed by a school district or education service district and whose as-
36 signment consists of and is limited to assisting a licensed teacher in accordance with rules
37 established by the State Board of Education.

38 [(6)] (5) "Instruction" includes direction of learning in class, in small groups, in individual situ-
39 ations, in the library and in guidance and counseling, but does not include the provision of related
40 services, as defined in ORS 343.035, to a child identified as a child with a disability pursuant to ORS
41 343.146 to 343.183 when provided in accordance with ORS 343.221.

42 [(7)] (6) "Intern teacher" means a regularly enrolled student of an approved [teacher education
43 institution] **educator preparation provider** who teaches under the supervision of the staff of the
44 [institution] **provider** and of the employing school district in order to acquire practical experience
45 in teaching and for which the student receives both academic credit from the [institution] **provider**

1 and financial compensation from the school district or education service district.

2 [(8) "State board" means the State Board of Education.]

3 [(9) (7) "Teacher" includes all licensed employees in the public schools or employed by an ed-
4 ucation service district who have direct responsibility for instruction, coordination of educational
5 programs or supervision or evaluation of teachers and who are compensated for their services from
6 public funds. "Teacher" does not include a school nurse as defined in ORS 342.455.

7 [(10) (8) "Teaching license" means a license issued under ORS 342.125 or 342.144.

8 [(11) (9) "Underrepresented person" means:

9 (a) A person having origins in any of the black racial groups of Africa, but who is not Hispanic;

10 (b) A person of Hispanic culture or origin;

11 (c) A person having origins in any of the original peoples of the Far East, Southeast Asia, the
12 Indian subcontinent or the Pacific Islands; or

13 (d) An American Indian or Alaskan Native having origins in any of the original peoples of North
14 America.

15 **SECTION 7.** ORS 342.125 is amended to read:

16 342.125. (1) Teaching licenses shall be issued and renewed by the Teacher Standards and Prac-
17 tices Commission by the authority of the State of Oregon, subject to ORS 342.120 to 342.430 and the
18 rules of the commission.

19 [(2) Subject to subsection (4) of this section, teaching licenses shall be of the following types:]

20 [(a) Basic teaching license.]

21 [(b) Standard teaching license.]

22 [(c) Administrative license.]

23 [(d) Restricted teaching license.]

24 [(3) (2) Subject to ORS 342.130 and to subsection [(4) (3) of this section [and in addition to the
25 teaching licenses described in subsection (2) of this section], licenses shall be of the following types:

26 (a) [Initial] **Preliminary** teaching license.

27 (b) Professional teaching license.

28 (c) **Distinguished** teacher leader license.

29 (d) [Initial] **Preliminary** personnel service license.

30 (e) [Continuing] **Professional** personnel service license.

31 (f) [Initial] **Preliminary** administrative license.

32 (g) [Continuing] **Professional** administrative license.

33 **(h) Reciprocal license.**

34 **(i) Legacy license.**

35 [(4) (3) The Teacher Standards and Practices Commission may establish other types of teaching
36 licenses as [it] **the commission** considers necessary for operation of the public schools of the state
37 and may prescribe the qualifications for the licenses. However, no license established under the
38 authority of this subsection is required for a regular classroom teaching position in the public
39 schools.

40 [(5)(a) (4)(a) The Teacher Standards and Practices Commission shall establish a public charter
41 school teacher and administrator registry. The commission shall require the applicant and the public
42 charter school to jointly submit an application requesting registration as a public charter school
43 teacher or administrator. The application shall include:

44 (A) A description of the specific teaching or administrator position the applicant will fill;

45 (B) A description of the background of the applicant that is relevant to the teaching or admin-

1 istrator position, including any post-secondary education or other experience; and

2 (C) Documentation as required by the commission for the purposes of conducting a criminal re-
3 cords check as provided in ORS 181.534 and a background check through an interstate clearing-
4 house of revoked and suspended licenses.

5 (b) Subject to the results of the criminal records check and background check and to informa-
6 tion received under ORS 342.143 (2), the commission shall approve the application for registration.
7 The commission may deny a request for registration only on the basis of the criminal records check,
8 the background check through an interstate clearinghouse of revoked and suspended licenses or the
9 information received under ORS 342.143 (2). The registration is valid for *[three years and]* **a term**
10 **established by the commission and, subject to information received under ORS 342.143 (2),**
11 may be renewed upon joint application from the teacher or administrator and the public charter
12 school.

13 (c) A registration as a public charter school teacher qualifies its holder to accept the teaching
14 position described in the application in the public charter school that submitted the application with
15 the holder of the registration.

16 (d) A registration as a public charter school administrator qualifies its holder to accept the ad-
17 ministrator position described in the application in the public charter school that submitted the
18 application with the holder of the registration.

19 *[(6)]* **(5)** The Teacher Standards and Practices Commission shall adopt an expedited process for
20 the issuance of any license established pursuant to this section. The process may require a school
21 district superintendent or school district board and the applicant to jointly submit an application
22 requesting an emergency license. Within two working days after receiving a completed application
23 the commission shall issue the emergency license. However, the commission may limit the number
24 of applications for expedited service from a school district or education service district to not more
25 than 100 applications in a period of two working days. For purposes of this subsection, the com-
26 mission may not distinguish between a school district or education service district involved in a
27 labor dispute and any other school district or education service district.

28 **SECTION 8.** ORS 342.127 is amended to read:

29 342.127. (1) The Teacher Standards and Practices Commission shall establish and *[the commission*
30 *shall]* collect:

31 (a) A fee not to exceed *[\$100]* **\$350** for evaluation of the initial application for each *[teaching]*
32 **educator** license for which application is made. If the applicant is eligible for the *[teaching]* **edu-**
33 **cator** license for which application is made *[and the license is issued within 90 days of original ap-*
34 *plication]*, the commission shall issue the license without additional charge.

35 (b) A fee not to exceed *[\$100]* **\$350** for the renewal of each *[teaching]* **educator** license and a fee
36 not to exceed *[\$20]* **\$50** for each *[duplicate teaching]* **official paper** license.

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

39 *[(d) A fee not to exceed \$200 for alternative assessment conducted in lieu of a passing score on a*
40 *licensure examination established by the commission.]*

41 *[(e)]* **(d)** A fee not to exceed *[\$75]* **\$350** for registration as a public charter school teacher or
42 administrator that includes any fee charged pursuant to rules adopted under ORS 181.534.

43 *[(f)]* **(e)** A fee not to exceed *[\$75]* **\$350** for renewal of a registration as a public charter school
44 teacher or administrator that includes any fee charged pursuant to rules adopted under ORS 181.534.

45 (2) In addition to the fee required by subsection (1) of this section for the issuance of *[a teaching*

1 *license, the Teacher Standards and Practices Commission*] **an educator license, the commission**
 2 shall collect a fee not to exceed \$150 for the evaluation of an applicant requesting licensing based
 3 upon completion of other than an Oregon approved [*teacher education*] **educator preparation** pro-
 4 gram.

5 (3) In addition to the fees required by subsection (1) of this section, the [*Teacher Standards and*
 6 *Practices*] commission shall collect a late application fee not to exceed [~~\$25~~] **\$40** per month up to a
 7 maximum of [~~\$125~~] **\$200** from an applicant who fails to make timely application for renewal of the
 8 license or registration. The actual amount of the fee shall be determined in accordance with rules
 9 of the [*Teacher Standards and Practices*] commission.

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

14 [(4)] (5) [*In spite of*] **Notwithstanding** the expiration date posted on the license, the license shall
 15 continue to be valid for [*purposes of ORS 342.173 for an additional 120 days. However, the district*
 16 *may require a statement from the applicant indicating that the applicant has completed the requirements*
 17 *for license renewal.*] **an additional 120 days, provided the educator has made a timely applica-**
 18 **tion, as determined by the commission, for renewal prior to the expiration date on the li-**
 19 **cence.**

20 [(5)] (6) In addition to the fee required by subsection (1) of this section for the issuance of [*a*
 21 *teaching license*] **an educator license**, the commission shall collect a fee not to exceed [~~\$150~~] **\$300**
 22 for the reinstatement of a license that has been **suspended or** revoked by the commission for gross
 23 neglect of duty or gross unfitness under ORS 342.175.

24 [(6)] (7) In addition to the fee required by subsection (1) of this section for the issuance of [*a*
 25 *teaching license*] **an educator license**, the commission shall collect a fee not to exceed [~~\$100~~] **\$200**
 26 for the issuance of any emergency license through an expedited process at the request of any school
 27 district, **public charter school** or education service district that seeks to employ the applicant. **The**
 28 **fee shall be paid by the school district, public charter school or education service district.**

29 [(7)] (8) Fee rates established under this section shall cover, but not exceed, the full cost of
 30 administrative expenses incurred by the commission during any biennium.

31 **SECTION 9.** ORS 342.130 is amended to read:

32 342.130. (1) Nothing in ORS 342.120 to 342.173 is intended to invalidate the life of any certificate
 33 or diploma in effect on June 30, 1965, nor to invalidate the rights granted prior to June 30, 1965,
 34 by the law and the rules of the State Board of Education under which the certificate or diploma
 35 was issued.

36 (2) Nothing in chapter 550, Oregon Laws 1965, is intended to invalidate the life of any teaching
 37 certificate in effect on August 13, 1965, or to alter the rights and privileges granted prior to August
 38 13, 1965, by the law under which the teaching certificate was issued.

39 (3) Nothing in ORS 342.120 to 342.173 is intended to invalidate the life of any basic or standard
 40 teaching or administrative license in effect prior to January 15, 1999, nor to invalidate the rights
 41 granted prior to January 15, 1999, by the law and by the rules [*of the Teacher Standards and Prac-*
 42 *tices Commission*] under which the license was issued.

43 (4) **Nothing in this 2015 Act is intended to invalidate the life of any teaching, adminis-**
 44 **trative or personnel service license in effect on the effective date of this 2015 Act or to alter**
 45 **the rights and privileges granted prior to the effective date of this 2015 Act by the law under**

1 **which the license was issued.**

2 **SECTION 10.** ORS 342.136 is amended to read:

3 342.136. (1) *[An initial]* **A preliminary** teaching, personnel service or administrative license shall
4 qualify its holder to accept any assignment from preprimary through grade 12 for which the holder
5 has completed the requirements established by the rules of the Teacher Standards and Practices
6 Commission.

7 (2) *[An initial]* **A preliminary** license shall be issued on application to an otherwise qualified
8 person who has completed an approved professional education program and meets such other re-
9 quirements as the commission may consider necessary to maintain and improve the quality of in-
10 struction in the public schools of the state.

11 (3) *[An initial]* **A preliminary** license may be renewed if the applicant meets the requirements
12 established by the commission by rule *[and may be renewed every three years up to three times]*.

13 (4) The commission shall develop a process that allows a teacher holding *[an initial]* **a prelim-**
14 **inary** teaching license to **continually** renew the *[initial]* **preliminary** teaching license *[after the time*
15 *limit imposed by subsection (3) of this section]* **based on the completion of requirements estab-**
16 **lished by the rules of the commission** if the teacher does not qualify for a professional teaching
17 license due to lack of employment.

18 **SECTION 11.** ORS 342.137 is amended to read:

19 342.137. (1) A **distinguished** teacher leader license shall designate that its holder is qualified
20 to provide leadership that may include mentoring, curriculum development support, teacher prepa-
21 ration support and other educational leadership.

22 (2) A **distinguished** teacher leader license shall be issued on application to an otherwise quali-
23 fied person who:

24 (a) Has a valid professional teaching license; and

25 (b) Has been deemed to be effective to highly effective in teaching, as shown by evaluations
26 conducted in compliance with ORS 342.856 or as shown by other evidence identified by the Teacher
27 Standards and Practices Commission by rule.

28 (3) A **distinguished** teacher leader license may be renewed if the applicant meets the require-
29 ments established by the Teacher Standards and Practices Commission by rule.

30 (4) The Teacher Standards and Practices Commission shall develop a process by which a teacher
31 holding a **distinguished** teacher leader license is automatically issued a professional teaching li-
32 cense upon nonrenewal of a **distinguished** teacher leader license if the teacher meets the require-
33 ments for a professional teaching license.

34 **SECTION 12.** ORS 342.138 is amended to read:

35 342.138. (1) A professional teaching license, a *[continuing]* **professional** personnel service license
36 or a *[continuing]* **professional** administrative license *[shall qualify]* **qualifies** the holder to accept
37 any assignments for preprimary through grade 12 for which the holder has completed the advanced
38 requirements established by the rules of the Teacher Standards and Practices Commission.

39 (2) A professional teaching license, a *[continuing]* **professional** personnel service license or a
40 *[continuing]* **professional** administrative license shall be issued on application *[for five years]* to an
41 otherwise qualified person who has:

42 (a) Completed an advanced professional education program approved by the commission;

43 *[(b) Been employed for a minimum period of time to be determined by the commission in:]*

44 *[(A) An Oregon public school;]*

45 *[(B) An Oregon private school that meets the standards adopted by the commission by rule; or]*

1 [(C) Another educational setting approved by the commission; and]

2 **(b) Been employed in an educational setting for a minimum period of time established**
3 **by the commission by rule; and**

4 (c) Demonstrated minimum competencies, knowledge and skills required for the professional
5 teaching license, [continuing] **professional** personnel service license or [continuing] **professional**
6 administrative license through an approved [teacher education institution] **educator preparation**
7 **provider**, school district, professional organization identified in ORS 342.121, or professional as-
8 sessment approved by the commission.

9 (3) The holder of a professional teaching license, [continuing] **professional** personnel service li-
10 cense or [continuing] **professional** administrative license may renew the license in accordance with
11 the rules of the commission.

12 [(4) A professional teaching license shall indicate that the holder has taught for more than three
13 and one-half years and is ready to take on advanced roles and responsibilities as a teacher, including
14 mentoring, curriculum development support, teacher preparation support and other educational leader-
15 ship.]

16 **SECTION 13.** ORS 342.144 is amended to read:

17 342.144. (1) As used in this section, “American Indian tribe” means an Indian tribe as that term
18 is defined in ORS 97.740.

19 (2) The Legislative Assembly declares that teaching American Indian languages is essential to
20 the proper education of American Indian children.

21 (3) The Teacher Standards and Practices Commission shall establish an American Indian lan-
22 guages teaching license.

23 (4) Each American Indian tribe may develop a written and oral test that must be successfully
24 completed by an applicant for an American Indian languages teaching license in order to determine
25 whether the applicant is qualified to teach the tribe’s native language. When developing the test, the
26 tribe shall determine:

- 27 (a) Which dialects will be used on the test;
- 28 (b) Whether the tribe will standardize the tribe’s writing system; and
- 29 (c) How the teaching methods will be evaluated in the classroom.

30 (5) The test shall be administered at an appropriate location that does not create hardship for
31 the tribal members administering the test.

32 (6) The commission may not require an applicant to hold a specific academic degree, to complete
33 a specific amount of education or to complete [a teacher education] **an educator preparation** pro-
34 gram to receive an American Indian languages teaching license.

35 (7)(a) An American Indian languages teaching license qualifies the holder to accept a teaching
36 position in a school district, public charter school, education service district, community college or
37 public university listed in ORS 352.002.

38 (b) A holder of an American Indian languages teaching license who does not also have a
39 teaching license issued under ORS 342.125 may not teach in a school district or education service
40 district any subject other than the American Indian language the holder of the license is approved
41 to teach by the tribe.

42 (c) A holder of an American Indian languages teaching license who does not also have a
43 teaching license or registration issued under ORS 342.125 may not teach in a public charter school
44 any subject other than the American Indian language the holder of the license is approved to teach
45 by the tribe.

1 (8)(a) As used in this subsection, “technical assistance program” means a program provided to
2 an American Indian languages teacher by a licensed teacher with three or more years of teaching
3 experience. A technical assistance program may include direct classroom observation and consulta-
4 tion, assistance in instructional planning and preparation, support in implementation and delivery
5 of classroom instruction, and other assistance intended to enhance the professional performance and
6 development of the American Indian languages teacher.

7 (b) The holder of an American Indian languages teaching license who does not also have an
8 administrative license, teaching license or registration issued under ORS 342.125 and who is em-
9 ployed by a school district, public charter school or education service district shall participate in
10 a technical assistance program with a person holding a teaching license issued by the commission
11 under ORS 342.125. The technical assistance program shall meet the guidelines specified in ORS
12 329.815 (2) to (4).

13 (9) An American Indian languages teaching license shall be valid for *[three years]* **a term es-**
14 **tablished by the commission** and may be renewed upon application from the holder of the license.

15 **SECTION 14.** ORS 342.147 is amended to read:

16 342.147. (1) After considering recommendations of the State Board of Education, the Teacher
17 Standards and Practices Commission shall establish by rule standards for approval of *[teacher edu-*
18 *cation institutions and teacher education programs]* **educator preparation providers and educator**
19 **preparation programs.** Public *[teacher education institutions]* **educator preparation providers**
20 shall be approved for programs of more than four years’ duration only if *[teacher education programs*
21 *which]* **educator preparation programs that** are reasonably attainable in a four-year period are
22 also available in the system of higher education and are designed to culminate in a baccalaureate
23 degree that qualifies its graduates for *[entry-level]* **preliminary** teaching licenses.

24 (2) The commission shall establish rules that allow *[teacher education]* **approved educator**
25 **preparation** programs leading to graduate degrees to commence prior to the student’s completion
26 of baccalaureate degree requirements and that allow the combined use of undergraduate and grad-
27 uate level course work in achieving program completion.

28 (3) Whenever any *[teacher education institution]* **educator preparation provider** or program is
29 denied approved status or has such status withdrawn, such denial or withdrawal must be treated
30 as a contested case within the meaning of ORS chapter 183.

31 (4) Nothing in this section is intended to grant any authority to the commission relating to
32 granting degrees or establishing degree requirements that are within the authority of the State
33 Board of Higher Education or any of the public universities listed in ORS 352.002, or that are within
34 the authority of the governing board of any private institution of higher education.

35 **SECTION 15.** ORS 342.165 is amended to read:

36 342.165. (1) Pursuant to ORS chapter 183, the Teacher Standards and Practices Commission shall
37 adopt rules necessary for the issuance, denial, continuation, renewal, lapse, revocation, suspension
38 or reinstatement of licenses or registrations issued under ORS 342.120 to 342.430. The commission
39 shall also adopt rules establishing means in addition to those prescribed by law whereby teachers
40 are able to add additional endorsements to their teaching licenses.

41 (2) In establishing rules the commission shall consider:

42 (a) Its responsibilities to represent the public interest in the development of educational policies;

43 (b) The capabilities of Oregon *[teacher education institutions]* **educator preparation providers**
44 to prepare teachers;

45 (c) The norms required for the teaching assignments;

- 1 (d) The improvement of teaching;
- 2 (e) The adequacy of the teacher supply;
- 3 (f) The value of experience or nonacademic learning;
- 4 (g) The responsibilities imposed upon school districts by geographic and demographic conditions;
- 5 (h) The recommendations of the State Board of Education and Superintendent of Public In-
- 6 struction; and
- 7 (i) Other matters that tend to improve education.

8 **SECTION 16.** ORS 342.175 is amended to read:

9 342.175. (1) The Teacher Standards and Practices Commission may suspend or revoke the license
10 or registration of a teacher or administrator, discipline a teacher or administrator, or suspend or
11 revoke the right of any person to apply for a license or registration, if the licensee, registrant or
12 applicant has held a license or registration at any time within five years prior to issuance of the
13 notice of charges under ORS 342.176 based on the following:

- 14 (a) Conviction of a crime not listed in ORS 342.143 (3);
- 15 (b) Gross neglect of duty;
- 16 (c) Any gross unfitness;
- 17 (d) Conviction of a crime for violating any law of this or any state or of the United States in-
- 18 volving the illegal use, sale or possession of controlled substances;
- 19 (e) Any false statement knowingly made in an application for issuance, renewal or reinstatement
- 20 of a license or registration; or
- 21 (f) Failure to comply with any condition of reinstatement under subsection (4) of this section or
- 22 any condition of probation under ORS 342.177 (3)(b).

23 (2) If a person is enrolled in an approved [*teacher education institution or*] **educator preparation**
24 program under ORS 342.147, the commission may issue a public reprimand or **may** suspend or re-
25 voke the right to apply for a license or registration based on the following:

- 26 (a) Conviction of a crime listed in ORS 342.143 (3) or a crime described by the commission by
- 27 rule;
- 28 (b) Conviction of a crime for violating any law of this or any state or of the United States in-
- 29 volving the illegal use, sale or possession of controlled substances; or
- 30 (c) Any conduct that may cause the commission to suspend or revoke the license or registration
- 31 of a teacher.

32 (3) The commission shall revoke any license or registration and shall revoke the right of any
33 person to apply for a license or registration if the person has held a license or registration at any
34 time and the holder or applicant has been convicted of any crime described in ORS 342.143 (3).

35 (4) Except for convictions for crimes listed in ORS 342.143 (3) and subject to subsection (5) of
36 this section, any person whose license or registration has been suspended or revoked or whose
37 privilege to apply for a license or registration has been revoked may apply to the commission for
38 reinstatement of the license or registration after one year from the date of the suspension or revo-
39 cation. The commission may require an applicant for reinstatement to furnish evidence satisfactory
40 to the commission of good moral character, mental and physical health and such other evidence as
41 the commission may consider necessary to establish the applicant's fitness. The commission may
42 impose a probationary period and such conditions as it considers necessary upon approving an ap-
43 plication for reinstatement.

44 (5) The commission shall reconsider immediately a license or registration suspension or revoca-
45 tion or the situation of a person whose privilege to apply for a license or registration has been re-

1 voked, upon application therefor, when the license or registration suspension or revocation or the
2 privilege revocation is based on a criminal conviction that is reversed on appeal.

3 (6) Violation of rules adopted by the commission relating to competent and ethical performance
4 of professional duties shall be admissible as evidence of gross neglect of duty or gross unfitness.

5 (7) A copy of the record of conviction, certified to by the clerk of the court entering the con-
6 viction, shall be conclusive evidence of a conviction described in this section.

7 **SECTION 17.** ORS 342.195 is amended to read:

8 342.195. (1) An otherwise qualified applicant for [*an initial or basic*] **a preliminary** teaching li-
9 cense shall be granted the license upon payment of the required fees and the showing by proof sat-
10 isfactory to the Teacher Standards and Practices Commission that:

11 (a) While the applicant was in the Peace Corps program or was a volunteer under section 603
12 of the Economic Opportunity Act of 1964 (Public Law 88-452), the applicant:

13 (A) Completed two years of satisfactory service that emphasized teaching in any preprimary
14 program or in any grade 1 through 12 in subjects regularly taught in public schools; and

15 (B)(i) Has completed an approved [*teacher education*] **educator preparation** program; or

16 (ii) Has earned at least a baccalaureate degree from an accredited institution of higher educa-
17 tion and has completed a teacher training program provided under the auspices of the federal pro-
18 gram; or

19 (b) The applicant was a certified instructor for the Armed Forces of the United States, if the
20 applicant provides the commission with documentation of military training or experience that the
21 commission determines is substantially equivalent to the training required for [*an initial or basic*]
22 **a preliminary** teaching license.

23 (2)(a) The commission shall establish by rule an expedited process by which a military spouse
24 or domestic partner who is licensed to teach in another state may apply for and obtain a teaching
25 license.

26 (b) As used in this subsection, “military spouse or domestic partner” means a spouse or domestic
27 partner of an active member of the Armed Forces of the United States who is the subject of a mil-
28 itary transfer to Oregon.

29 **SECTION 18.** ORS 342.197 is amended to read:

30 342.197. The requirements of ORS [*342.135 (3)(a),*] 342.136 and 342.138 may be met by [*teaching*]
31 **having licensed educator** experience in:

32 (1) A licensed career school, as defined in ORS 345.010.

33 (2) A private school that meets standards adopted by the Teacher Standards and Practices
34 Commission by rule.

35 **SECTION 19.** ORS 342.200 is amended to read:

36 342.200. (1) In order to allow the school districts of the state to take full advantage of various
37 professional skills and disciplines not directly developed through teaching experience or professional
38 education for which teaching experience is a prerequisite, it is the public policy of the State of
39 Oregon that the Teacher Standards and Practices Commission, [*in establishing professional require-*
40 *ments and experience under ORS 342.140,*] **when considering an applicant for an administrative**
41 **license**, shall consider professional skills, education and experience not directly related to, nor
42 contingent upon, teaching experience or training as a classroom teacher.

43 (2) The commission shall establish and prescribe the requirements for an optional advanced
44 leadership endorsement for licensed public school administrators who engage in mentoring, profes-
45 sional support for new teachers or administrators, outstanding instructional leadership and demon-

1 strated school improvement.

2 **SECTION 20.** ORS 342.203 is amended to read:

3 342.203. (1) Annually not later than March 1, the Teacher Standards and Practices Commission
4 shall cause to be circulated among all of the common and union high school districts and education
5 service districts in this state a list of:

6 (a) All teachers and administrators whose teaching or administrative licenses have been sus-
7 pended or revoked or who have been reprimanded or placed on probation during the preceding 12
8 months.

9 (b) All students at approved [*teacher education institutions or*] **educator preparation providers**
10 **or approved educator preparation** programs under ORS 342.147 whose right to apply for a license
11 or registration has been suspended or revoked during the preceding 12 months.

12 (2) If the decision of the commission is appealed under ORS 342.180, the name of the teacher,
13 administrator or student shall not be placed on the list authorized by subsection (1) of this section
14 unless and until such decision has been sustained by the Court of Appeals or until the appeal has
15 been dropped.

16 **SECTION 21.** ORS 342.223 is amended to read:

17 342.223. (1) For the purpose of requesting a state or nationwide criminal records check under
18 ORS 181.534, the Teacher Standards and Practices Commission may require the fingerprints of:

19 (a) A person who is applying for [*initial issuance of*] a license under ORS 342.120 to 342.430 as
20 a teacher, administrator or personnel specialist if the person has not submitted to a criminal records
21 check by the commission within the previous year.

22 (b) A person who is applying for reinstatement of a license as a teacher, administrator or per-
23 sonnel specialist whose license has lapsed for at least three years.

24 (c) A person who is applying for [*initial issuance of*] a certificate under ORS 342.475 as a school
25 nurse.

26 (d) A person who is registering with the commission for student teaching, practicum or
27 internship as a teacher, administrator or personnel specialist, if the person has not submitted to a
28 criminal records check by the commission within the previous three years for student teaching,
29 practicum or internship as a teacher, administrator or personnel specialist.

30 (e) A person who is applying for [*initial issuance of*] a registration as a public charter school
31 teacher or administrator under ORS 342.125.

32 (2) The making of any false statement as to the conviction of a crime is grounds for refusal to
33 issue, renew or reinstate a license, certificate or registration and is in addition to the grounds stated
34 in ORS 342.143.

35 (3) A person may appeal the refusal to issue [*an initial*] a license, certificate or registration
36 under this section as a contested case under ORS 183.413 to 183.470, but the refusal to renew or
37 reinstate a license or registration is subject to ORS 342.175 to 342.180, and the commission shall
38 notify the person of the right to appeal.

39 **SECTION 22.** ORS 342.360 is amended to read:

40 342.360. (1) The membership of the Teacher Standards and Practices Commission shall consist
41 of:

42 (a) Four elementary teachers;

43 (b) Four [*junior or senior*] **middle school or** high school teachers;

44 (c) One elementary school administrator;

45 (d) One [*junior or senior*] **middle school or** high school administrator;

1 (e) One superintendent of [*city schools*] **a school district**;

2 (f) One [*county superintendent or a superintendent employed by an education service district*
3 **board**] **superintendent of an education service district**;

4 (g) One member from the faculty of [*an approved private teacher education institution*] **a private**
5 **approved educator preparation provider** in Oregon;

6 (h) One member from the faculty of a public university listed in ORS 352.002;

7 (i) One member who is also a member of a district school board; and

8 (j) Two members of the general public.

9 (2) Except for those members appointed under subsection (1)(i) and (j) of this section, members
10 must have been actively engaged in teaching, [*supervising*] **personnel service work** or administer-
11 ing in the public schools or in approved [*teacher education institutions*] **educator preparation pro-**
12 **viders** in Oregon for the period of five years immediately preceding appointment. Acting as an
13 elected representative of teachers, [*supervisors*] **personnel service workers** or administrators shall
14 be considered teaching, [*supervising*] **personnel service work** or administering for the purposes of
15 the five-year experience requirement. In addition, members appointed under subsection (1)(a) to (f)
16 of this section must hold valid Oregon teaching, **personnel service** or administrative licenses [*other*
17 *than restricted teaching or administrative licenses*].

18 (3)(a) Throughout the term for which appointed, one of the members appointed under subsection
19 (1)(a) to (j) of this section must hold a teaching license with an endorsement in some aspect of spe-
20 cial education or have demonstrated knowledge or experience in special education.

21 (b) As used in this subsection, “special education” means specially designed education to meet
22 the goals of the individualized education program of a child with a disability including regular
23 classroom instruction, instruction in physical education, home instruction, related services and in-
24 struction in hospitals, institutions and special schools.

25 **SECTION 23.** ORS 342.390 is amended to read:

26 342.390. (1) The Teacher Standards and Practices Commission shall meet at least once every six
27 months at a place, day and hour determined by the commission. The commission shall also meet at
28 such other times and places as are specified by the call of the chairperson or of a majority of the
29 members of the commission.

30 (2) A member of the commission who is employed at a public school or by a private [*teacher*
31 *education institution*] **educator preparation provider** or by a public university listed in ORS 352.002
32 [*shall receive no*]:

33 (a) **May not receive** compensation for services as a member[; *but subject to any other applicable*
34 *law regulating travel and other expenses for state officers, the member*].

35 (b) Shall receive actual and necessary travel and other expenses incurred in the performance
36 of official duties as provided by ORS 292.495 (2) **and subject to any other applicable law regu-**
37 **lating travel and other expenses for state officers.**

38 (3) A member of the commission who serves on the commission in the capacity of a district
39 school board member or as a member of the general public shall be entitled to compensation and
40 expenses as provided in ORS 292.495 (1) and (2).

41 **SECTION 24.** ORS 342.430 is amended to read:

42 342.430. On or before the 10th day of each month, the Teacher Standards and Practices Com-
43 mission shall pay into the State Treasury all moneys received under this chapter [*during the pre-*
44 *ceding calendar month*]. The State Treasurer shall credit the moneys to the Teacher Standards and
45 Practices Commission Account. The moneys in the Teacher Standards and Practices Commission

1 Account are continuously appropriated to the commission for the purpose of paying its administra-
2 tive expenses.

3 **SECTION 25.** ORS 342.437 is amended to read:

4 342.437. As a result of this state's commitment to ethnic-racial equality, the goal of this state
5 is that, by July 1, 2015, the following shall be increased by 10 percent as compared to July 1, 2012:

6 (1) The number of minority teachers and administrators employed by school districts and edu-
7 cation service districts; and

8 (2) The number of minority students enrolled in public [*teacher education*] **approved educator**
9 **preparation** programs.

10 **SECTION 26.** ORS 342.443 is amended to read:

11 342.443. (1) The Oregon Education Investment Board shall report biennially to the Legislative
12 Assembly longitudinal data on the number and percentage of:

13 (a) Minority students enrolled in community colleges;

14 (b) Minority students applying for admission to public universities listed in ORS 352.002;

15 (c) Minority students accepted in public universities;

16 (d) Minority students graduated from public universities;

17 (e) Minority candidates seeking to enter public [*teacher education*] **approved educator prepa-**
18 **ration** programs in this state;

19 (f) Minority candidates admitted to public [*teacher education*] **approved educator preparation**
20 programs;

21 (g) Minority candidates who have completed [*approved public teacher education*] **public approved**
22 **educator preparation** programs;

23 (h) Minority candidates receiving Oregon teaching licenses based on preparation in this state
24 and preparation in other states;

25 (i) Minority teachers who are newly employed in the public schools in this state; and

26 (j) Minority teachers already employed in the public schools.

27 (2) The board also shall report comparisons of minorities' and nonminorities' scores on basic
28 skills, pedagogy and subject matter tests.

29 (3) The Oregon University System, the public universities with governing boards listed in ORS
30 352.054, the Department of Education, the Teacher Standards and Practices Commission, community
31 colleges and school districts shall cooperate with the board in collecting data and preparing the
32 report.

33 **SECTION 27.** ORS 342.443, as amended by section 5, chapter 778, Oregon Laws 2013, is
34 amended to read:

35 342.443. (1) The Education and Workforce Policy Advisor shall report biennially to the Legisla-
36 tive Assembly longitudinal data on the number and percentage of:

37 (a) Minority students enrolled in community colleges;

38 (b) Minority students applying for admission to public universities listed in ORS 352.002;

39 (c) Minority students accepted in public universities;

40 (d) Minority students graduated from public universities;

41 (e) Minority candidates seeking to enter public [*teacher education*] **approved educator prepa-**
42 **ration** programs in this state;

43 (f) Minority candidates admitted to public [*teacher education*] **approved educator preparation**
44 programs;

45 (g) Minority candidates who have completed [*approved public teacher education*] **public approved**

1 **educator preparation** programs;

2 (h) Minority candidates receiving Oregon teaching licenses based on preparation in this state
3 and preparation in other states;

4 (i) Minority teachers who are newly employed in the public schools in this state; and

5 (j) Minority teachers already employed in the public schools.

6 (2) The advisor also shall report comparisons of minorities' and nonminorities' scores on basic
7 skills, pedagogy and subject matter tests.

8 (3) The Oregon University System, the public universities with governing boards listed in ORS
9 352.054, the Department of Education, the Teacher Standards and Practices Commission, community
10 colleges and school districts shall cooperate with the advisor in collecting data and preparing the
11 report.

12 **SECTION 28.** ORS 342.447 is amended to read:

13 342.447. (1) The State Board of Higher Education shall require each public [*teacher education*]
14 **educator preparation** program in this state to prepare a plan with specific goals, strategies and
15 deadlines for the recruitment, admission, retention and graduation of minority teachers.

16 (2) The state board shall review the plans for the adequacy and feasibility of the plans and, after
17 making necessary revisions, shall adopt the plans.

18 (3) The state board shall adopt rules governing:

19 (a) The contents of the plans;

20 (b) The state board's initial and biennial review process, including timetables for revising plans;
21 and

22 (c) Other matters necessary for carrying out the provisions of ORS 342.433 to 342.449 and
23 351.077.

24 **SECTION 29.** ORS 342.950 is amended to read:

25 342.950. (1) The Network of Quality Teaching and Learning is established. The network consists
26 of the Oregon Education Investment Board, the Department of Education and public and private
27 entities that receive funding as provided by this section to accomplish the purposes of the network
28 described in subsection (2) of this section.

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

30 (a) To enhance a culture of leadership and collaborative responsibility for advancing the pro-
31 fession of teaching among providers of early learning services, teachers and administrators in
32 kindergarten through grade 12, education service districts and [*teacher education institutions*] **edu-
33 cator preparation providers**.

34 (b) To strengthen and enhance existing evidence-based practices that improve student achieve-
35 ment, including practices advanced by or described in ORS 329.788 to 329.820, 329.822, 329.824,
36 329.838, 342.433 to 342.449 and 342.805 to 342.937.

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

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

42 (a) To school districts, schools, nonprofit organizations, post-secondary institutions and consor-
43 tiums that are any combination of those entities for the purpose of supporting the implementation
44 of common core state standards.

45 (b) To school districts and nonprofit organizations for the purposes of complying with the core

1 teaching standards adopted as provided by ORS 342.856 and complying with related standards pre-
2 scribed by federal law.

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

7 (d) To school districts and nonprofit organizations for the purpose of providing beginning
8 teachers and administrators with mentors in a manner that is consistent with the beginning teacher
9 and administrator mentorship program described in ORS 329.788 to 329.820.

10 (e) To school districts for the purposes of obtaining assessments and developing professional
11 development plans to meet school improvement objectives and educator needs.

12 (f) To school districts, nonprofit organizations and post-secondary institutions for the purpose
13 of closing achievement gaps by providing and improving the effectiveness of professional develop-
14 ment, implementing data-driven decision making, supporting practice communities and implementing
15 culturally competent practices.

16 (g) To school districts and nonprofit organizations for the purposes of developing and engaging
17 in proficiency-based or student-centered learning practices and assessments.

18 (h) To school districts, nonprofit organizations and post-secondary institutions for the purposes
19 of strengthening educator preparation programs and supporting the development and sustainability
20 of partnerships between providers of early learning services, public schools with any grades from
21 kindergarten through grade 12 and post-secondary institutions.

22 (i) To providers of early learning services, nonprofit organizations and post-secondary insti-
23 tutions for the purposes of providing professional development and supporting providers of early
24 learning services with opportunities for professional collaboration and advancement.

25 (4) The Oregon Education Investment Board shall support the network by:

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

28 (b) Working with educator preparation programs to ensure ongoing collaboration with education
29 providers.

30 (c) Supporting programs that help to achieve the goal of the Minority Teacher Act of 1991 as
31 described in ORS 342.437.

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

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

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

37 (b) Supporting the development and implementation of standards-based curriculum, high-leverage
38 practices and assessments that promote student learning and improve outcomes for students learning
39 English as a second language and for students with disabilities.

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

41 (6) The Oregon Education Investment Board shall develop processes to establish the network
42 and ensure the accountability of the network. The processes must ensure that the network:

43 (a) Gives preference to entities that have demonstrated success in improving student outcomes.

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

45 (c) Is accountable for improving education outcomes identified by the Oregon Education Invest-

1 ment Board, contained in achievement compacts or set forth in ORS 351.009.

2 (d) Includes and connects education providers and leaders from pre-kindergarten through post-
3 secondary education.

4 (7) No more than two percent of all moneys received for the purposes of this section may be
5 expended by the Oregon Education Investment Board or the Department of Education for adminis-
6 trative costs incurred under this section. For the purpose of this subsection, technical assistance
7 and direct program services provided to school districts and nonprofit organizations are not con-
8 sidered administrative costs.

9 (8) The State Board of Education may adopt any rules necessary for the Department of Educa-
10 tion to support the network and perform any duties assigned to the department under this section
11 or assigned to the department by the Oregon Education Investment Board. Any rules adopted by the
12 State Board of Education must be consistent with this section and with actions taken by the Oregon
13 Education Investment Board to implement this section.

14 **SECTION 30.** ORS 342.950, as amended by section 2, chapter 661, Oregon Laws 2013, is
15 amended to read:

16 342.950. (1) The Network of Quality Teaching and Learning is established. The network consists
17 of the Department of Education and public and private entities that receive funding as provided by
18 this section to accomplish the purposes of the network described in subsection (2) of this section.

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

20 (a) To enhance a culture of leadership and collaborative responsibility for advancing the pro-
21 fession of teaching among providers of early learning services, teachers and administrators in
22 kindergarten through grade 12, education service districts and [*teacher education institutions*] **edu-
23 cator preparation providers**.

24 (b) To strengthen and enhance existing evidence-based practices that improve student achieve-
25 ment, including practices advanced by or described in ORS 329.788 to 329.820, 329.822, 329.824,
26 329.838, 342.433 to 342.449 and 342.805 to 342.937.

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

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

32 (a) To school districts, schools, nonprofit organizations, post-secondary institutions and consor-
33 tiums that are any combination of those entities for the purpose of supporting the implementation
34 of common core state standards.

35 (b) To school districts and nonprofit organizations for the purposes of complying with the core
36 teaching standards adopted as provided by ORS 342.856 and complying with related standards pre-
37 scribed by federal law.

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

42 (d) To school districts and nonprofit organizations for the purpose of providing beginning
43 teachers and administrators with mentors in a manner that is consistent with the beginning teacher
44 and administrator mentorship program described in ORS 329.788 to 329.820.

45 (e) To school districts for the purposes of obtaining assessments and developing professional

1 development plans to meet school improvement objectives and educator needs.

2 (f) To school districts, nonprofit organizations and post-secondary institutions for the purpose
3 of closing achievement gaps by providing and improving the effectiveness of professional develop-
4 ment, implementing data-driven decision making, supporting practice communities and implementing
5 culturally competent practices.

6 (g) To school districts and nonprofit organizations for the purposes of developing and engaging
7 in proficiency-based or student-centered learning practices and assessments.

8 (h) To school districts, nonprofit organizations and post-secondary institutions for the purposes
9 of strengthening educator preparation programs and supporting the development and sustainability
10 of partnerships between providers of early learning services, public schools with any grades from
11 kindergarten through grade 12 and post-secondary institutions.

12 (i) To providers of early learning services, nonprofit organizations and post-secondary insti-
13 tutions for the purposes of providing professional development and supporting providers of early
14 learning services with opportunities for professional collaboration and advancement.

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

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

18 (b) Working with educator preparation programs to ensure ongoing collaboration with education
19 providers.

20 (c) Supporting programs that help to achieve the goal of the Minority Teacher Act of 1991 as
21 described in ORS 342.437.

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

24 (e) Developing a system that ensures statewide dissemination of best practices and evidence-
25 based models.

26 (f) Supporting the development and implementation of standards-based curriculum, high-leverage
27 practices and assessments that promote student learning and improve outcomes for students learning
28 English as a second language and for students with disabilities.

29 (g) Administering the distribution of funding as described in subsection (3) of this section.

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

32 (a) Gives preference to entities that have demonstrated success in improving student outcomes.

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

34 (c) Is accountable for improving education outcomes identified by the State Board of Education,
35 contained in achievement compacts or set forth in ORS 351.009.

36 (d) Includes and connects education providers and leaders from pre-kindergarten through post-
37 secondary education.

38 (6) No more than two percent of all moneys received for the purposes of this section may be
39 expended by the Department of Education for administrative costs incurred under this section. For
40 the purpose of this subsection, technical assistance and direct program services provided to school
41 districts and nonprofit organizations are not considered administrative costs.

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

45 **SECTION 31.** ORS 342.971 is amended to read:

1 342.971. (1) There is created the Educator Preparation Improvement Fund, separate and distinct
2 from the General Fund. Interest earned on moneys in the Educator Preparation Improvement Fund
3 shall be credited to the fund.

4 (2) The Teacher Standards and Practices Commission may accept from any source any grant,
5 donation or gift of money or other valuable thing made to the commission for purposes of the Edu-
6 cator Preparation Improvement Fund.

7 (3) Moneys credited to the Educator Preparation Improvement Fund are continuously appropri-
8 ated to the commission for the purposes set forth in subsection (4) of this section. The commission
9 may draw checks or orders upon the State Treasurer in making disbursements from the Educator
10 Preparation Improvement Fund for the purposes set forth in subsection (4) of this section.

11 (4) The purpose of the Educator Preparation Improvement Fund is to encourage approved
12 [*teacher education*] **educator preparation** programs and school district partnerships that:

13 (a) Respond to changes in education of students in preprimary programs and grades 1 through
14 12;

15 (b) Encourage collaboration around delivery models that provide effective professional prepara-
16 tion;

17 (c) Recognize the needs of the education workforce in this state, including but not limited to
18 recruiting underrepresented persons, teachers and administrators to work in high needs areas such
19 as special education, mathematics, science and teaching English to speakers of other languages;

20 (d) Encourage collaborative initiatives that improve student success and postsecondary access
21 and achievement; and

22 (e) Respond to the need for national accreditation of approved [*teacher education*] **educator**
23 **preparation** programs in this state.

24 **SECTION 32.** ORS 351.115 is amended to read:

25 351.115. The Oregon University System shall offer a diversity of [*teacher education*] **educator**
26 **preparation** programs, inclusive of four-year and five-year options for completion of the programs.
27 Both of these options shall qualify for teacher licensing of persons completing the programs.

28 **SECTION 33.** ORS 681.360 is amended to read:

29 681.360. (1) A person may not perform the duties of a speech-language pathology assistant or
30 use the title speech-language pathology assistant without a certificate to do so issued under this
31 section.

32 (2) To obtain a certificate to perform the duties of a speech-language pathology assistant, a
33 person shall:

34 (a) Submit an application in the form prescribed by the State Board of Examiners for Speech-
35 Language Pathology and Audiology;

36 (b) Pay the certificate fee established by the board;

37 (c) Demonstrate that the person meets the qualifications for certification established by the
38 board; and

39 (d) Comply with all other requirements for certification established by the board.

40 (3) A certificate issued under this section expires every two years. To renew a certificate to
41 perform the duties of a speech-language pathology assistant, a person shall:

42 (a) Submit the renewal application in the form prescribed by the board;

43 (b) Pay the renewal fee established by the board; and

44 (c) Comply with all other requirements for certificate renewal established by the board, includ-
45 ing but not limited to submission of evidence of participation in professional development activities.

1 (4) A person may not employ or otherwise use the services of a speech-language pathology as-
2 sistant unless the speech-language pathology assistant is certified under this section.

3 (5) The board may establish by rule qualifications and conditions under which a person not li-
4 censed under this chapter who holds a *[basic or standard]* **preliminary teaching license or pro-**
5 **fessional** teaching license in speech impaired or *[an initial or]* **a preliminary teaching license,**
6 professional teaching license or **distinguished** teacher leader license in communication disorders
7 issued by the Teacher Standards and Practices Commission may supervise a speech-language
8 pathology assistant working in a school.

9 (6) The board may refuse to issue a certificate, or may suspend or revoke the certificate, of any
10 certified speech-language pathology assistant pursuant to the provisions of ORS 681.350.

11 **SECTION 34. ORS 342.135 and 342.140 are repealed.**

12 **SECTION 35. If House Bill 2412 becomes law, sections 49 and 50, chapter 245, Oregon**
13 **Laws 2015 (Enrolled House Bill 2412) (both amending ORS 338.135), are repealed.**

14 **SECTION 36. If House Bill 2412 becomes law, section 1, chapter 245, Oregon Laws 2015**
15 **(Enrolled House Bill 2412) (amending ORS 342.120), is repealed and ORS 342.120, as amended**
16 **by section 6 of this 2015 Act, is amended to read:**

17 342.120. As used in this chapter, unless the context requires otherwise:

18 (1) "Administrator" includes but is not limited to all superintendents, assistant
19 superintendents, *[and]* principals **and academic program directors** in *[the]* public schools or edu-
20 cation service districts **who have direct responsibility for supervision or evaluation of licensed**
21 **teachers and who are compensated for their services from public funds.**

22 (2) "Administrative license" means a license issued under ORS 342.125 (2)(f) or (g).

23 *[(2)]* (3) "Approved educator preparation program" *[is]* **means** a licensure program **that is** of-
24 fered by an approved educator preparation provider and *[recognized by]* **meets the standards of the**
25 Teacher Standards and Practices Commission.

26 *[(3)]* (4) "Approved educator preparation provider" *[is a provider]* **means an entity** that meets
27 the standards of the Teacher Standards and Practices Commission for preparation of licensed edu-
28 cators for preprimary programs through grade 12.

29 *[(4)]* "Educational assistant" means a classified school employee who does not require a license to
30 teach, who is employed by a school district or education service district and whose assignment consists
31 of and is limited to assisting a licensed teacher in accordance with rules established by the State Board
32 of Education.]

33 (5) "Instruction" includes **preparation of curriculum, assessment and** direction of learning
34 in class, in small groups, in individual situations, **online**, in the library and in guidance and coun-
35 seling, but does not include the provision of related services, as defined in ORS 343.035, to a child
36 identified as a child with a disability pursuant to ORS 343.146 to 343.183 when provided in accord-
37 ance with ORS 343.221.

38 (6) "Instructional assistant" means a classified school employee who does not require a
39 license to teach, who is employed by a school district or education service district and whose
40 assignment consists of and is limited to assisting a licensed teacher in accordance with rules
41 established by the Teacher Standards and Practices Commission.

42 *[(6)]* "Intern teacher" means a regularly enrolled student of an approved educator preparation pro-
43 vider who teaches under the supervision of the staff of the provider and of the employing school district
44 in order to acquire practical experience in teaching and for which the student receives both academic
45 credit from the provider and financial compensation from the school district or education service dis-

1 *trict.]*

2 (7) "Teacher" includes all licensed employees in the public schools or employed by an education
3 service district who have direct responsibility for instruction[,] **or** coordination of educational pro-
4 grams [*or supervision or evaluation of teachers*] and who are compensated for their services from
5 public funds. "Teacher" does not include a school nurse as defined in ORS 342.455 **or an instruc-**
6 **tional assistant.**

7 (8) "Teaching license" means a license issued under ORS 342.125 or 342.144.

8 (9) "Underrepresented person" means:

9 (a) A person having origins in any of the black racial groups of Africa, but who is not Hispanic;

10 (b) A person of Hispanic culture or origin;

11 (c) A person having origins in any of the original peoples of the Far East, Southeast Asia, the
12 Indian subcontinent or the Pacific Islands; or

13 (d) An American Indian or Alaskan Native having origins in any of the original peoples of North
14 America.

15 **SECTION 37. If House Bill 2412 becomes law, section 4, chapter 245, Oregon Laws 2015**
16 **(Enrolled House Bill 2412) (amending ORS 342.135), is repealed.**

17 **SECTION 38. Section 2, chapter 279, Oregon Laws 2015 (Enrolled Senate Bill 83), and**
18 **section 10 of this 2015 Act (amending ORS 342.136) are repealed and ORS 342.136, as amended**
19 **by section 1, chapter 279, Oregon Laws 2015 (Enrolled Senate Bill 83), is amended to read:**

20 342.136. (1) [*An initial*] **A preliminary** teaching license, [*initial*] personnel service license or
21 [*initial*] administrative license shall qualify its holder to accept any assignment from preprimary
22 through grade 12 for which the holder has completed the requirements established by the rules of
23 the Teacher Standards and Practices Commission.

24 (2) [*An initial*] **A preliminary** teaching license, [*initial*] personnel service license or [*initial*] ad-
25 ministrative license shall be issued on application to an otherwise qualified applicant who has
26 completed an approved professional education program and meets such other requirements as the
27 commission may consider necessary to maintain and improve the quality of instruction in the public
28 schools of the state.

29 [*(3) In addition to any requirements imposed under subsections (1) and (2) of this section, an ap-*
30 *applicant for an initial teaching license must complete a supervised clinical practice experience. The*
31 *supervised clinical practice experience:]*

32 [*(a) May include student teaching, internships, observations and similar experiences;]*

33 [*(b) Must be under the direction of:]*

34 [*(A) A supervisor from the approved teacher education program where the applicant is a student;*
35 *and]*

36 [*(B) A teacher who is from the school district where the applicant is completing the supervised*
37 *clinical practice experience and who:]*

38 [*(i) Possesses a teaching license issued by the Teacher Standards and Practices Commission;]*

39 [*(ii) Has been an effective teacher for three or more years, as determined under rules adopted by*
40 *the commission; and]*

41 [*(iii) Is trained to supervise the applicant during the applicant's supervised clinical practice expe-*
42 *rience and to work in partnership with the applicant's supervisor from an approved teacher education*
43 *program; and]*

44 [*(c) Must comply with other requirements adopted by the commission by rule.]*

45 [(4)] **(3)** [*An initial*] **A preliminary** teaching license, [*initial*] personnel service license or

1 [initial] administrative license may be renewed if the applicant meets the requirements established
2 by the commission by rule [and may be renewed every three years up to three times].

3 [(5)] (4) The commission shall develop a process that allows a teacher holding [an initial] a
4 **preliminary** teaching license to **continually** renew the [initial] **preliminary** teaching license [after
5 the time limit imposed by subsection (4) of this section] **based on the completion of requirements**
6 **established by the rules of the commission** if the teacher does not qualify for a professional
7 teaching license due to lack of employment.

8 **SECTION 39.** ORS 342.136, as amended by section 1, chapter 279, Oregon Laws 2015 (Enrolled
9 Senate Bill 83), and section 38 of this 2015 Act, is amended to read:

10 342.136. (1) A preliminary teaching license, personnel service license or administrative license
11 shall qualify its holder to accept any assignment from preprimary through grade 12 for which the
12 holder has completed the requirements established by the rules of the Teacher Standards and Prac-
13 tices Commission.

14 (2) A preliminary teaching license, personnel service license or administrative license shall be
15 issued on application to an otherwise qualified applicant who has completed an approved profes-
16 sional education program and meets such other requirements as the commission may consider nec-
17 essary to maintain and improve the quality of instruction in the public schools of the state.

18 (3) **In addition to any requirements imposed under subsections (1) and (2) of this section,**
19 **an applicant for a preliminary teaching license must complete a supervised clinical practice**
20 **experience. The supervised clinical practice experience:**

21 (a) **May include student teaching, internships, observations and similar experiences;**

22 (b) **Must be under the direction of:**

23 (A) **A supervisor from the approved educator preparation program in which the applicant**
24 **is enrolled; and**

25 (B) **A teacher who is from the school district where the applicant is completing the**
26 **supervised clinical practice experience and who:**

27 (i) **Possesses a teaching license issued by the Teacher Standards and Practices Commis-**
28 **sion;**

29 (ii) **Has been an effective teacher for three or more years, as determined under rules**
30 **adopted by the commission; and**

31 (iii) **Is trained to supervise the applicant during the applicant's supervised clinical prac-**
32 **tice experience and to work in partnership with the applicant's supervisor from an approved**
33 **educator preparation program; and**

34 (c) **Must comply with other requirements adopted by the commission by rule.**

35 [(3)] (4) A preliminary teaching license, personnel service license or administrative license may
36 be renewed if the applicant meets the requirements established by the commission by rule.

37 [(4)] (5) The commission shall develop a process that allows a teacher holding a preliminary
38 teaching license to continually renew the preliminary teaching license based on the completion of
39 requirements established by the rules of the commission if the teacher does not qualify for a pro-
40 fessional teaching license due to lack of employment.

41 **SECTION 40.** (1) **The amendments to ORS 342.136 by section 39 of this 2015 Act become**
42 **operative on July 1, 2020.**

43 (2) **The amendments to ORS 342.136 by section 39 of this 2015 Act first apply to the**
44 **2020-2021 school year.**

45 **SECTION 41.** **If House Bill 2412 becomes law, section 8, chapter 245, Oregon Laws 2015**

1 **(Enrolled House Bill 2412) (amending ORS 342.147), is repealed and ORS 342.147, as amended**
2 **by section 14 of this 2015 Act, is amended to read:**

3 342.147. (1)(a) *[After considering recommendations of the State Board of Education,]* The Teacher
4 Standards and Practices Commission shall establish by rule standards for approval of educator
5 preparation providers and educator preparation programs. *[Public educator preparation providers*
6 *shall be approved for programs of more than four years' duration only if educator preparation pro-*
7 *grams that are reasonably attainable in a four-year period are also available in the system of higher*
8 *education and are designed to culminate in a baccalaureate degree that qualifies its graduates for*
9 *preliminary teaching licenses.]*

10 **(b) Standards for approval of an educator preparation program for early childhood edu-**
11 **cation, elementary education, special education or reading must require that the program**
12 **provide instruction on dyslexia and that the instruction be consistent with the knowledge and**
13 **practice standards of an international organization on dyslexia.**

14 (2) The **Teacher Standards and Practices** Commission shall establish rules that allow ap-
15 proved educator preparation programs leading to graduate degrees to commence prior to the
16 *[student's]* **candidate's** completion of baccalaureate degree requirements and that allow the com-
17 bined use of undergraduate and graduate level course work in achieving program completion.

18 (3) Whenever any educator preparation provider or **educator preparation** program is denied
19 approved status or has such status withdrawn, *[such]* **the** denial or withdrawal must be treated as
20 a contested case *[within the meaning of]* **under** ORS chapter 183.

21 (4) Nothing in this section is intended to grant *[any authority]* to the **Teacher Standards and**
22 **Practices** Commission **any authority** relating to granting degrees or establishing degree require-
23 ments that are within the authority of the State Board of Higher Education, **the Higher Education**
24 **Coordinating Commission** or any of the public universities listed in ORS 352.002, or that are
25 within the authority of the governing board of any private institution of higher education.

26 **SECTION 42. If House Bill 3069 becomes law, sections 1 and 2, chapter _____, Oregon**
27 **Laws 2015 (Enrolled House Bill 3069) (both amending ORS 342.147), are repealed and ORS**
28 **342.147, as amended by sections 14 and 41 of this 2015 Act, is amended to read:**

29 342.147. (1)(a) The Teacher Standards and Practices Commission shall establish by rule stan-
30 dards for approval of educator preparation providers and educator preparation programs.

31 (b) Standards for approval of an educator preparation program for early childhood education,
32 elementary education, special education or reading must require that the program provide instruc-
33 tion on dyslexia and that the instruction be consistent with the knowledge and practice standards
34 of an international organization on dyslexia.

35 **(2) The commission shall adopt rules that:**

36 **(a) Require approved educator preparation programs to demonstrate that candidates en-**
37 **rolled in the programs receive training to provide instruction that enables students to meet**
38 **or exceed third-grade reading standards and become proficient readers by the end of the**
39 **third grade, as designated by the State Board of Education. For the purposes of this para-**
40 **graph:**

41 **(A) An approved educator preparation program may make the demonstration through**
42 **course curriculum, approved textbooks or other program requirements.**

43 **(B) An approved educator preparation program that is unable to make the demonstration**
44 **shall develop a plan to meet the requirement within one year and shall report to the com-**
45 **mission on the progress of implementing that plan.**

1 [(2)] (b) [*The Teacher Standards and Practices Commission shall establish rules that*] Allow ap-
2 proved educator preparation programs leading to graduate degrees to commence prior to the
3 candidate's completion of baccalaureate degree requirements and [*that allow the combined use of*]
4 **to combine** undergraduate and graduate level course work in achieving program completion.

5 (3) Whenever any educator preparation provider or educator preparation program is denied ap-
6 proved status or has such status withdrawn, the denial or withdrawal must be treated as a contested
7 case under ORS chapter 183.

8 (4) Nothing in this section is intended to grant to the Teacher Standards and Practices Com-
9 mission any authority relating to granting degrees or establishing degree requirements that are
10 within the authority of the State Board of Higher Education, the Higher Education Coordinating
11 Commission or any of the public universities listed in ORS 352.002, or that are within the authority
12 of the governing board of any private institution of higher education.

13 **SECTION 43. If House Bill 2412 becomes law, section 17, chapter 245, Oregon Laws 2015**
14 **(Enrolled House Bill 2412) (amending ORS 342.200), is repealed and ORS 342.200, as amended**
15 **by section 19 of this 2015 Act, is amended to read:**

16 342.200. [(1)] In order to allow the school districts of the state to take full advantage of various
17 professional skills and disciplines not directly developed through teaching experience or professional
18 education for which teaching experience is a prerequisite, it is the public policy of the State of
19 Oregon that the Teacher Standards and Practices Commission, when considering an applicant for
20 an administrative license, shall consider professional skills, education and experience not directly
21 related to, nor contingent upon, teaching experience or training as a classroom teacher.

22 [(2) *The commission shall establish and prescribe the requirements for an optional advanced lead-*
23 *ership endorsement for licensed public school administrators who engage in mentoring, professional*
24 *support for new teachers or administrators, outstanding instructional leadership and demonstrated*
25 *school improvement.*]

26 **SECTION 44. If House Bill 2412 becomes law, section 18, chapter 245, Oregon Laws 2015**
27 **(Enrolled House Bill 2412) (amending ORS 342.203), is repealed and ORS 342.203, as amended**
28 **by section 20 of this 2015 Act, is amended to read:**

29 342.203. (1) [*Annually not later than March 1,*] The Teacher Standards and Practices Commission
30 shall [*cause to be circulated among all of the common and union high*] **regularly publish information**
31 **online that can be accessed by** school districts, **public charter schools** and education service
32 districts [*in this state a list of*] **and that includes the following:**

33 (a) All teachers and administrators whose teaching or administrative licenses have been sus-
34 pended or revoked or who have been reprimanded or placed on probation during the preceding 12
35 months.

36 (b) All [*students at approved educator preparation providers or*] **candidates enrolled in** approved
37 educator preparation programs under ORS 342.147 whose right to apply for a license or registration
38 has been suspended or revoked during the preceding 12 months.

39 (2) If the decision of the commission is appealed under ORS 342.180, the name of the teacher,
40 administrator or [*student*] **candidate** shall not be [*placed on the list authorized by*] **published online**
41 **under** subsection (1) of this section unless and until such decision has been sustained by the Court
42 of Appeals or until the appeal has been dropped.

43 **SECTION 45. If House Bill 2412 becomes law, section 22, chapter 245, Oregon Laws 2015**
44 **(Enrolled House Bill 2412) (amending ORS 342.360), is repealed and ORS 342.360, as amended**
45 **by section 22 of this 2015 Act, is amended to read:**

1 342.360. (1) The membership of the Teacher Standards and Practices Commission shall consist
2 of:

- 3 (a) Four elementary teachers;
- 4 (b) Four middle school or high school teachers;
- 5 (c) One elementary school administrator;
- 6 (d) One middle school or high school administrator;
- 7 (e) One superintendent of a school district;
- 8 (f) One superintendent of an education service district;
- 9 (g) One member from the faculty of [a private] **an** approved educator preparation provider
10 **within a private college or university** in Oregon;
- 11 (h) One member from the faculty of **an approved educator preparation provider within a**
12 **public university** listed in ORS 352.002;
- 13 (i) One member who is also a member of a district school board; and
- 14 (j) Two members of the general public.

15 (2) Except for those members appointed under subsection (1)(i) and (j) of this section, members
16 must have been actively engaged in teaching, personnel service work or administering in the public
17 schools or in approved educator preparation providers in Oregon for the period of five years imme-
18 diately preceding appointment. Acting as an elected representative of teachers, personnel service
19 workers or administrators shall be considered teaching, personnel service work or administering for
20 the purposes of the five-year experience requirement. In addition, members appointed under sub-
21 section (1)(a) to (f) of this section must hold valid Oregon teaching, personnel service or adminis-
22 trative licenses.

23 (3)(a) Throughout the term for which appointed, one of the members appointed under subsection
24 (1)(a) to (j) of this section must hold a teaching license with an endorsement in some aspect of spe-
25 cial education or have demonstrated knowledge or experience in special education.

26 (b) As used in this subsection, “special education” means specially designed education to meet
27 the goals of the individualized education program of a child with a disability including regular
28 classroom instruction, instruction in physical education, home instruction, related services and in-
29 struction in hospitals, institutions and special schools.

30 **SECTION 46. If House Bill 3375 becomes law, section 3, chapter 188, Oregon Laws 2015**
31 **(Enrolled House Bill 3375) (amending ORS 342.437), is repealed and ORS 342.437, as amended**
32 **by section 25 of this 2015 Act, is amended to read:**

33 342.437. [As a result of this state’s commitment to ethnic-racial equality, the goal of this state is
34 that, by July 1, 2015, the following shall be increased by 10 percent as compared to July 1, 2012:]

35 [(1) The number of minority teachers and administrators employed by school districts and educa-
36 tion service districts; and]

37 [(2) The number of minority students enrolled in public approved educator preparation programs.]

38 (1) **As a result of this state’s commitment to equality for the diverse peoples of this**
39 **state, the goal of the state is that the percentage of diverse educators employed by a school**
40 **district or an education service district reflects the percentage of diverse students in the**
41 **public schools of this state or the percentage of diverse students in the district.**

42 (2) **The Department of Education shall use federal reports on educator equity to monitor**
43 **school district and education service district progress on meeting the goal described in sub-**
44 **section (1) of this section, in relation to the recruitment, hiring and retention of diverse**
45 **educators.**

1 **SECTION 47. If House Bill 3375 becomes law, section 4, chapter 188, Oregon Laws 2015**
2 **(Enrolled House Bill 3375) (amending ORS 342.443), is repealed and ORS 342.443, as amended**
3 **by section 26 of this 2015 Act, is amended to read:**

4 342.443. (1) The Oregon Education Investment Board shall report biennially to the Legislative
5 Assembly longitudinal data on the number and percentage of:

6 (a) *[Minority]* **Diverse** students enrolled in community colleges;

7 *[(b) Minority students applying for admission to public universities listed in ORS 352.002;]*

8 *[(c)]* (b) *[Minority]* **Diverse** students *[accepted]* **enrolled** in public universities;

9 *[(d)]* (c) *[Minority]* **Diverse** students graduated from public universities;

10 *[(e) Minority candidates seeking to enter public approved educator preparation programs in this*
11 *state;]*

12 *[(f)]* (d) *[Minority]* **Diverse** candidates *[admitted to]* **enrolled in** public approved educator prep-
13 aration programs;

14 *[(g)]* (e) *[Minority]* **Diverse** candidates who have completed public approved educator prepara-
15 tion programs;

16 *[(h)]* (f) *[Minority]* **Diverse** candidates receiving Oregon teaching **or administrative** licenses
17 **or registrations** based on preparation in this state and preparation in other states;

18 *[(i)]* (g) *[Minority teachers]* **Diverse educators** who are newly employed in the public schools in
19 this state; and

20 *[(j)]* (h) *[Minority teachers]* **Diverse educators** already employed in the public schools.

21 (2) The board also shall report comparisons of *[minorities' and nonminorities']* scores **achieved**
22 **by diverse persons and nondiverse persons** on basic skills, pedagogy and subject matter tests.

23 (3) The *[Oregon University System]* **Higher Education Coordinating Commission**, the public
24 universities with governing boards listed in ORS 352.054, the Department of Education, the Teacher
25 Standards and Practices Commission, community colleges and school districts shall cooperate with
26 the board in collecting data and preparing the report.

27 **SECTION 48. If House Bill 3375 becomes law, section 5, chapter 188, Oregon Laws 2015**
28 **(Enrolled House Bill 3375) (amending ORS 342.443), is repealed and ORS 342.443, as amended**
29 **by section 5, chapter 778, Oregon Laws 2013, and section 27 of this 2015 Act, is amended to**
30 **read:**

31 342.443. (1) The Education and Workforce Policy Advisor shall report biennially to the Legisla-
32 tive Assembly longitudinal data on the number and percentage of:

33 (a) *[Minority]* **Diverse** students enrolled in community colleges;

34 *[(b) Minority students applying for admission to public universities listed in ORS 352.002;]*

35 *[(c)]* (b) *[Minority]* **Diverse** students *[accepted]* **enrolled** in public universities;

36 *[(d)]* (c) *[Minority]* **Diverse** students graduated from public universities;

37 *[(e) Minority candidates seeking to enter public approved educator preparation programs in this*
38 *state;]*

39 *[(f)]* (d) *[Minority]* **Diverse** candidates *[admitted to]* **enrolled in** public approved educator prep-
40 aration programs;

41 *[(g)]* (e) *[Minority]* **Diverse** candidates who have completed public approved educator prepara-
42 tion programs;

43 *[(h)]* (f) *[Minority]* **Diverse** candidates receiving Oregon teaching **or administrative** licenses
44 **or registrations** based on preparation in this state and preparation in other states;

45 *[(i)]* (g) *[Minority teachers]* **Diverse educators** who are newly employed in the public schools in

1 this state; and

2 [(j)] (h) [*Minority teachers*] **Diverse educators** already employed in the public schools.

3 (2) The advisor also shall report comparisons of [*minorities' and nonminorities'*] scores **achieved**
4 **by diverse persons and nondiverse persons** on basic skills, pedagogy and subject matter tests.

5 (3) The [*Oregon University System*] **Higher Education Coordinating Commission**, the public
6 universities with governing boards listed in ORS 352.054, the Department of Education, the Teacher
7 Standards and Practices Commission, community colleges and school districts shall cooperate with
8 the advisor in collecting data and preparing the report.

9 **SECTION 49.** If House Bill 3375 becomes law, section 10, chapter 519, Oregon Laws 2011, as
10 amended by section 1, chapter 37, Oregon Laws 2012, section 5, chapter 286, Oregon Laws 2013,
11 section 89, chapter 624, Oregon Laws 2013, section 9, chapter 660, Oregon Laws 2013, section 3,
12 chapter 661, Oregon Laws 2013, section 5, chapter 739, Oregon Laws 2013, section 194, chapter 747,
13 Oregon Laws 2013, section 6, chapter 778, Oregon Laws 2013, and section 15, chapter 188, Oregon
14 Laws 2015 (Enrolled House Bill 3375), is amended to read:

15 **Sec. 10.** (1)(a) Section 1, chapter 519, Oregon Laws 2011, as amended by section 8, chapter 519,
16 Oregon Laws 2011, and sections 20 and 21, chapter 36, Oregon Laws 2012, is repealed March 15,
17 2016.

18 (b) Section 2, chapter 519, Oregon Laws 2011, as amended by section 1, chapter 36, Oregon Laws
19 2012, and section 29, chapter 747, Oregon Laws 2013, is repealed March 15, 2016.

20 (c) Sections 3, 5 and 7, chapter 519, Oregon Laws 2011, are repealed on March 15, 2016.

21 (2) The amendments to ORS 342.208 by section 4, chapter 286, Oregon Laws 2013, become op-
22 erative on March 15, 2016.

23 (3) The amendments to ORS 326.021 by section 88, chapter 624, Oregon Laws 2013, become op-
24 erative on March 15, 2016.

25 (4) The amendments to ORS 327.800, 327.810, 327.815 and 327.820 by sections 5, 6, 7 and 8,
26 chapter 660, Oregon Laws 2013, become operative on March 15, 2016.

27 (5) The amendments to ORS 342.950 by section 2, chapter 661, Oregon Laws 2013, and section
28 **14, chapter 188, Oregon Laws 2015 (Enrolled House Bill 3375)**, [*of this 2015 Act*] become operative
29 on March 15, 2016.

30 (6) The amendments to ORS 326.500 by section 4, chapter 739, Oregon Laws 2013, become op-
31 erative on March 15, 2016.

32 (7) The amendments to ORS 327.380 by section 8, chapter 739, Oregon Laws 2013, become op-
33 erative on March 15, 2016.

34 (8) The amendments to ORS 342.443 by section 5, chapter 778, Oregon Laws 2013, and [*section*
35 *5 of this 2015 Act*] **section 48 of this 2015 Act** become operative on March 15, 2016.

36 (9) The amendments to ORS 351.077 by section 8, **chapter 188, Oregon Laws 2015 (Enrolled**
37 **House Bill 3375)**, [*of this 2015 Act*] and section 11, **chapter 188, Oregon Laws 2015 (Enrolled**
38 **House Bill 3375)**, [*of this 2015 Act*] by section 12, **chapter 188, Oregon Laws 2015 (Enrolled House**
39 **Bill 3375)**, [*of this 2015 Act*] become operative on March 15, 2016.

40 (10) The amendments to ORS 326.500 by section 6, chapter 739, Oregon Laws 2013, become op-
41 erative on July 1, 2025.

42 **SECTION 50.** If House Bill 2412 becomes law, section 8a, chapter 245, Oregon Laws 2015 (En-
43 rolled House Bill 2412), is amended to read:

44 **Sec. 8a.** (1) The Teacher Standards and Practices Commission shall adopt the standards required
45 by ORS 342.147 (1)(a), as amended by [*section 8 of this 2015 Act*] **section 41 of this 2015 Act**, in a

1 timely manner to ensure that an educator preparation program in early childhood education, ele-
2 mentary education, special education or reading is able to demonstrate compliance with the stan-
3 dards no later than December 31, 2016.

4 (2) The Teacher Standards and Practices Commission shall report to the interim legislative
5 committees on education on the adoption of the standards required by ORS 342.147 (1)(a), as
6 amended by [*section 8 of this 2015 Act*] **section 41 of this 2015 Act**, no later than October 1, 2016.

7 **SECTION 51.** If House Bill 2412 becomes law, the amendments to ORS 342.120, 342.147,
8 342.200, 342.203 and 342.360 by sections 36, 41 and 43 to 45 of this 2015 Act become operative
9 on January 1, 2016.

10 **SECTION 52.** If House Bill 3375 becomes law, the amendments to ORS 342.437 and 342.443
11 and section 10, chapter 519, Oregon Laws 2011, by sections 46, 47 and 49 of this 2015 Act be-
12 come operative on January 1, 2016.

13 **SECTION 53.** If House Bill 3069 becomes law, the amendments to ORS 342.147 by section
14 42 of this 2015 Act become operative on July 1, 2016.

15 **SECTION 54.** This 2015 Act being necessary for the immediate preservation of the public
16 peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect
17 July 1, 2015.

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