

Fifty-seventh  
Legislative Assembly  
of North Dakota

ENGROSSED HOUSE BILL NO. 1326

Introduced by

Representatives Grande, Brandenburg

Senators Klein, Solberg

1 A BILL for an Act to amend and reenact section 15-38-17 of the North Dakota Century Code or  
2 in the alternative to amend and reenact section 15.1-13-02 and subsection 2 of section  
3 15.1-13-29 of the North Dakota Century Code, relating to the membership of the education  
4 standards and practices board; and to provide an effective date.

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

6 **SECTION 1. AMENDMENT.** If House Bill No. 1045 does not become effective, section  
7 15-38-17 of the 1999 Supplement to the North Dakota Century Code is amended and  
8 reenacted as follows:

9 **15-38-17. Education standards and practices board and administrator's**  
10 **professional practices board.**

11 1. The education standards and practices board consists of nine members. The  
12 governor shall appoint ~~four classroom teachers from public schools, one classroom~~  
13 ~~teacher from a private school, one school board member, two school~~  
14 ~~administrators;~~

15 a. Five individuals who hold teaching licenses, one of whom must be employed  
16 as an administrator, three of whom must be public school classroom teachers  
17 and one of whom must be employed by a nonpublic school;

18 b. Two individuals who serve as school board members;

19 c. One individual who is the parent of a student enrolled in an elementary or  
20 high school in this state; and one

21 d. One dean of a college of education or chairman of a department of education.

22 2. The superintendent of public instruction or the superintendent's designee shall  
23 serve as a nonvoting ex officio member.

1           3. The administrator's professional practices board consists of five members ~~from~~ of  
2           the education standards and practices board. ~~The administrator's professional~~  
3           ~~practices board includes the two school administrators who are members of the~~  
4           ~~education standards and practices board, the one school board member who is a~~  
5           ~~member of the education standards and practices board, and two teacher~~  
6           ~~members who are members of and are selected by the education standards and~~  
7           practices board.

8           4. The term of office of members of the education standards and practices board and  
9           the administrator's professional practices board shall be three years commencing  
10          on July first of the year of the appointment.

11          5. Vacancies must be filled for an unexpired term in the same manner as original  
12          appointments.

13          6. A person may not serve for more than two consecutive terms as a member of  
14          either board. ~~Members of the current teachers' professional practices commission~~  
15          ~~may serve out their remaining terms.~~

16          The education standards and practices board and the administrator's professional  
17          practices board shall each annually select a chairman and vice chairman, and the executive  
18          director of the education standards and practices board or the executive director's designee  
19          shall serve as secretary. Meetings of either board must be held after ten days' notice to all  
20          members at the call of the chairman or upon request in writing of a majority of either board. A  
21          majority constitutes a quorum and a majority of the quorum has authority to act upon any  
22          matter properly before either board. Each board shall adopt its own rules of order and  
23          procedure not inconsistent with sections 15-38-16 through 15-38-19 and shall hold meetings  
24          pursuant to the provisions of sections 15-38-16 through 15-38-19.

25          The members of each board are entitled to receive twenty-five dollars for each day  
26          actually engaged in the service of the appropriate board and must be paid actual and  
27          necessary traveling and other expenses at the same rate as for employees of the state. A  
28          member of either board may not lose the member's regular salary or the above compensation  
29          while serving on official business of the appropriate board.

1           **SECTION 2. AMENDMENT.** Section 15.1-13-02 of the North Dakota Century Code as  
2 created by House Bill No. 1045, as approved by the fifty-seventh legislative assembly, is  
3 amended and reenacted as follows:

4           **15.1-13-02. Education standards and practices board - Membership.**

- 5           1. The governor shall appoint to the education standards and practices board:
- 6           a. ~~Four~~ Five individuals who ~~are public school classroom teachers~~ hold teaching  
7           licenses, one of whom must be employed as an administrator and one of  
8           whom must be employed by a nonpublic school;
- 9           b. ~~One individual who is a nonpublic school classroom teacher~~ Two individuals  
10           who serve as school board members;
- 11           c. One individual who is ~~a school board member;~~
- 12           d. ~~Two individuals who are administrators~~ the parent of a student enrolled in an  
13           elementary or high school in this state; and
- 14           e. ~~d.~~ One dean of a college of education or chairman of a department of education.
- 15           2. The superintendent of public instruction or the superintendent's designee shall  
16           serve as a nonvoting ex officio member.

17           **SECTION 3. AMENDMENT.** Subsection 2 of section 15.1-13-29 of the North Dakota  
18 Century Code as created by House Bill No. 1045, as approved by the fifty-seventh legislative  
19 assembly, is amended and reenacted as follows:

- 20           2. The subcommittee ~~must consist of the two~~ consists of five board members who are  
21           ~~administrators, the board member who is a school board member, and two board~~  
22           ~~members who are teachers and who have been appointed to the subcommittee~~  
23           selected by the board.

24           **SECTION 4. EFFECTIVE DATE.** This Act becomes effective on July 1, 2001.