

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

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SENATE BILL 168

Short Title: Clarify Education Reporting Requirements. (Public)

Sponsors: Senators Tucker (Primary Sponsor); J. Davis, Goolsby, and Hise.

Referred to: Education/Higher Education.

March 5, 2013

1 A BILL TO BE ENTITLED  
2 AN ACT TO ELIMINATE UNNECESSARY REPORTS AND CLARIFY CURRENT  
3 EDUCATION PROGRAM REQUIREMENTS.

4 The General Assembly of North Carolina enacts:

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6 **PART I. REPEAL DISADVANTAGED STUDENT SUPPLEMENTAL FUNDING**  
7 **REPORT**

8 **SECTION 1.(a)** Section 7.8(b) of S.L. 2005-276 is repealed.

9 **SECTION 1.(b)** Section 7.8(b) of S.L. 2007-323 is repealed.

10  
11 **PART II. ELIMINATE STATE BOARD REPORT ON PERSONAL EDUCATION**  
12 **PLANS**

13 **SECTION 2.** G.S. 115C-105.41(a) reads as rewritten:

14 **"§ 115C-105.41. Students who have been placed at risk of academic failure; personal**  
15 **education plans; transition teams and transition plans.**

16 (a) In order to implement Part 1A of Article 8 of this Chapter, local school  
17 administrative units shall identify students who are at risk for academic failure and who are not  
18 successfully progressing toward grade promotion and graduation, beginning in kindergarten.  
19 Identification shall occur as early as can reasonably be done and can be based on grades,  
20 observations, diagnostic and formative assessments, State assessments, and other factors,  
21 including reading on grade level, that impact student performance that teachers and  
22 administrators consider appropriate, without having to await the results of end-of-grade or  
23 end-of-course tests. No later than the end of the first quarter, or after a teacher has had up to  
24 nine weeks of instructional time with a student, a personal education plan for academic  
25 improvement with focused intervention and performance benchmarks shall be developed or  
26 updated for any student at risk of academic failure who is not performing at least at grade level,  
27 as identified by the State end-of-grade test and other factors noted above. Focused instructional  
28 supports and services, reading interventions, and accelerated activities should include  
29 evidence-based practices that meet the needs of students and may include coaching, mentoring,  
30 tutoring, summer school, Saturday school, and extended days. Local school administrative units  
31 shall provide these activities free of charge to students. Local school administrative units shall  
32 also provide transportation free of charge to all students for whom transportation is necessary  
33 for participation in these activities.

34 Local school administrative units shall give notice of the personal education plan and a  
35 copy of the personal education plan to the student's parent or guardian. Parents should be  
36 included in the implementation and ongoing review of personal education plans. If a student's



1 school report card provides all the information required in a personal education plan, then no  
2 further personal education plan is mandated for the student.

3 Local school administrative units shall certify that they have complied with this section  
4 annually to the State Board of Education. ~~The State Board of Education shall periodically~~  
5 ~~review data on the progress of identified students and report to the Joint Legislative Education~~  
6 ~~Oversight Committee.~~

7 No cause of action for monetary damages shall arise from the failure to provide or  
8 implement a personal education plan under this section."  
9

### 10 **PART III. REPEAL REPORT ON TEACHER MENTORING**

11 **SECTION 3.** Section 7.8 of S.L. 2008-107, as amended by Section 1(b) of S.L.  
12 2009-305, is repealed.  
13

### 14 **PART IV. REPEAL UNC REPORT TO STATE BOARD ON PROFESSIONAL** 15 **DEVELOPMENT**

16 **SECTION 4.** G.S. 116-11(12a) is repealed.  
17

### 18 **PART V. CLARIFY TEACHER LICENSE AND EDUCATOR PREPARATION** 19 **PROGRAM REQUIREMENTS**

20 **SECTION 5.** G.S. 115C-296 reads as rewritten:

21 "**§ 115C-296. Board sets licensure requirements; reports; lateral entry and mentor**  
22 **programs.**

23 ...

24 (b) It is the policy of the State of North Carolina to maintain the highest quality teacher  
25 education programs and school administrator programs in order to enhance the competence of  
26 professional personnel licensed in North Carolina. To the end that teacher preparation programs  
27 are upgraded to reflect a more rigorous course of study, the State Board of Education, as lead  
28 agency in coordination and cooperation with the University Board of Governors, the Board of  
29 Community Colleges and such other public and private agencies as are necessary, shall  
30 continue to refine the several licensure requirements, standards for approval of institutions of  
31 teacher education, standards for institution-based innovative and experimental programs,  
32 standards for implementing consortium-based teacher education, and standards for improved  
33 efficiencies in the administration of the approved programs.

34 (1) Licensure standards. –

35 a. The licensure program shall provide for initial licensure after  
36 completion of preservice training, continuing licensure after three  
37 years of teaching experience, and license renewal every five years  
38 thereafter, until the retirement of the teacher. The last license renewal  
39 received prior to retirement shall remain in effect for five years after  
40 retirement. The licensure program shall also provide for lifetime  
41 licensure after 50 years of teaching.

42 b. The State Board of Education, in consultation with the Board of  
43 Governors of The University of North Carolina, shall evaluate and  
44 develop enhanced requirements for continuing licensure. The new  
45 requirements shall reflect more rigorous standards for continuing  
46 licensure and shall be aligned with quality professional development  
47 programs that reflect State priorities for improving student  
48 achievement.

49 c. The State Board of Education, in consultation with local boards of  
50 education and the Board of Governors of The University of North  
51 Carolina, shall reevaluate and enhance the requirements for renewal

1 of teacher licenses. The State Board shall consider modifications in  
2 the license renewal achievement and to make it a mechanism for  
3 teachers to renew continually their knowledge and professional  
4 skills.

5 (2) Teacher education programs. –

6 a. The State Board of Education, as lead agency in coordination with  
7 the Board of Governors of The University of North Carolina, the  
8 North Carolina Independent Colleges and Universities, and any other  
9 public and private agencies as necessary, shall continue to raise  
10 standards for entry into teacher education programs.

11 b. To further ensure that teacher preparation programs remain current  
12 and reflect a rigorous course of study that is aligned to State and  
13 national standards, the State Board of Education, in consultation with  
14 the Board of Governors of The University of North Carolina, shall do  
15 all of the following to ensure that students preparing are prepared  
16 to teach in elementary schools:

17 1. ~~(i) have~~ Provide students with adequate coursework in the  
18 teaching of reading and ~~mathematics;~~ mathematics.

19 2. ~~(ii) are assessed~~ Assess students prior to ~~certification~~  
20 licensure to determine that they possess the requisite  
21 knowledge in scientifically based reading and mathematics  
22 instruction that is aligned with the State Board's  
23 ~~expectations;~~ expectations.

24 3. ~~(iii) continue to receive~~ Continue to provide students with  
25 preparation in applying formative and summative assessments  
26 within the school and classroom setting through  
27 technology-based assessment systems available in North  
28 Carolina schools that measure and predict expected student  
29 ~~improvement;~~ and improvement.

30 4. ~~(iv) are prepared~~ Prepare students to integrate arts education  
31 across the curriculum.

32 c. The State Board of Education, in consultation with local boards of  
33 education and the Board of Governors of The University of North  
34 Carolina, shall evaluate and modify, as necessary, the academic  
35 requirements of teacher preparation programs for students preparing  
36 to teach science in middle and high schools to ensure that there is  
37 adequate preparation in issues related to science laboratory safety.

38 ~~The State Board of Education, in consultation with the Board of Governors of The~~  
39 ~~University of North Carolina, shall evaluate and develop enhanced requirements for continuing~~  
40 ~~licensure. The new requirements shall reflect more rigorous standards for continuing licensure~~  
41 ~~and to the extent possible shall be aligned with quality professional development programs that~~  
42 ~~reflect State priorities for improving student achievement.~~

43 ~~The State Board of Education, in consultation with local boards of education and the Board~~  
44 ~~of Governors of The University of North Carolina, shall reevaluate and enhance the~~  
45 ~~requirements for renewal of teacher licenses. The State Board shall consider modifications in~~  
46 ~~the license renewal achievement and to make it a mechanism for teachers to renew continually~~  
47 ~~their knowledge and professional skills. The State Board shall adopt new standards for the~~  
48 ~~renewal of teacher licenses by May 15, 1998.~~

49 d. The standards for approval of institutions of teacher education shall  
50 require that teacher education programs for all students include  
51 demonstrated competencies in (i) the identification and education of

1 children with disabilities and (ii) positive management of student  
 2 behavior and effective communication techniques for defusing and  
 3 deescalating disruptive or dangerous behavior.

- 4 e. The State Board of Education shall incorporate the criteria developed  
 5 in accordance with G.S. 116-74.21 for assessing proposals under the  
 6 School Administrator Training Program into its school administrator  
 7 program approval standards.

8 ~~All North Carolina institutions of higher education that offer teacher education programs,  
 9 masters degree programs in education, or masters degree programs in school administration  
 10 shall provide performance reports to the State Board of Education. The performance reports  
 11 shall follow a common format, shall be submitted according to a plan developed by the State  
 12 Board, and shall include the information required under the plan developed by the State Board.~~

13 (b1) ~~The State Board of Education shall develop a plan to provide a focused review  
 14 of require teacher education programs programs, master's degree programs in education, and  
 15 master's degree programs in school administration to submit annual performance reports. The  
 16 performance reports shall provide the State Board of Education with a focused review of the  
 17 programs and the current process of accrediting these programs in order to ensure that the  
 18 programs produce graduates that are well prepared to teach. The plan shall include the  
 19 development and implementation of a school of education performance report for each teacher  
 20 education program in North Carolina.~~

- 21 (1) Report contents. – The performance report for each teacher education  
 22 program and master's degree programs in education and school  
 23 administration in North Carolina shall follow a common format and include  
 24 at least the following elements:

- 25 a. ~~(i) quality~~Quality of students entering the schools of education,  
 26 including the average grade point average and average score on  
 27 preprofessional skills tests that assess reading, writing, math and  
 28 other ~~competencies;~~competencies.  
 29 b. ~~(ii) graduation rates;~~Graduation rates.  
 30 c. ~~(iii) time to graduation rates;~~Time-to-graduation rates.  
 31 d. ~~(iv) average~~Average scores of graduates on professional and content  
 32 area examination for the purpose of ~~licensure;~~licensure.  
 33 e. ~~(v) — percentage~~Percentage of graduates receiving initial  
 34 ~~licenses;~~licenses.  
 35 f. ~~(vi) percentage~~Percentage of graduates hired as ~~teachers;~~teachers.  
 36 g. ~~(vii) percentage~~Percentage of graduates remaining in teaching for  
 37 ~~four years;~~years.  
 38 h. ~~(viii) graduate~~Graduate satisfaction based on a common ~~survey;~~  
 39 ~~and~~survey.  
 40 i. ~~(ix) employer~~Employer satisfaction based on a common survey.  
 41 j. Effectiveness of teacher education program graduates.

42 ~~The performance reports shall follow a common format. The performance reports shall be  
 43 submitted annually. The State Board of Education shall develop a plan to be implemented  
 44 beginning in the 1998-99 school year to reward and sanction approved teacher education  
 45 programs and masters of education programs and to revoke approval of those programs based  
 46 on the performance reports and other criteria established by the State Board of Education.~~

47 ~~The State Board also shall develop and implement a plan for annual performance reports for  
 48 all masters degree programs in education and school administration in North Carolina. To the  
 49 extent it is appropriated, the performance report shall include similar indicators to those  
 50 developed for the performance report for teacher education programs. The performance reports  
 51 shall follow a common format.~~

(2) Submission of annual performance reports. – Both plans for performance reports also shall include a method to provide the annual performance reports be provided annually to the Board of Governors of The University of North Carolina, the State Board of Education, and the boards of trustees of the independent colleges. The State Board of Education shall review the schools of education performance reports and the performance reports for masters degree programs in education and school administration each year the performance reports are submitted.

(3) Educator preparation program report card. – The State Board shall create a higher education educator preparation program report card reflecting the information collected in the annual performance reports for each North Carolina institution offering teacher education programs and master's of education programs. The report cards shall, at a minimum, summarize information reported on all of the performance indicators for the performance reports required by subdivision (1) of this subsection.

(4) Annual State Board of Education report. – The State Board shall submit the performance report for the 1999-2000 school year to the Joint Legislative Education Oversight Committee by December 15, 2000. Subsequent performance reportsThe educator preparation program report cards shall be submitted to the Joint Legislative Education Oversight Committee on an annual basis by October 1.

(5) State Board of Education action based on performance. – The State Board of Education shall reward and sanction approved teacher education programs and master's of education programs and revoke approval of those programs based on the performance reports and other criteria established by the State Board of Education.

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**PART VI. REPEAL CHILD NUTRITION STATE STANDARDS REPORT**

**SECTION 6.** Section 2 of S.L. 2005-457 is repealed.

**PART VII. EFFECTIVE DATE**

**SECTION 7.** This act is effective when it becomes law. Section 5 of this act applies beginning with the 2013-2014 school year.