

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

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SENATE BILL 168  
Education/Higher Education Committee Substitute Adopted 3/14/13

Short Title: Clarify Education Reporting Requirements.

(Public)

Sponsors:

Referred to:

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 **INITIATIVES REPORT**

8 **SECTION 1.(a)** Section 7.8(b) of S.L. 2005-276 reads as rewritten:

9 "SECTION 7.8.(b) Funds are appropriated in this act to evaluate the Disadvantaged  
10 Student Supplemental Funding Initiatives and Low-Wealth Initiatives. The State Board of  
11 Education shall use these funds to:

12 (1) Evaluate the strategies implemented by local school administrative units with  
13 Disadvantaged Student Supplemental Funds and Low-Wealth Funds and assess their impact on  
14 student performance; and

15 (2) Evaluate the efficiency and effectiveness of the technical assistance and support  
16 provided to local school administrative units by the Department of Public Instruction.

17 ~~The State Board of Education shall report the results of the evaluation to the Office of State~~  
18 ~~Budget and Management, the Joint Legislative Education Oversight Committee, and the Fiscal~~  
19 ~~Research Division by February 15, 2006, and by January 15 of each subsequent year."~~

20 **SECTION 1.(b)** Section 7.8(b) of S.L. 2007-323 reads as rewritten:

21 "SECTION 7.8.(b) Funds are appropriated in this act to evaluate the Disadvantaged  
22 Student Supplemental Funding Initiatives and Low Wealth Initiatives. The State Board of  
23 Education shall use these funds to:

24 (1) Evaluate the strategies implemented by local school administrative units with  
25 Disadvantaged Student Supplemental Funds and Low Wealth Funds and assess their impact on  
26 student performance; and

27 (2) Evaluate the efficiency and effectiveness of the technical assistance and support  
28 provided to local school administrative units by the Department of Public Instruction.

29 ~~The State Board of Education shall report the results of the evaluation to the Office of State~~  
30 ~~Budget and Management, the Joint Legislative Education Oversight Committee, and the Fiscal~~  
31 ~~Research Division by January 15 of each year."~~

32  
33 **PART II. ELIMINATE STATE BOARD REPORT ON PERSONAL EDUCATION**  
34 **PLANS**

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



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

19       Local school administrative units shall give notice of the personal education plan and a  
20 copy of the personal education plan to the student's parent or guardian. Parents should be  
21 included in the implementation and ongoing review of personal education plans. If a student's  
22 school report card provides all the information required in a personal education plan, then no  
23 further personal education plan is mandated for the student.

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

28       No cause of action for monetary damages shall arise from the failure to provide or  
29 implement a personal education plan under this section."  
30

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

32       **SECTION 3.** Section 7.8 of S.L. 2008-107, as amended by Section 1(b) of S.L.  
33 2009-305, reads as rewritten:

34       "**SECTION 7.8.** The State Board of Education shall allot funds for mentoring services to  
35 local school administrative units based on the highest number of employees in the preceding  
36 three school years who (i) are paid with State, federal, or local funds and (ii) are either teachers  
37 paid on the first or second steps of the teacher salary schedule or instructional support  
38 personnel paid on the first step of the instructional support personnel salary schedule.

39       Local school administrative units shall use these funds to provide mentoring support to  
40 eligible employees in accordance with a plan approved by the State Board of Education. The  
41 plan shall include information on how all mentors in the local school administrative unit will be  
42 adequately trained to provide mentoring support. ~~The State Board of Education shall report to~~  
43 ~~the Joint Legislative Education Oversight Committee prior to January 15 of each year on the~~  
44 ~~use of funds for mentoring services. The report shall include, at a minimum, the impact of each~~  
45 ~~unit's mentoring program on teacher retention and how all mentors in the unit are trained."~~  
46

### 47 **PART IV. BOARD OF GOVERNORS' PROFESSIONAL DEVELOPMENT** 48 **PROGRAMS FOR PUBLIC SCHOOL EMPLOYEES**

49       **SECTION 4.** G.S. 116-11 reads as rewritten:

50       "**§ 116-11. Powers and duties generally.**

51       ...

1           ~~(12a) The Board of Governors of The University of North Carolina shall~~  
2           ~~implement, administer, and revise programs for meaningful professional~~  
3           ~~development for professional public school employees based upon the~~  
4           ~~evaluations and recommendations made by the State Board of Education~~  
5           ~~under G.S. 115C-12(26). The programs shall be aligned with State education~~  
6           ~~goals and directed toward improving student academic achievement.~~

7           ~~...."~~

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9           **PART V. CLARIFY TEACHER LICENSE AND EDUCATOR PREPARATION**  
10           **PROGRAM REQUIREMENTS**

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

12           **"§ 115C-296. Board sets licensure requirements; reports; lateral entry and mentor**  
13           **programs.**

14           ...

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

25           (1)   Licensure standards. –

26           a.    The licensure program shall provide for initial licensure after  
27           completion of preservice training, continuing licensure after three  
28           years of teaching experience, and license renewal every five years  
29           thereafter, until the retirement of the teacher. The last license renewal  
30           received prior to retirement shall remain in effect for five years after  
31           retirement. The licensure program shall also provide for lifetime  
32           licensure after 50 years of teaching.

33           b.    The State Board of Education, in consultation with the Board of  
34           Governors of The University of North Carolina, shall evaluate and  
35           develop enhanced requirements for continuing licensure. The new  
36           requirements shall reflect more rigorous standards for continuing  
37           licensure and shall be aligned with quality professional development  
38           programs that reflect State priorities for improving student  
39           achievement.

40           c.    The State Board of Education, in consultation with local boards of  
41           education and the Board of Governors of The University of North  
42           Carolina, shall reevaluate and enhance the requirements for renewal  
43           of teacher licenses. The State Board shall consider modifications in  
44           the license renewal achievement and make it a mechanism for  
45           teachers to renew continually their knowledge and professional  
46           skills.

47           (2)   Teacher education programs. –

48           a.    The State Board of Education, as lead agency in coordination with  
49           the Board of Governors of The University of North Carolina, the  
50           North Carolina Independent Colleges and Universities, and any other

1 public and private agencies as necessary, shall continue to raise  
2 standards for entry into teacher education programs.

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

9 1. (i) have Provide students with adequate coursework in the  
10 teaching of reading and ~~mathematics~~ mathematics.

11 2. (ii) are assessed Assess students prior to ~~certification~~  
12 licensure to determine that they possess the requisite  
13 knowledge in scientifically based reading and mathematics  
14 instruction that is aligned with the State Board's  
15 ~~expectations~~ expectations.

16 3. (iii) continue to receive Continue to provide students with  
17 preparation in applying formative and summative assessments  
18 within the school and classroom setting through  
19 technology-based assessment systems available in North  
20 Carolina schools that measure and predict expected student  
21 ~~improvement~~ and improvement.

22 4. (iv) are prepared Prepare students to integrate arts education  
23 across the curriculum.

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

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

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

41 d. The standards for approval of institutions of teacher education shall  
42 require that teacher education programs for all students include  
43 demonstrated competencies in (i) the identification and education of  
44 children with disabilities and (ii) positive management of student  
45 behavior and effective communication techniques for defusing and  
46 deescalating disruptive or dangerous behavior.

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

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

6 (b1) The State Board of Education shall develop a plan to provide a focused review  
7 of require teacher education programs, master's degree programs in education, and  
8 master's degree programs in school administration to submit annual performance reports. The  
9 performance reports shall provide the State Board of Education with a focused review of the  
10 programs and the current process of accrediting these programs in order to ensure that the  
11 programs produce graduates that are well prepared to teach. The plan shall include the  
12 development and implementation of a school of education performance report for each teacher  
13 education program in North Carolina.

14 (1) Report contents. – The performance report for each teacher education  
15 program and master's degree program in education and school administration  
16 in North Carolina shall follow a common format and include at least the  
17 following elements:

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

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

40 The State Board also shall develop and implement a plan for annual performance reports for  
41 all masters degree programs in education and school administration in North Carolina. To the  
42 extent it is appropriated, the performance report shall include similar indicators to those  
43 developed for the performance report for teacher education programs. The performance reports  
44 shall follow a common format.

45 (2) Submission of annual performance reports. – Both plans for  
46 performance Performance reports also shall include a method to provide the  
47 annual performance reports be provided annually to the Board of Governors  
48 of The University of North Carolina, the State Board of Education, and the  
49 boards of trustees of the independent colleges. The State Board of Education  
50 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 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 reports~~The 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 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 AND 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.