



Education Standards and Practices Board
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ADMINISTRATIVE RULES COMMITTEE
Wednesday, March 13, 2013
Prairie Room, State Capitol
Bismarck ND

Mr. Chairman and members of the Administrative Rules Committee, I am Janet Welk, executive director of the Education Standards and Practices Board and wish to testify on the rules published in the April 2013 supplement to the North Dakota Administrative Code.

This rule change resulted from the Board realizing the need for changes in out of state applicant licensure requirements to help facilitate schools and districts securing qualified teachers, especially in the western part of North Dakota. The rules procedure used in adopting the rules included:

- 1) A letter sent to Governor Jack Dalrymple on August 10, 2012 asking for emergency rulemaking.
- 2) A letter received from Governor Dalrymple on August 14, 2012 granting emergency rulemaking authority.
- 3) The Letter of Intent to Amend Rules to the Legislative Council on August 16, 2012;

- 4) Publication with the North Dakota Newspaper Association August 27-September 1, 2012;
- 5) A public hearing on October 1, 2012 at the Education Standards and Practices Board office at 2718 Gateway Avenue, Suite 303, Bismarck, ND; Dr. LeAnn Nelson, NDEA, attended. Dr. Nelson provided testimony regarding the definition of long-term substitute teacher.
- 6) Written public comment period until October 12, 2012 with no written comments received;
- 7) Education Standards and Practices Board reviewed and discussed the comments received by Dr. Nelson on November 8, 2012. "The Board discussed the NDEA Public Comments during the Administration Rules Hearing regarding defining short/long term substitute language of the new 48 semester hour or two-year degree individual who can apply for the one-year, interim substitute license. Rod Jonas made a motion to change the administrative rule to include language regarding the 48 semester/two-year degree license sub needs to be limited to 10 consecutive school days in the same classroom. Second by Karen Christensen. Motion carried. Board members who voted yes were Nick Archuleta, Karen Christensen, Mary Eldredge-Sandbo, Amy Mann and Marlene Srock. Board members who voted no were Mike Bitz, Mike Heilman, Angela Korsmo and Rod Jonas."
- 8) Examination by the Attorney General's Office with an opinion of the rules being in compliance received January 6, 2013; and

9) Final submission for review and publication on the North Dakota Administrative Code with the Legislative Council on January 24, 2013.

This rule is not expected to have an impact on the regulated community in excess of \$50,000 and there was no regulatory analysis completed.

The approximately cost of giving public notice, holding hearings, computer programming, and staff time is approximately \$3,500.

If there are any questions, I would be happy to answer questions at this time.

Thank you for your time and consideration given these rule changes.