

As Introduced

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H. B. No. 628

Representatives Stein, Retherford

Cosponsors: Representatives Koehler, Riedel, Brenner, Becker, Slaby

A BILL

To amend section 3319.22 of the Revised Code with 1
regard to qualifications for obtaining a 2
resident educator license. 3

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 3319.22 of the Revised Code be 4
amended to read as follows: 5

Sec. 3319.22. (A) (1) The state board of education shall 6
issue the following educator licenses: 7

(a) A resident educator license, which shall be valid for 8
four years and shall be renewable for reasons specified by rules 9
adopted by the state board pursuant to division (A) (3) of this 10
section. The state board, on a case-by-case basis, may extend 11
the license's duration as necessary to enable the license holder 12
to complete the Ohio teacher residency program established under 13
section 3319.223 of the Revised Code; 14

(b) A professional educator license, which shall be valid 15
for five years and shall be renewable; 16

(c) A senior professional educator license, which shall be 17

valid for five years and shall be renewable; 18

(d) A lead professional educator license, which shall be 19
valid for five years and shall be renewable. 20

(2) The state board may issue any additional educator 21
licenses of categories, types, and levels the board elects to 22
provide. 23

(3) The state board shall adopt rules establishing the 24
standards and requirements for obtaining each educator license 25
issued under this section. The rules shall also include the 26
reasons for which a resident educator license may be renewed 27
under division (A) (1) (a) of this section. 28

(B) The rules adopted under this section shall require at 29
least the following standards and qualifications for the 30
educator licenses described in division (A) (1) of this section: 31

(1) An applicant for a resident educator license shall 32
~~hold either:~~ 33

(a) Hold at least a bachelor's degree from an accredited 34
teacher preparation program or be a participant in the teach for 35
America program and meet the qualifications required under 36
section 3319.227 of the Revised Code; or 37

(b) Satisfy all of the following conditions: 38

(i) Holds at least a bachelor's degree; 39

(ii) Has successfully completed an alternative teacher 40
certification program operated by a private, nonprofit 41
organization that is exempt from federal income tax under 42
section 501(c) (3) of the Internal Revenue Code that satisfies 43
all of the following: 44

- (I) The organization operates in at least five states. 45
- (II) The organization has been operating an alternative teacher certification program for not less than ten years. 46
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- (III) The organization requires candidates to pass a subject area examination and the professional teaching knowledge pedagogy examination, or an equivalent pedagogy examination as determined by the department of education. 48
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- (2) An applicant for a professional educator license shall: 52
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- (a) Hold at least a bachelor's degree from an institution of higher education accredited by a regional accrediting organization; 54
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- (b) Have successfully completed the Ohio teacher residency program established under section 3319.223 of the Revised Code, if the applicant's current or most recently issued license is a resident educator license issued under this section or an alternative resident educator license issued under section 3319.26 of the Revised Code. 57
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- (3) An applicant for a senior professional educator license shall: 63
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- (a) Hold at least a master's degree from an institution of higher education accredited by a regional accrediting organization; 65
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- (b) Have previously held a professional educator license issued under this section or section 3319.222 or under former section 3319.22 of the Revised Code; 68
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- (c) Meet the criteria for the accomplished or distinguished level of performance, as described in the 71
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standards for teachers adopted by the state board under section	73
3319.61 of the Revised Code.	74
(4) An applicant for a lead professional educator license	75
shall:	76
(a) Hold at least a master's degree from an institution of	77
higher education accredited by a regional accrediting	78
organization;	79
(b) Have previously held a professional educator license	80
or a senior professional educator license issued under this	81
section or a professional educator license issued under section	82
3319.222 or former section 3319.22 of the Revised Code;	83
(c) Meet the criteria for the distinguished level of	84
performance, as described in the standards for teachers adopted	85
by the state board under section 3319.61 of the Revised Code;	86
(d) Either hold a valid certificate issued by the national	87
board for professional teaching standards or meet the criteria	88
for a master teacher or other criteria for a lead teacher	89
adopted by the educator standards board under division (F) (4) or	90
(5) of section 3319.61 of the Revised Code.	91
(C) The state board shall align the standards and	92
qualifications for obtaining a principal license with the	93
standards for principals adopted by the state board under	94
section 3319.61 of the Revised Code.	95
(D) If the state board requires any examinations for	96
educator licensure, the department of education shall provide	97
the results of such examinations received by the department to	98
the chancellor of higher education, in the manner and to the	99
extent permitted by state and federal law.	100

(E) Any rules the state board of education adopts, amends, 101
or rescinds for educator licenses under this section, division 102
(D) of section 3301.07 of the Revised Code, or any other law 103
shall be adopted, amended, or rescinded under Chapter 119. of 104
the Revised Code except as follows: 105

(1) Notwithstanding division (E) of section 119.03 and 106
division (A)(1) of section 119.04 of the Revised Code, in the 107
case of the adoption of any rule or the amendment or rescission 108
of any rule that necessitates institutions' offering preparation 109
programs for educators and other school personnel that are 110
approved by the chancellor of higher education under section 111
3333.048 of the Revised Code to revise the curriculum of those 112
programs, the effective date shall not be as prescribed in 113
division (E) of section 119.03 and division (A)(1) of section 114
119.04 of the Revised Code. Instead, the effective date of such 115
rules, or the amendment or rescission of such rules, shall be 116
the date prescribed by section 3333.048 of the Revised Code. 117

(2) Notwithstanding the authority to adopt, amend, or 118
rescind emergency rules in division (G) of section 119.03 of the 119
Revised Code, this authority shall not apply to the state board 120
of education with regard to rules for educator licenses. 121

(F)(1) The rules adopted under this section establishing 122
standards requiring additional coursework for the renewal of any 123
educator license shall require a school district and a chartered 124
nonpublic school to establish local professional development 125
committees. In a nonpublic school, the chief administrative 126
officer shall establish the committees in any manner acceptable 127
to such officer. The committees established under this division 128
shall determine whether coursework that a district or chartered 129
nonpublic school teacher proposes to complete meets the 130

requirement of the rules. The department of education shall 131
provide technical assistance and support to committees as the 132
committees incorporate the professional development standards 133
adopted by the state board of education pursuant to section 134
3319.61 of the Revised Code into their review of coursework that 135
is appropriate for license renewal. The rules shall establish a 136
procedure by which a teacher may appeal the decision of a local 137
professional development committee. 138

(2) In any school district in which there is no exclusive 139
representative established under Chapter 4117. of the Revised 140
Code, the professional development committees shall be 141
established as described in division (F)(2) of this section. 142

Not later than the effective date of the rules adopted 143
under this section, the board of education of each school 144
district shall establish the structure for one or more local 145
professional development committees to be operated by such 146
school district. The committee structure so established by a 147
district board shall remain in effect unless within thirty days 148
prior to an anniversary of the date upon which the current 149
committee structure was established, the board provides notice 150
to all affected district employees that the committee structure 151
is to be modified. Professional development committees may have 152
a district-level or building-level scope of operations, and may 153
be established with regard to particular grade or age levels for 154
which an educator license is designated. 155

Each professional development committee shall consist of 156
at least three classroom teachers employed by the district, one 157
principal employed by the district, and one other employee of 158
the district appointed by the district superintendent. For 159
committees with a building-level scope, the teacher and 160

principal members shall be assigned to that building, and the 161
teacher members shall be elected by majority vote of the 162
classroom teachers assigned to that building. For committees 163
with a district-level scope, the teacher members shall be 164
elected by majority vote of the classroom teachers of the 165
district, and the principal member shall be elected by a 166
majority vote of the principals of the district, unless there 167
are two or fewer principals employed by the district, in which 168
case the one or two principals employed shall serve on the 169
committee. If a committee has a particular grade or age level 170
scope, the teacher members shall be licensed to teach such grade 171
or age levels, and shall be elected by majority vote of the 172
classroom teachers holding such a license and the principal 173
shall be elected by all principals serving in buildings where 174
any such teachers serve. The district superintendent shall 175
appoint a replacement to fill any vacancy that occurs on a 176
professional development committee, except in the case of 177
vacancies among the elected classroom teacher members, which 178
shall be filled by vote of the remaining members of the 179
committee so selected. 180

Terms of office on professional development committees 181
shall be prescribed by the district board establishing the 182
committees. The conduct of elections for members of professional 183
development committees shall be prescribed by the district board 184
establishing the committees. A professional development 185
committee may include additional members, except that the 186
majority of members on each such committee shall be classroom 187
teachers employed by the district. Any member appointed to fill 188
a vacancy occurring prior to the expiration date of the term for 189
which a predecessor was appointed shall hold office as a member 190
for the remainder of that term. 191

The initial meeting of any professional development 192
committee, upon election and appointment of all committee 193
members, shall be called by a member designated by the district 194
superintendent. At this initial meeting, the committee shall 195
select a chairperson and such other officers the committee deems 196
necessary, and shall adopt rules for the conduct of its 197
meetings. Thereafter, the committee shall meet at the call of 198
the chairperson or upon the filing of a petition with the 199
district superintendent signed by a majority of the committee 200
members calling for the committee to meet. 201

(3) In the case of a school district in which an exclusive 202
representative has been established pursuant to Chapter 4117. of 203
the Revised Code, professional development committees shall be 204
established in accordance with any collective bargaining 205
agreement in effect in the district that includes provisions for 206
such committees. 207

If the collective bargaining agreement does not specify a 208
different method for the selection of teacher members of the 209
committees, the exclusive representative of the district's 210
teachers shall select the teacher members. 211

If the collective bargaining agreement does not specify a 212
different structure for the committees, the board of education 213
of the school district shall establish the structure, including 214
the number of committees and the number of teacher and 215
administrative members on each committee; the specific 216
administrative members to be part of each committee; whether the 217
scope of the committees will be district levels, building 218
levels, or by type of grade or age levels for which educator 219
licenses are designated; the lengths of terms for members; the 220
manner of filling vacancies on the committees; and the frequency 221

and time and place of meetings. However, in all cases, except as 222
provided in division (F) (4) of this section, there shall be a 223
majority of teacher members of any professional development 224
committee, there shall be at least five total members of any 225
professional development committee, and the exclusive 226
representative shall designate replacement members in the case 227
of vacancies among teacher members, unless the collective 228
bargaining agreement specifies a different method of selecting 229
such replacements. 230

(4) Whenever an administrator's coursework plan is being 231
discussed or voted upon, the local professional development 232
committee shall, at the request of one of its administrative 233
members, cause a majority of the committee to consist of 234
administrative members by reducing the number of teacher members 235
voting on the plan. 236

(G) (1) The department of education, educational service 237
centers, county boards of developmental disabilities, regional 238
professional development centers, special education regional 239
resource centers, college and university departments of 240
education, head start programs, and the Ohio education computer 241
network may establish local professional development committees 242
to determine whether the coursework proposed by their employees 243
who are licensed or certificated under this section or section 244
3319.222 of the Revised Code, or under the former version of 245
either section as it existed prior to October 16, 2009, meet the 246
requirements of the rules adopted under this section. They may 247
establish local professional development committees on their own 248
or in collaboration with a school district or other agency 249
having authority to establish them. 250

Local professional development committees established by 251

county boards of developmental disabilities shall be structured 252
in a manner comparable to the structures prescribed for school 253
districts in divisions (F) (2) and (3) of this section, as shall 254
the committees established by any other entity specified in 255
division (G) (1) of this section that provides educational 256
services by employing or contracting for services of classroom 257
teachers licensed or certificated under this section or section 258
3319.222 of the Revised Code, or under the former version of 259
either section as it existed prior to October 16, 2009. All 260
other entities specified in division (G) (1) of this section 261
shall structure their committees in accordance with guidelines 262
which shall be issued by the state board. 263

(2) Any public agency that is not specified in division 264
(G) (1) of this section but provides educational services and 265
employs or contracts for services of classroom teachers licensed 266
or certificated under this section or section 3319.222 of the 267
Revised Code, or under the former version of either section as 268
it existed prior to October 16, 2009, may establish a local 269
professional development committee, subject to the approval of 270
the department of education. The committee shall be structured 271
in accordance with guidelines issued by the state board. 272

(H) Not later than July 1, 2016, the state board, in 273
accordance with Chapter 119. of the Revised Code, shall adopt 274
rules pursuant to division (A) (3) of this section that do both 275
of the following: 276

(1) Exempt consistently high-performing teachers from the 277
requirement to complete any additional coursework for the 278
renewal of an educator license issued under this section or 279
section 3319.26 of the Revised Code. The rules also shall 280
specify that such teachers are exempt from any requirements 281

prescribed by professional development committees established	282
under divisions (F) and (G) of this section.	283
(2) For purposes of division (H)(1) of this section, the	284
state board shall define the term "consistently high-performing	285
teacher."	286
Section 2. That existing section 3319.22 of the Revised	287
Code is hereby repealed.	288