

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019**

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SENATE BILL 393

Short Title: Provisional License/Teacher from Other State. (Public)

Sponsors: Senators Ballard and T. Alexander (Primary Sponsors).

Referred to: Rules and Operations of the Senate

March 28, 2019

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR A ONE-YEAR PROVISIONAL PROFESSIONAL LICENSE
3 FOR TEACHERS FROM OTHER STATES AND AUTHORIZE LOCAL BOARDS OF
4 EDUCATION TO DETERMINE EXPERIENCE CREDIT FOR THOSE TEACHERS TO
5 PAY THEM ON THE COMMENSURATE LEVEL ON THE STATE SALARY
6 SCHEDULE FOR THE TERM OF THE LICENSE.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 115C-270.20(a) reads as rewritten:

9 "(a) Teacher Licenses. – The State Board shall adopt rules for the issuance of the following
10 classes of teacher licenses, including required levels of preparation for each classification:

11 ...

12 (4a) Provisional professional license. – A one-year nonrenewable license issued
13 to an individual who holds current teacher licensure in another state that is in
14 good standing. A provisional professional license shall only be requested by
15 a local board of education. The individual may begin the application process
16 to meet the requirements for a continuing professional license as an
17 out-of-state applicant while holding the provisional professional license.

18"

19 **SECTION 2.** G.S. 115C-270.25 reads as rewritten:

20 "**§ 115C-270.25. Out-of-state license applicants.**

21 Initial applications for a continuing professional license from an individual with an
22 out-of-state teacher's license shall require the applicant to provide evidence of that teacher's
23 effectiveness, when available, as measured by the evaluation system used in that applicant's state
24 of current licensure at the time of application, including any growth measures included in that
25 evaluation system. Applications that include the evidence of that educator's effectiveness shall
26 be prioritized for review over initial applications from applicants with out-of-state licenses that
27 do not include that information. An individual who does not include evidence of that teacher's
28 effectiveness with the initial application shall only be eligible for an IPL."

29 **SECTION 3.** G.S. 115C-302.1 is amended by adding a new subsection to read:

30 "(b3) Pay for Teachers with a Provisional Professional License. – Notwithstanding any
31 other provision of law, a local board of education that employs a teacher who is licensed with a
32 one-year provisional professional license pursuant to G.S. 115C-270.20(a)(4a) shall determine
33 experience credit for that teacher for the purposes of paying the teacher with State-allotted funds
34 in accordance with the State salary schedule for teachers during the term of the license.
35 Notwithstanding subsection (f) of this section, the local board of education and the teacher shall
36 not be responsible for the repayment of any overpayment of State funds due to misapplication of



1 experience credit for the State salary schedule when the determination of experience credit was
2 done in good faith based on the teacher's prior employment record and the guidelines established
3 by the State Board of Education for awarding experience credit. A teacher paid in accordance
4 with this subsection shall not be entitled to the same pay on the State salary schedule for teachers
5 for subsequent school years after the State Board determines the appropriate experience credit
6 for that teacher when the teacher is issued a continuing professional license."

7 **SECTION 4.** G.S. 93B-15.1(i) reads as rewritten:

8 "(i) For the purposes of this section, the State Board of Education shall be considered an
9 occupational licensing board when issuing teacher licenses under Article 17E of Subchapter V
10 of Chapter 115C of the General Statutes. In addition to the provisions for licensure provided by
11 this section, a local board of education may request a one-year provisional professional license
12 for a military spouse who holds a current teaching license in another jurisdiction pursuant to
13 G.S. 115C-270.20(a)(4a)."

14 **SECTION 5.** This act is effective when it becomes law and applies beginning with
15 applications for teacher licensure submitted on or after that date.