

**To: Members of the State Board of
Education & Early Development**

March 10, 2025

From: Dr. Deena Bishop, Commissioner

Agenda Item: 17A

◆ ISSUE

The board is being asked to adopt the proposed revisions to 4 AAC 12.380 (e), amending retired teacher substitute teacher terms from 120 consecutive days to 165 consecutive days. Additionally, the board is being asked to adopt the proposed revisions to 4 AAC 12 by adding 4 AAC 12.412. National Board Certification. The revisions reflect updates to education regulation to align state statutes amended during the 33rd legislative session.

◆ BACKGROUND

- In May of 2024, the 33rd legislature passed HB 230 Teachers: Out-of-State Experience, Retired. This bill passed into law in October 2024. This bill contains two key provisions affecting Alaska educators:
 - An amendment to AS 14.20.20 (g), extending the amount of consecutive teaching days that a retired teacher certificate holder may teach in a classroom during a school year. A retired teacher may now teach 165 consecutive days.
 - An amendment to AS 14.20 to add section 14.20.225 Teacher incentive payments and reimbursement of costs related to Board Certification. This provision provides for incentive payments to teachers holding National Board Certification, and for reimbursement of costs to achieve National Board Certification, subject to legislative appropriation.
- To align regulation to reflect the amendment to AS 14.20.20 (g), DEED proposes a revision to 4 AAC 12.380 (e). This amendment revises the consecutive days a retired certificate holder can teach in a classroom from 120 days to 165 days.
- To align regulations to reflect the added section AS 14.20.225, DEED proposes that 4 AAC 12.412. National board certification be added to 4 AAC 12. This section provides for a reporting date for districts to identify teachers eligible for board certification reimbursement and for DEED to develop a process for reimbursement, subject to legislative appropriation.
- Approximately twenty constituents provided written comments on the proposed regulations. Feedback centered on two primary requests:
 - Recommending expansion of eligibility for incentive payments to other certificated staff positions.
 - The statute specifies that incentive payments are designated for teachers. As such, the State Board of Education does not have the authority to extend these payments to other positions through regulation.
 - Recommending inclusion of language specifying that incentive payments will count toward educator pension calculations.
 - The statute does not provide for incentive payments to be included in educator pension calculations. Therefore, the State Board of Education does not have the authority to incorporate this provision into regulation.
- A copy of the proposed regulations follows this cover memo.

◆ OPTIONS

Seek more information.
Adopt the proposed regulations.

◆ ADMINISTRATION'S RECOMMENDATION

Adopt the proposed regulations.

◆ SUGGESTED MOTION

I move the State Board of Education adopt the proposed revisions to 4 AAC 12.380(e), regarding retired teacher substitute teaching terms, and proposed addition of 4 AAC 12.412, regarding national board certification.