



1 regulatory framework that expedites and enhances the ability of  
2 teachers to move across state lines.

3 This compact is intended to achieve the following  
4 objectives and should be interpreted accordingly. The member  
5 states hereby ratify the same intentions by subscribing hereto:

6 (1) Create a streamlined pathway to licensure mobility for  
7 teachers;

8 (2) Support the relocation of eligible military spouses;

9 (3) Facilitate and enhance the exchange of licensure,  
10 investigative, and disciplinary information between  
11 the member states;

12 (4) Enhance the power of state and district level  
13 education officials to hire qualified, competent  
14 teachers by removing barriers to the employment of  
15 out-of-state teachers;

16 (5) Support the retention of teachers in the profession by  
17 removing barriers to relicensure in a new state; and

18 (6) Maintain state sovereignty in the regulation of the  
19 teaching profession.

20 **ARTICLE II**

21 **DEFINITIONS**



1           As used in this compact, and except as otherwise provided,  
2 the following definitions shall govern the terms herein:

3           "Active military member" means any person with full-time  
4 duty status in the armed forces of the United States, including  
5 members of the National Guard and Reserve.

6           "Adverse action" means any limitation or restriction  
7 imposed by a member state's licensing authority, such as  
8 revocation, suspension, reprimand, probation, or limitation on  
9 the licensee's ability to work as a teacher.

10          "Bylaws" means those bylaws established by the commission.

11          "Career and technical education license" means a current,  
12 valid authorization issued by a member state's licensing  
13 authority allowing an individual to serve as a teacher in P-12  
14 public educational settings in a specific career and technical  
15 education area.

16          "Charter member states" means a member state that has  
17 enacted legislation to adopt this compact where such legislation  
18 predates the initial meeting of the commission after the  
19 effective date of the compact.

20          "Commission" means the interstate administrative body which  
21 membership consists of delegates of all states that have enacted



1 this compact, and which is known as the interstate teacher  
2 mobility compact commission.

3 "Commissioner" means the delegate of a member state.

4 "Eligible license" means a license to engage in the  
5 teaching profession which requires at least a bachelor's degree  
6 and the completion of a state approved program for teacher  
7 licensure.

8 "Eligible military spouse" means the spouse of any  
9 individual in full-time duty status in the active armed forces  
10 of the United States, including members of the National Guard  
11 and Reserve on active duty moving as a result of a military  
12 mission or military career progression requirements or are on  
13 their terminal move as a result of separation or retirement,  
14 including surviving spouses of deceased military members.

15 "Executive committee" means a group of commissioners  
16 elected or appointed to act on behalf of, and within the powers  
17 granted to them by, the commission as provided for herein.

18 "Licensing authority" means an official, agency, board, or  
19 other entity of a state that is responsible for the licensing  
20 and regulation of teachers authorized to teach in P-12 public  
21 educational settings.



1 "Member state" means any state that has adopted this  
2 compact, including all agencies and officials of such a state.

3 "Receiving state" means any state where a teacher has  
4 applied for licensure under this compact.

5 "Rule" means any regulation promulgated by the commission  
6 under this compact, which shall have the force of law in each  
7 member state.

8 "State" means a state, territory, or possession of the  
9 United States, and the District of Columbia.

10 "State practice laws" means a member state's laws, rules,  
11 and regulations that govern the teaching profession, define the  
12 scope of such profession, and create the methods and grounds for  
13 imposing discipline.

14 "State specific requirements" means a requirement for  
15 licensure covered in coursework or examination that includes  
16 content of unique interest to the state.

17 "Teacher" means an individual who currently holds an  
18 authorization from a member state that forms the basis for  
19 employment in the P-12 public schools of the state to provide  
20 instruction in a specified subject area, grade level, or student  
21 population.



1 "Unencumbered license" means a current, valid authorization  
2 issued by a member state's licensing authority allowing an  
3 individual to serve as a teacher in P-12 public educational  
4 settings. "Unencumbered license" is not a restricted,  
5 probationary, provisional, substitute, or temporary credential.

6 **ARTICLE III**

7 **LICENSURE UNDER THE COMPACT**

8 (a) Licensure under this compact pertains only to the  
9 initial grant of a license by the receiving state. Nothing  
10 herein applies to any subsequent or ongoing compliance  
11 requirements that a receiving state may require for teachers.

12 (b) Each member state shall, in accordance with the rules  
13 of the commission, define, compile, and update as necessary, a  
14 list of eligible licenses and career and technical education  
15 licenses that the member state is willing to consider for  
16 equivalency under this compact and provide the list to the  
17 commission. The list shall include those licenses that a  
18 receiving state is willing to grant to teachers from other  
19 member states, pending a determination of equivalency by the  
20 receiving state's licensing authority.



1           (c) Upon the receipt of an application for licensure by a  
2 teacher holding an unencumbered license, the receiving state  
3 shall determine which of the receiving state's eligible licenses  
4 the teacher is qualified to hold and shall grant such a license  
5 or licenses to the applicant. Such a determination shall be made  
6 in the sole discretion of the receiving state's licensing  
7 authority and may include a determination that the applicant is  
8 not eligible for any of the receiving state's eligible licenses.  
9 For all teachers who hold an unencumbered license, the receiving  
10 state shall grant one or more unencumbered licenses that, in the  
11 receiving state's sole discretion, are equivalent to the  
12 licenses held by the teacher in any other member state.

13           (d) For active military members and eligible military  
14 spouses who hold a license that is not unencumbered, the  
15 receiving state shall grant an equivalent license or licenses  
16 that, in the receiving state's sole discretion, is equivalent to  
17 the license or licenses held by the teacher in any other member  
18 state, except where the receiving state does not have an  
19 equivalent license.

20           (e) For a teacher holding an unencumbered career and  
21 technical education license, the receiving state shall grant an



1 unencumbered license equivalent to the career and technical  
2 education license held by the applying teacher and issued by  
3 another member state, as determined by the receiving state in  
4 its sole discretion, except where a career and technical  
5 education teacher does not hold a bachelor's degree and the  
6 receiving state requires a bachelor's degree for licenses to  
7 teach career and technical education. A receiving state may  
8 require career and technical education teachers to meet state  
9 industry recognized requirements, if required by law in the  
10 receiving state.

11 **ARTICLE IV**

12 **LICENSURE NOT UNDER THE COMPACT**

13 (a) Except as provided in article III, nothing in this  
14 compact shall be construed to limit or inhibit the power of a  
15 member state to regulate licensure or endorsements overseen by  
16 the member state's licensing authority.

17 (b) When a teacher is required to renew a license received  
18 pursuant to this compact, the state granting such a license may  
19 require the teacher to complete state specific requirements as a  
20 condition of licensure renewal or advancement in that state.



1 (c) For the purposes of determining compensation, a  
2 receiving state may require additional information from teachers  
3 receiving a license under the provisions of this compact.

4 (d) Nothing in this compact shall be construed to limit  
5 the power of a member state to control and maintain ownership of  
6 its information pertaining to teachers or limit the application  
7 of a member state's laws or regulations governing the ownership,  
8 use, or dissemination of information pertaining to teachers.

9 (e) Nothing in this compact shall be construed to  
10 invalidate or alter any existing agreement or other cooperative  
11 arrangement which a member state may already be a party to, or  
12 limit the ability of a member state to participate in any future  
13 agreement or other cooperative arrangement to:

14 (1) Award teaching licenses or other benefits based on  
15 additional professional credentials, including but not  
16 limited to National Board Certification;

17 (2) Participate in the exchange of names of teachers whose  
18 license has been subject to an adverse action by a  
19 member state; or

20 (3) Participate in any agreement or cooperative  
21 arrangement with a non-member state.



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**ARTICLE V**

**TEACHER QUALIFICATIONS AND REQUIREMENTS FOR LICENSURE UNDER THE  
COMPACT**

(a) Except as provided for active military members or eligible military spouses in article III, subsection (d), a teacher may only be eligible to receive a license under this compact where that teacher holds an unencumbered license in a member state.

(b) A teacher eligible to receive a license under this compact shall, unless otherwise provided herein:

- (1) Upon their application to receive a license under this compact, undergo a criminal background check in the receiving state in accordance with the laws and regulations of the receiving state; and
- (2) Provide the receiving state with information in addition to the information required for licensure for the purposes of determining compensation, if applicable.

**ARTICLE VI**

**DISCIPLINE AND ADVERSE ACTIONS**



1 (a) Nothing in this compact shall be deemed or construed  
2 to limit the authority of a member state to investigate or  
3 impose disciplinary measures on teachers according to the state  
4 practice laws thereof.

5 (b) Member states shall be authorized to receive, and  
6 shall provide, files and information regarding the investigation  
7 and discipline, if any, of teachers in other member states upon  
8 request. Any member state receiving such information or files  
9 shall protect and maintain the security and confidentiality  
10 thereof, in at least the same manner that it maintains its own  
11 investigatory or disciplinary files and information. Prior to  
12 disclosing any disciplinary or investigatory information  
13 received from another member state, the disclosing state shall  
14 communicate its intention and purpose for such disclosure to the  
15 member state which originally provided that information.

16 **ARTICLE VII**

17 **ESTABLISHMENT OF THE INTERSTATE TEACHER MOBILITY COMPACT**

18 **COMMISSION**

19 (a) The interstate compact member states hereby create and  
20 establish a joint public agency known as the interstate teacher  
21 mobility compact commission. The commission shall be a joint



1 interstate governmental agency comprised of states that have  
2 enacted the interstate teacher mobility compact. Nothing in  
3 this compact shall be construed to be a waiver of sovereign  
4 immunity.

5 (b) Membership, voting, and meetings.

6 (1) Each member state shall have and be limited to one  
7 delegate to the commission, who shall be given the  
8 title of commissioner.

9 (2) The commissioner shall be the primary administrative  
10 officer of the state licensing authority or their  
11 designee.

12 (3) Any commissioner may be removed or suspended from  
13 office as provided by the laws of the state from which  
14 the commissioner is appointed.

15 (4) The member state shall fill any vacancy occurring in  
16 the commission within ninety days.

17 (5) Each commissioner shall be entitled to one vote about  
18 the promulgation of rules and creation of bylaws and  
19 shall otherwise have an opportunity to participate in  
20 the business and affairs of the commission. A  
21 commissioner shall vote in person or by such other



1 means as provided in the bylaws. The bylaws may  
2 provide for commissioners' participation in meetings  
3 by telephone or other means of communication.

4 (6) The commission shall meet at least once during each  
5 calendar year. Additional meetings shall be held as  
6 set forth in the bylaws.

7 (7) The commission shall establish by rule a term of  
8 office for commissioners.

9 (c) The commission shall have the following powers and  
10 duties:

11 (1) Establish a code of ethics for the commission;

12 (2) Establish the fiscal year of the commission;

13 (3) Establish bylaws for the commission;

14 (4) Maintain its financial records in accordance with the  
15 bylaws of the commission;

16 (5) Meet and take such actions as are consistent with the  
17 provisions of this compact, the bylaws, and rules of  
18 the commission;

19 (6) Promulgate uniform rules to implement and administer  
20 this compact. The rules shall have the force and  
21 effect of law and shall be binding in all member



1 states. In the event the commission exercises its  
2 rulemaking authority in a manner that is beyond the  
3 scope of the purposes of this compact, or the powers  
4 granted hereunder, then such an action by the  
5 commission shall be invalid and have no force and  
6 effect of law;

7 (7) Bring and prosecute legal proceedings or actions in  
8 the name of the commission; provided that the standing  
9 of any member state licensing authority to sue or be  
10 sued under applicable law shall not be affected;

11 (8) Purchase and maintain insurance and bonds;

12 (9) Borrow, accept, or contract for services of personnel,  
13 including, but not limited to, employees of a member  
14 state, or an associated nongovernmental organization  
15 that is open to membership by all states;

16 (10) Hire employees, elect or appoint officers, fix  
17 compensation, define duties, grant such individuals  
18 appropriate authority to carry out the purposes of  
19 this compact, and establish the commission's personnel  
20 policies and programs relating to conflicts of



- 1 interest, qualifications of personnel, and other  
2 related personnel matters;
- 3 (11) Lease, purchase, accept appropriate gifts or donations  
4 of, or otherwise own, hold, improve, or use, any  
5 property, whether real, personal, or mixed; provided  
6 that at all times the commission shall avoid any  
7 appearance of impropriety;
- 8 (12) Sell, convey, mortgage, pledge, lease, exchange,  
9 abandon, or otherwise dispose of any property, whether  
10 real, personal, or mixed;
- 11 (13) Establish a budget and make expenditures;
- 12 (14) Borrow money;
- 13 (15) Appoint committees, including standing committees  
14 composed of members and such other interested persons  
15 as may be designated in this compact or by rules or  
16 bylaws;
- 17 (16) Provide and receive information from, and cooperate  
18 with, law enforcement agencies;
- 19 (17) Establish and elect an executive committee;
- 20 (18) Establish and develop a charter for an executive  
21 information governance committee to advise on



- 1           facilitating exchange of information; use of  
2           information, data privacy, and technical support  
3           needs; and provide reports as needed;
- 4           (19) Perform such other functions as may be necessary or  
5           appropriate to achieve the purposes of this compact  
6           consistent with a state's regulation of teacher  
7           licensure; and
- 8           (20) Determine whether a state's adopted language is  
9           materially different from the model compact language  
10          such that the state would not qualify for  
11          participation in this compact.
- 12          (d) The executive committee of the interstate teacher  
13 mobility compact commission shall:
- 14           (1) Have the power to act on behalf of the commission  
15           according to the terms of this compact;
- 16           (2) Be composed of eight voting members as follows:
- 17                (A) The commission chair;
- 18                (B) The vice chair;
- 19                (C) The treasurer; and
- 20                (D) Five members who are elected by the commission  
21                from the current membership as follows:



- 1 (i) Four voting members representing geographic  
2 regions in accordance with commission rules;  
3 and  
4 (ii) One at large voting member in accordance  
5 with commission rules;  
6 provided that the commission may add or remove members  
7 of the executive committee as provided in commission  
8 rules;
- 9 (3) Meet at least once annually; and  
10 (4) Have the following duties and responsibilities:
- 11 (A) Recommend to the entire commission changes to the  
12 rules or bylaws, changes to the compact  
13 legislation, the establishment of or change to  
14 fees paid by interstate compact member states,  
15 including any annual dues and any compact fee  
16 charged by the member states on behalf of the  
17 commission;
- 18 (B) Ensure commission administration services are  
19 appropriately provided, whether contractual or  
20 otherwise;
- 21 (C) Prepare and recommend the budget;



- 1 (D) Maintain financial records on behalf of the  
2 commission;
- 3 (E) Monitor compliance of member states and provide  
4 reports to the commission; and
- 5 (F) Perform other duties as provided in the  
6 commission's rules or bylaws.
- 7 (e) Meetings of the commission.
- 8 (1) All meetings shall be open to the public, and public  
9 notice of meetings shall be given in accordance with  
10 commission bylaws.
- 11 (2) The commission, the executive committee, or other  
12 committees of the commission may convene in a closed,  
13 non-public meeting if the commission, executive  
14 committee, or other committees of the commission must  
15 discuss:
- 16 (A) Noncompliance of a member state with its  
17 obligations under this compact;
- 18 (B) The employment, compensation, discipline, or  
19 other matters, practices, or procedures related  
20 to specific employees or other matters related to



- 1                   the commission's internal personnel practices and  
2                   procedures;
- 3                   (C) Current, threatened, or reasonably anticipated  
4                   litigation;
- 5                   (D) Negotiation of contracts for the purchase, lease,  
6                   or sale of goods, services, or real estate;
- 7                   (E) Accusation of any person of a crime or formal  
8                   censure of any person;
- 9                   (F) Disclosure of trade secrets or commercial or  
10                   financial information that is privileged or  
11                   confidential;
- 12                   (G) Disclosure of information of a personal nature  
13                   where disclosure would constitute a clearly  
14                   unwarranted invasion of personal privacy;
- 15                   (H) Disclosure of investigative records compiled for  
16                   law enforcement purposes;
- 17                   (I) Disclosure of information related to any  
18                   investigative reports prepared by, on behalf of,  
19                   or for use of the commission or other committee  
20                   charged with responsibility of investigation or



1 determination of compliance issues pursuant to  
2 this compact;

3 (J) Matters specifically exempted from disclosure by  
4 federal or member state statute; and

5 (K) Other matters as set forth by commission bylaws  
6 and rules.

7 (3) If a meeting or a portion of a meeting is closed  
8 pursuant to paragraph (2), the commission's legal  
9 counsel or designee shall first certify that the  
10 meeting may be closed and shall reference each  
11 relevant exemption authorizing the closed meeting.

12 (4) The commission shall keep minutes of commission  
13 meetings and shall provide a full and accurate summary  
14 of actions taken and the reasons therefore, including  
15 a description of the views expressed. All documents  
16 considered in connection with an action shall be  
17 identified in the minutes. All minutes and documents  
18 of a closed meeting shall remain under seal, subject  
19 to release by a majority vote of the commission or  
20 order of a court of competent jurisdiction.

21 (f) Financing of the commission.



- 1           (1) The commission shall pay, or provide for the payment  
2                   of, the reasonable expenses of its establishment,  
3                   organization, and ongoing activities.
- 4           (2) The commission may accept all appropriate donations  
5                   and grants of money, equipment, supplies, materials,  
6                   and services, and receive, utilize, and dispose of the  
7                   same; provided that the commission shall at all times  
8                   avoid any appearance of impropriety or conflict of  
9                   interest.
- 10          (3) The commission may levy on and collect an annual  
11                   assessment from each member state or impose fees on  
12                   other parties to cover the cost of the operations and  
13                   activities of the commission, in accordance with  
14                   commission rules.
- 15          (4) The commission shall not incur obligations of any kind  
16                   prior to securing the funds adequate to meet those  
17                   obligations, nor shall the commission pledge the  
18                   credit of any member state , except by and with the  
19                   authority of the member state.
- 20          (5) The commission shall keep accurate accounts of all  
21                   receipts and disbursements. The receipts and



1 disbursements of the commission shall be subject to  
2 accounting procedures established under commission  
3 bylaws. All receipts and disbursements of funds of  
4 the commission shall be reviewed annually in  
5 accordance with commission bylaws, and a report of the  
6 review shall be included in and become a part of the  
7 annual report of the commission.

8 (g) Qualified immunity, defense, and indemnification.

9 (1) The members, officers, executive director, employees,  
10 and representatives of the commission shall be immune  
11 from suit and liability, either personally or in their  
12 official capacity, for any claim for damage to or loss  
13 of property or personal injury, or other civil  
14 liability caused by or arising out of any actual or  
15 alleged act, error, or omission that occurred, or that  
16 the person against whom the claim is made had a  
17 reasonable basis for believing occurred, within the  
18 scope of commission employment, duties, or  
19 responsibilities; provided that nothing in this  
20 paragraph shall be construed to protect any such  
21 person from suit or liability for any damage, loss,



1 injury, or liability caused by the intentional or  
2 willful or wanton misconduct of that person.

3 (2) The commission shall defend any member, officer,  
4 executive director, employee, or representative of the  
5 commission in any civil action seeking to impose  
6 liability arising out of any actual or alleged act,  
7 error, or omission that occurred within the scope of  
8 commission employment, duties, or responsibilities, or  
9 that the person against whom the claim is made had a  
10 reasonable basis for believing occurred within the  
11 scope of commission employment, duties, or  
12 responsibilities; provided that nothing herein shall  
13 be construed to prohibit that person from retaining  
14 counsel; provided further that the actual or alleged  
15 act, error, or omission did not result from that  
16 person's intentional or willful or wanton misconduct.

17 (3) The commission shall indemnify and hold harmless any  
18 member, officer, executive director, employee, or  
19 representative of the commission for the amount of any  
20 settlement or judgment obtained against that person  
21 arising out of any actual or alleged act, error, or



1 omission that occurred within the scope of commission  
2 employment, duties, or responsibilities, or that the  
3 person had a reasonable basis for believing occurred  
4 within the scope of commission employment, duties, or  
5 responsibilities; provided that the actual or alleged  
6 act, error, or omission did not result from the  
7 intentional or willful or wanton misconduct of that  
8 person.

9 **ARTICLE VIII**

10 **RULEMAKING**

11 (a) The commission shall exercise its rulemaking powers  
12 pursuant to the criteria set forth in this compact and the rules  
13 adopted thereunder. Rules and amendments shall become binding  
14 as of the date specified in each rule or amendment.

15 (b) The commission shall promulgate reasonable rules to  
16 achieve the intent and purpose of this compact. In the event  
17 the commission exercises its rulemaking authority in a manner  
18 that is beyond the purpose and intent of this compact or the  
19 powers granted hereunder, then such an action by the commission  
20 shall be invalid and have no force and effect of law in the  
21 member states.



1 (c) If a majority of the legislatures of the member states  
2 rejects a rule, by enactment of a statute or resolution in the  
3 same manner used to adopt this compact within four years of the  
4 date of adoption of the rule, then such rule shall have no  
5 further force and effect in any member state.

6 (d) Rules or amendments to the rules shall be adopted or  
7 ratified at a regular or special meeting of the commission in  
8 accordance with commission rules and bylaws.

9 (e) Upon determination that an emergency exists, the  
10 commission may consider and adopt an emergency rule within  
11 forty-eight hours' notice, with opportunity to provide comment;  
12 provided that the usual rulemaking procedures shall be  
13 retroactively applied to the rule as soon as reasonably  
14 possible, and in no event later than ninety days after the  
15 effective date of the rule.

16 For the purposes of this subsection:

17 "Emergency rule" means a rule that must be adopted  
18 immediately to:

- 19 (1) Meet an imminent threat to public health, safety, or  
20 welfare;  
21 (2) Prevent a loss of commission or member state funds;



1 (3) Meet a deadline for the promulgation of an  
2 administrative rule that is established by federal law  
3 or rule; or

4 (4) Protect public health and safety.

5 **ARTICLE IX**

6 **FACILITATING INFORMATION EXCHANGE**

7 (a) The commission shall provide for the facilitation of  
8 exchange of information to administer and implement the  
9 provisions of this compact in accordance with the rules of the  
10 commission, consistent with generally accepted data protection  
11 principles.

12 (b) Nothing in this compact shall be deemed or construed  
13 to alter, limit, or inhibit the power of a member state to  
14 control and maintain ownership of its licensee information or  
15 alter, limit, or inhibit the laws or regulations governing  
16 licensee information in the member state.

17 **ARTICLE X**

18 **OVERSIGHT, DISPUTE RESOLUTION, AND ENFORCEMENT**

19 (a) Oversight.

20 (1) The executive and judicial branches of state  
21 government in each member state shall enforce this



1 compact and take all actions necessary and appropriate  
2 to effectuate the compact's purposes and intent. The  
3 provisions of this compact shall have standing as  
4 statutory law.

5 (2) Venue is proper and judicial proceedings by or against  
6 the commission shall be brought solely and exclusively  
7 in a court of competent jurisdiction where the  
8 principal office of the commission is located. The  
9 commission may waive venue and jurisdictional defenses  
10 to the extent the commission adopts or consents to  
11 participate in alternative dispute resolution  
12 proceedings. Nothing herein shall affect or limit the  
13 selection or propriety of venue in any action against  
14 a licensee for professional malpractice, misconduct,  
15 or any similar matter.

16 (3) All courts and administrative agencies shall take  
17 judicial notice of this compact, the rules of the  
18 commission, and any information provided to a member  
19 state pursuant thereto in any judicial or  
20 quasi-judicial proceeding in a member state pertaining  
21 to the subject matter of this compact, or which may



1           affect the powers, responsibilities, or actions of the  
2           commission.

3           (4) The commission shall be entitled to receive service of  
4           process in any proceeding regarding the enforcement or  
5           interpretation of this compact and shall have standing  
6           to intervene in such a proceeding for all purposes.  
7           Failure to provide the commission service of process  
8           shall render a judgment or order void as to the  
9           commission, this compact, or promulgated rules.

10          (b) Default, technical assistance, and termination. If  
11          the commission determines that a member state has defaulted in  
12          the performance of its obligations or responsibilities under  
13          this compact or promulgated rules, the commission shall:

14           (1) Provide written notice to the defaulting state and  
15           other member states of the nature of the default, the  
16           proposed means of curing the default, or any other  
17           action to be taken by the commission; and

18           (2) Provide remedial training and specific technical  
19           assistance regarding the default.

20          (c) If a state in default fails to cure the default, the  
21          defaulting state may be terminated from this compact upon an



1 affirmative vote of a majority of the commissioners of the  
2 member states, and all rights, privileges, and benefits  
3 conferred on that state by this compact may be terminated on the  
4 effective date of termination. A cure of the default does not  
5 relieve the offending state of obligations or liabilities  
6 incurred during the period of default.

7 (d) Termination of membership in this compact shall be  
8 imposed only after all other means of securing compliance have  
9 been exhausted. Notice of intent to suspend or terminate shall  
10 be given by the commission to the governor, the majority and  
11 minority leaders of the defaulting state's legislature, the  
12 state licensing authority, and each of the member states.

13 (e) A state that has been terminated is responsible for  
14 all assessments, obligations, and liabilities incurred through  
15 the effective date of termination, including obligations that  
16 extend beyond the effective date of termination.

17 (f) The commission shall not bear any costs related to a  
18 state that is found to be in default or that has been terminated  
19 from this compact, unless agreed upon in writing between the  
20 commission and the defaulting state.



1 (g) The defaulting state may appeal the action of the  
2 commission by petitioning the United States District Court for  
3 the District of Columbia or the federal district where the  
4 commission has its principal offices. The prevailing party  
5 shall be awarded all costs of the litigation, including  
6 reasonable attorney's fees.

7 (h) Dispute resolution.

8 (1) Upon request by a member state, the commission shall  
9 attempt to resolve disputes related to this compact  
10 that arise among member states and between member and  
11 non-member states.

12 (2) The commission shall promulgate a rule providing for  
13 both binding and non-binding alternative dispute  
14 resolution for disputes as appropriate.

15 (i) Enforcement.

16 (1) The commission, in the reasonable exercise of its  
17 discretion, shall enforce the provisions and rules of  
18 this compact.

19 (2) By majority vote, the commission may initiate legal  
20 action in the United States District Court for the  
21 District of Columbia or the federal district where the





1           (2) A charter member state whose enactment is found to be  
2           materially different from the model compact statute  
3           shall be entitled to the default process set forth  
4           pursuant to article X.

5           (3) Member states enacting this compact subsequent to the  
6           charter member states shall be subject to the process  
7           set forth in article VII, subsection (c) (20), to  
8           determine if the member states' enactments are  
9           materially different from the model compact statute  
10          and whether the member states qualify for  
11          participation in this compact.

12          (b) If any member state is later found to be in default,  
13          is terminated, or withdraws from this compact, the commission  
14          shall remain in existence and this compact shall remain in  
15          effect even if the number of member states is less than ten.

16          (c) Any state that joins this compact after the  
17          commission's initial adoption of the rules and bylaws shall be  
18          subject to the rules and bylaws as they exist on the date on  
19          which this compact becomes law in that state. Any rule that has  
20          been previously adopted by the commission shall have the full  
21          force and effect of law on the day this compact becomes law in



1 that state, as the rules and bylaws may be amended as provided  
2 in this compact.

3 (d) Any member state may withdraw from this compact by  
4 enacting a statute repealing the same compact; provided that:

5 (1) A member state's withdrawal shall not take effect  
6 until six months after enactment of the repealing  
7 statute; and

8 (2) Withdrawal shall not affect the continuing requirement  
9 of the withdrawing state's licensing authority to  
10 comply with the investigative and adverse action  
11 reporting requirements of this compact prior to the  
12 effective date of withdrawal.

13 (e) This compact may be amended by the member states. No  
14 amendment to this compact shall become effective and binding  
15 upon any member state until this compact is enacted into the  
16 laws of all member states.

17 **ARTICLE XII**

18 **CONSTRUCTION AND SEVERABILITY**

19 This compact shall be liberally construed to effectuate the  
20 purposes thereof. The provisions of this compact shall be  
21 severable and if any phrase, clause, sentence, or provision of



1 this compact is declared to be contrary to the constitution of  
2 any member state or a state seeking membership in this compact,  
3 or of the United States, or the applicability thereof to any  
4 other government, agency, person, or circumstance is held  
5 invalid, the validity of the remainder of this compact and the  
6 applicability thereof to any government, agency, person, or  
7 circumstance shall not be affected thereby. If this compact  
8 shall be held contrary to the constitution of any member state,  
9 the compact shall remain in full force and effect as to the  
10 remaining member states and in full force and effect as to the  
11 member state affected as to all severable matters.

12 **ARTICLE XIII**

13 **CONSISTENT EFFECT AND CONFLICT WITH OTHER STATE LAWS**

14 (a) Nothing herein shall prevent or inhibit the  
15 enforcement of any other law of a member state that is not  
16 inconsistent with this compact.

17 (b) Any laws, statutes, regulations, or other legal  
18 requirements in a member state in conflict with this compact are  
19 superseded to the extent of the conflict.

20 (c) All permissible agreements between the commission and  
21 the member states are binding in accordance with their terms."



# H.B. NO. 2661

1 SECTION 2. This Act shall take effect on July 1, 2024.

2

INTRODUCED BY: \_\_\_\_\_



JAN 24 2024



# H.B. NO. 2661

**Report Title:**

Education; Teachers; Interstate Compact

**Description:**

Enacts the Interstate Teacher Mobility Compact to reduce barriers to teacher license portability and employment.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

