

Fifty-fifth  
Legislative Assembly  
of North Dakota

## ENGROSSED SENATE BILL NO. 2033

Introduced by

Legislative Council

(Education Services Committee)

1 A BILL for an Act to provide for a postsecondary enrollment options program; and to amend  
2 and reenact subdivision q of subsection 1 of section 28-32-01 of the North Dakota Century  
3 Code, relating to the rulemaking authority of the superintendent of public instruction.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. Postsecondary enrollment options program.** Any North Dakota  
6 student enrolled in grade eleven or twelve in a public high school is eligible to receive high  
7 school and postsecondary credit for the successful completion of a course offered by any  
8 postsecondary institution accredited by a national accreditation organization recognized by the  
9 United States department of education.

10 **SECTION 2. Permission to enroll - Notification - Credits.** Before enrolling in a  
11 course for credit under section 1 of this Act, the student must obtain written permission from the  
12 student's school district superintendent. The student's school district superintendent shall  
13 determine the number of credits for which the student is eligible and shall include the number  
14 on the permission document granting permission required by this section. For purposes of  
15 determining credit, a three-semester hour course offered by a postsecondary institution is  
16 equivalent to a full semester high school course. Upon the student's successful completion of  
17 the course, the postsecondary institution shall notify the student's school district superintendent  
18 of that fact.

19 **SECTION 3. Costs of attendance - Responsibility of student.** The student and the  
20 student's parent or legal guardian are responsible for all costs of attendance at a  
21 postsecondary institution under sections 1 through 6 of this Act. For purposes of this section,  
22 "costs" include tuition, fees, textbooks, materials, equipment, and other necessary charges  
23 related to the course in which the student has enrolled.

1           **SECTION 4. Transportation - Responsibility of student.** The student and the  
2 student's parent or legal guardian are responsible for transportation arrangements and all costs  
3 of transportation associated with a student's attendance at a postsecondary institution under  
4 sections 1 through 6 of this Act.

5           **SECTION 5. Foundation aid - Extracurricular activities.** A student attending a  
6 postsecondary institution under sections 1 through 6 of this Act is deemed to be in attendance  
7 at the student's school district of residence for purposes of calculating foundation aid and for  
8 purposes relating to the student's eligibility to participate in high school extracurricular activities.

9           **SECTION 6. Courses - Statutory and regulatory exemption.** The courses for which  
10 dual high school and postsecondary credit are available under sections 1 through 6 of this Act  
11 are postsecondary courses and are exempt from any statutory or regulatory provisions  
12 otherwise applicable to high school courses and to the persons by whom high school courses  
13 are taught.

14           **SECTION 7. AMENDMENT.** Subdivision q of subsection 1 of section 28-32-01 of the  
15 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

- 16           q.   The superintendent of public instruction, except with respect to rules  
17               prescribed under section 15-21-07 ~~and~~, rules implementing chapter 15-22,  
18               and rules relating to sections 1 through 6 of this Act.