

Fifty-sixth Legislative Assembly, State of North Dakota, begun in the Capitol in the City of Bismarck, on Tuesday, the fifth day of January, one thousand nine hundred and ninety-nine

SENATE BILL NO. 2146

(Education Committee)

(At the request of the Office of Management and Budget)

AN ACT to amend and reenact sections 15-40.1-05 and 15-44-03 of the North Dakota Century Code, relating to payment of state school aid by the superintendent of public instruction.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 15-40.1-05 of the 1997 Supplement to the North Dakota Century Code is amended and reenacted as follows:

15-40.1-05. Distribution of payments to school districts - Duty of ~~office of management and budget~~ superintendent of public instruction. The superintendent of public instruction shall ~~certify to the office of management and budget a list of all school districts in the state, together with a statement of~~ determine the total payments made to each respective school district during the previous fiscal year. The ~~office of management and budget~~ superintendent shall pay each school district ten percent of the that amount ~~certified~~, within the limits of legislative appropriation, on or before July fifteenth, August first, September first, and October first of each year. The superintendent of public instruction shall determine what amounts in addition to those payments are necessary to constitute the remainder of the payments due to each school district for the current school year, ~~and shall certify to the office of management and budget a list of all school districts in the state, together with a statement of the payments due them.~~ On or before November first, the ~~office of management and budget~~ superintendent of public instruction shall pay to each school district, within limits of legislative appropriation, the amounts needed in addition to the above payments to constitute fifty percent of the sum found to be due under this chapter. On or before the first day of December, January, February, March, and April, payments equal to one-fifth of the total remaining payments must be made to each respective school district. If funds appropriated for distribution to school districts for per student and transportation aid become available after April first, the superintendent shall distribute the payments no later than June thirtieth.

SECTION 2. AMENDMENT. Section 15-44-03 of the North Dakota Century Code is amended and reenacted as follows:

15-44-03. Certificate by office of management and budget - Apportionment by superintendent of public instruction - Warrant - Payment. The office of management and budget on or before the third Monday in February, April, August, October, and December in each year, shall certify to the superintendent of public instruction the amount of the state tuition fund. The superintendent shall apportion such fund among the several school districts of the state in proportion to the number of children of school age residing in each as shown by the last enumeration provided for by law, and shall ~~certify to the office of management and budget and state treasurer~~ pay the amount apportioned to the respective school districts. ~~Immediately upon receipt of the apportionment from the superintendent of public instruction, the office of management and budget shall pay each school district the amount to which it is entitled~~ Payments from the state tuition fund ~~and such payments~~ must be combined with and paid at the same time as ~~per pupil~~ per student payments pursuant to section 15-40.1-05.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-sixth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2146.

Senate Vote: Yeas 44 Nays 0 Absent 5

House Vote: Yeas 94 Nays 0 Absent 4

Secretary of the Senate

Received by the Governor at _____ M. on _____, 1999.

Approved at _____ M. on _____, 1999.

Governor

Filed in this office this _____ day of _____, 1999,

at _____ o'clock _____ M.

Secretary of State