

**SENATE BILL NO. 2107**

Introduced by

Education Committee

(At the request of the Department of Public Instruction)

1 A BILL for an Act to create and enact a new section to chapter 15-40.3 of the North Dakota  
2 Century Code or in the alternative to create and enact a new section to chapter 15.1-31 of the  
3 North Dakota Century Code, relating to the payment of tuition for open enrolled students.

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

5 **SECTION 1.** If House Bill No. 1045 does not become effective, a new section to  
6 chapter 15-40.3 of the North Dakota Century Code is created and enacted as follows:

7 **Payment of tuition for open-enrolled students.**

- 8 1. For the 2001-02 school year, school districts whose students open enroll to  
9 another school district must pay one-fourth of the tuition, as determined under  
10 section 15-40.2-03, to the admitting school district.
- 11 2. For the 2002-03 school year, school districts whose students open enroll to  
12 another school district must pay one-half of the tuition, as determined under  
13 section 15-40.2-03, to the admitting school district.
- 14 3. For the 2003-04 school year, school districts whose students open enroll to  
15 another school district must pay three-fourths of the tuition, as determined under  
16 section 15-40.2-03, to the admitting school district.
- 17 4. For the 2004-05 school year and all years thereafter, school districts whose  
18 students open enroll to another school district must pay the full tuition amount, as  
19 determined under section 15-40.2-03, to the admitting school district.
- 20 5. The payments under this section must be made for all open-enrolled students  
21 regardless of when the students began open enrolling out of their school districts of  
22 residence.

23 **SECTION 2.** A new section to chapter 15.1-31 as created by House Bill No. 1045, as  
24 approved by the fifty-seventh legislative assembly, is created and enacted as follows:

**Payment of tuition for open-enrolled students.**

1. For the 2001-02 school year, school districts whose students open enroll to another school district must pay one-fourth of the tuition, as determined under section 15-40.2-03, to the admitting school district.
2. For the 2002-03 school year, school districts whose students open enroll to another school district must pay one-half of the tuition, as determined under section 15-40.2-03, to the admitting school district.
3. For the 2003-04 school year, school districts whose students open enroll to another school district must pay three-fourths of the tuition, as determined under section 15-40.2-03, to the admitting school district.
4. For the 2004-05 school year and all years thereafter, school districts whose students open enroll to another school district must pay the full tuition amount, as determined under section 15-40.2-03, to the admitting school district.
5. The payments under this section must be made for all open-enrolled students regardless of when the students began open enrolling out of their school districts of residence.