

Fifty-eighth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1295

Introduced by

Representatives Hawken, Delmore, Haas, N. Johnson

Senators J. Lee, Wardner

1 A BILL for an Act to amend and reenact section 15.1-02-13 of the North Dakota Century Code,  
2 relating to school district employee compensation reports.

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

4 **SECTION 1. AMENDMENT.** Section 15.1-02-13 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **15.1-02-13. School district employee compensation report.**

- 7 1. Before September eleventh of each year, ~~beginning in 2002~~, each school district  
8 shall provide ~~the following information~~ to the superintendent of public instruction,  
9 with respect to each teacher and class of teachers and with respect to each  
10 administrator and class of administrators, the total amount paid or provided as:
- 11 a. ~~The total amount of base salary.~~
  - 12 b. ~~The total amount of compensation reportable as gross income under the~~  
13 ~~Internal Revenue Code.~~
  - 14 c. ~~Any other compensation paid or provided to or on behalf of individuals~~  
15 ~~employed as teachers and as administrators.~~
  - 16 d. ~~Health insurance benefits paid to or on behalf of individuals employed as~~  
17 ~~teachers and as administrators.~~
  - 18 e. ~~Retirement contributions and assessments paid on behalf of individuals~~  
19 ~~employed as teachers and as administrators, and including individual shares~~  
20 ~~if paid by the district.~~
  - 21 f. ~~Any other benefits paid or provided to or on behalf of individuals employed as~~  
22 ~~teachers and as administrators.~~
- 23 a. Base salary.
  - 24 b. Compensation for an extended contract.

- 1           c.   Compensation for cocurricular activities.
- 2           d.   Any other compensation.
- 3           e.   Health insurance benefits.
- 4           f.   Dental insurance benefits.
- 5           g.   Vision insurance benefits.
- 6           h.   Life insurance benefits.
- 7           i.   Long-term disability insurance benefits.
- 8           j.   Supplemental retirement plan contributions.
- 9           k.   Retirement contributions and assessments, including individual shares if paid  
10           by the district.
- 11          l.   Social security contributions.
- 12          m.   Any other benefits.
- 13          2.   In addition to the requirements of subsection 1, each school district shall also  
14           indicate:
  - 15           a.   Whether each individual teacher and administrator is employed on a full-time  
16               or a part-time basis.
  - 17           b.   The number of days used to determine the base salary of each individual  
18               employed as a teacher or as an administrator.
- 19          3.   The superintendent of public instruction shall:
  - 20           a.   Compile the information required by ~~subsection 4~~ this section in a manner  
21               that allows for accurate comparisons ~~based on:~~
    - 22               (1)   ~~Full time versus part time personnel;~~
    - 23               (2)   ~~A normal schoolday versus an extended schoolday; and~~
    - 24               (3)   ~~A regular school calendar of approximately one hundred eighty days~~  
25               ~~versus an extended school year.; and~~
  - 26           b.   Forward a copy of the compiled information to the governor and the chairman  
27               of the legislative council.
- 28          ~~3.~~ 4.   The superintendent of public instruction may not expand the reporting  
29           requirements provided in this section.
- 30          5.   If any school district fails without good cause to provide the information required by  
31           this section on or before September tenth and in the manner directed by the

superintendent of public instruction, the superintendent shall withhold all state aid until the information is received.

4. 6. For purposes of this section:

a. "Administrator" ~~means~~ includes an individual who is employed by a school district in an administrative position and ~~includes a~~ who is classified by the superintendent of public instruction as:

- (1) A class 67 school district superintendent, ~~an~~;
- (2) A class 66 assistant or associate superintendent, ~~a~~;
- (3) A class 53 principal, ~~an~~;
- (4) A class 05 assistant principal, ~~a~~;
- (5) A class 29 director, including a special education director, and a vocational education director, ~~and any~~;
- (6) A class 04 assistant director; and
- (7) Any other individual whose position requires an administrator's credential.

b. "Teacher" means an individual, other than an administrator, who is licensed to teach by the education standards and practices board or approved to teach by the education standards and practices board and who is employed by the board of a school district in a position classified by the superintendent of public instruction as ~~of July 1, 2001, as:~~

- (1) A class 22 coordinator;
- (2) A class 37 guidance counselor or school counselor;
- (3) A class 38 guidance counselor designate;
- (4) A class 40 instructional programmer;
- (5) A class 41 library media specialist;
- (6) A class 56 pupil personnel service provider;
- (7) A class 59 school psychologist;
- (8) A class 62 speech-language pathologist;
- (9) A class 68 supervisor;
- (10) A class 70 teacher or special education teacher; or
- (11) A class 72 tutor in training.