

Fifty-ninth  
Legislative Assembly  
of North Dakota

Introduced by

1 A BILL for an Act to amend and reenact section 15.1-06-05 of the North Dakota Century Code,  
2 relating to reconfiguration of instructional days.

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

4 **SECTION 1. AMENDMENT.** Section 15.1-06-05 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **15.1-06-05. Instructional days - Reconfiguration - Application.**

- 7 1. A school district may apply to the superintendent of public instruction for  
8 permission to reconfigure the number of instructional days required by section  
9 15.1-06-04.
- 10 2. The superintendent of public instruction may approve an application under  
11 subsection 1 only if the reconfiguration of the required number of instructional  
12 days:
- 13 a. ~~(1)~~ Makes available to each of the school district's elementary students at  
14 least nine hundred fifty-one and one-half hours of instructional time and  
15 makes available to each of the district's high school students at least  
16 one thousand thirty-eight hours of instructional time; ~~and~~
- 17 ~~(2) Does not reduce the hours of instructional time below the level made~~  
18 ~~available to elementary students and high school students, respectively,~~  
19 ~~by the school district during the last school year completed prior to the~~  
20 ~~date of the application; and~~
- 21 b. (1) Encourages innovation;
- 22 (2) Provides improved educational opportunities or enhanced academic  
23 opportunities for the students;
- 24 (3) Provides for greater flexibility in the use of a school by current students;

- 1                   (4)   Provides for greater flexibility in the use of a school by individuals or  
2   groups other than current students; or  
3                   (5)   Results in significant cost-savings to the district.
- 4           3.   A reconfiguration of instructional days approved by the superintendent of public  
5                   instruction under this section is valid for one school year. A school district may  
6                   apply to the superintendent for permission to extend the reconfiguration of  
7                   ~~instructional days for one additional year.~~ If granted, the first extension after the  
8                   initial year is valid for one school year. All extensions thereafter are valid for five  
9                   school years.
- 10          4.   If the superintendent of public instruction approves a district's application for  
11                   reconfiguration of instructional time under this section, the district is eligible to  
12                   receive the per student payments provided under chapter 15.1-27.
- 13          5.   The superintendent of public instruction shall adopt rules governing the submission  
14                   and evaluation of applications and the monitoring of any school or school district  
15                   that receives a waiver under this section.
- 16          6.   A reconfiguration of instructional days approved by the superintendent of public  
17                   instruction under this section satisfies the requirements for school operation and  
18                   instructional time required by law.
- 19          7.   A reconfiguration of instructional days approved by the superintendent of public  
20                   instruction under this section does not affect the accrual of teachers' benefits  
21                   provided by law.