

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 by school districts.

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.