

HOUSE BILL NO. 1033

Introduced by

Legislative Council

(Education Committee)

- 1 A BILL for an Act to create and enact three new sections to chapter 15.1-27 of the North Dakota
2 Century Code, relating to the calculation of school district transportation payments.

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

4 **SECTION 1.** A new section to chapter 15.1-27 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Transportation payments - Determination - First year of biennium.**

- 7 1. During the first year of the 2005-07 biennium, the superintendent of public
8 instruction shall:
- 9 a. Determine the amount of state transportation aid that the school district
10 received during the second year of the 2003-05 biennium; and
- 11 b. Determine the amount of state transportation aid to which the district would be
12 entitled, using data envelopment analysis, for transportation services provided
13 to students during the second year of the 2003-05 biennium.
- 14 2. If the amount in subdivision b of subsection 1 is greater than the amount in
15 subdivision a of subsection 1, the superintendent of public instruction shall forward
16 to the school district an amount equal to:
- 17 a. The state transportation aid that the school district received during the second
18 year of the 2003-05 biennium; plus
- 19 b. One-third of the difference between the amount received under subdivision a
20 and the amount to which the district would be entitled, using data
21 envelopment analysis, for transportation services provided to students during
22 the second year of the 2003-05 biennium.

3. If the amount in subdivision a of subsection 1 is greater than the amount in subdivision b of subsection 1, the superintendent of public instruction shall forward to the district an amount equal to:
 - a. The state transportation aid that the school district received during the second year of the 2003-05 biennium; less
 - b. One-third of the difference between the amount received under subdivision a and the amount to which the district would be entitled, using data envelopment analysis, for transportation services provided to students during the second year of the 2003-05 biennium.

SECTION 2. A new section to chapter 15.1-27 of the North Dakota Century Code is created and enacted as follows:

Transportation payments - Determination - Second year of biennium.

1. During the second year of the 2005-07 biennium, the superintendent of public instruction shall:
 - a. Determine the amount of state transportation aid that the school district received during the first year of the 2005-07 biennium; and
 - b. Determine the amount of state transportation aid to which the school district would be entitled, using data envelopment analysis, for services provided during the first year of the 2005-07 biennium.
2. If the amount in subdivision b of subsection 1 is greater than the amount in subdivision a of subsection 1, the superintendent of public instruction shall forward to the school district an amount equal to:
 - a. The state transportation aid that the school district received during the first year of the 2005-07 biennium; plus
 - b. One-half of the difference between the amount received under subdivision a and the amount to which the school district would be entitled, using data envelopment analysis, for services provided during the first year of the 2005-07 biennium.
3. If the amount in subdivision a of subsection 1 is greater than the amount in subdivision b of subsection 1, the superintendent of public instruction shall forward to the school district an amount equal to:

- 1 a. The state transportation aid that the school district received during the first
- 2 year of the 2005-07 biennium; less
- 3 b. One-half of the difference between the amount received under subdivision a
- 4 and the amount to which the district would be entitled, using data
- 5 envelopment analysis, for services provided during the first year of the
- 6 2005-07 biennium.

7 **SECTION 3.** A new section to chapter 15.1-27 of the North Dakota Century Code is
8 created and enacted as follows:

9 **Transportation payments - Distribution.** The superintendent of public instruction
10 shall forward to each school district any amount to which the district is entitled under this Act at
11 the same time and in the same manner as required for state aid payments under section
12 15.1-27-01.