

**FIRST ENGROSSMENT
with Senate Amendments**

Sixtieth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1491

Introduced by

Representatives Gulleason, R. Kelsch

Senator Heitkamp

1 A BILL for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota
2 Century Code, relating to electronic course delivery; to provide for a legislative council report;
3 and to provide an effective date.

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

5 **SECTION 1.** A new section to chapter 15.1-21 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Electronic course delivery - Approval process.**

- 8 1. Before a person may provide elementary or high school courses electronically to a
9 student, school, or school district in this state, the person must obtain annual
10 approval from the superintendent of public instruction. The electronic delivery of a
11 course includes online and technological delivery methods.
- 12 2. Before the superintendent of public instruction may grant approval to a person
13 under this section, the superintendent shall verify that:
- 14 a. All courses offered by the person in this state are aligned with the state
15 content and performance standards and if standards do not exist for a
16 particular course, the criteria must ensure that the course content is
17 sufficiently challenging for students, given the grade level at which it is
18 offered;
- 19 b. All teachers involved in the electronic delivery of a course meet or exceed the
20 qualifications and licensure requirements placed on the teachers by the state
21 in which the course originates; and
- 22 c. All students receiving a course electronically have ongoing contact time with
23 the teachers of the course.

1 3. The approval process provided for in this section does not apply to a course
2 provided electronically between approved schools in this state.

3 **SECTION 2. REPORT TO LEGISLATIVE COUNCIL.** During the 2007-08 interim, the
4 superintendent of public instruction shall provide a report to the legislative council regarding the
5 planning and development of the electronic course delivery approval process to be
6 implemented as provided in this Act.

7 **SECTION 3. EFFECTIVE DATE.** Section 1 of this Act becomes effective on July 1,
8 2009.