

Sixty-first
Legislative Assembly
of North Dakota

Introduced by

1 A BILL for an Act to create and enact a new section to chapter 15.1-06 of the North Dakota
2 Century Code, relating to classroom size requirements; and to amend and reenact section
3 15.1-06-06 of the North Dakota Century Code, relating to the approval of schools.

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

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

7 **15.1-06-06. Approval of public and nonpublic schools.** Each public and nonpublic
8 school in this state offering elementary or secondary education to students must be approved
9 by the superintendent of public instruction. Except as otherwise provided by law, the
10 superintendent may not approve a school unless:

- 11 1. Each classroom teacher is licensed to teach by the education standards and
12 practices board or approved to teach by the education standards and practices
13 board;
- 14 2. Each classroom teacher is teaching only in those course areas or fields for which
15 the teacher is licensed or for which the teacher has received an exception under
16 section 15.1-09-57;
- 17 3. The students are offered all subjects required by law;
- 18 4. The school is in compliance with the classroom size requirements established by
19 section 2 of this Act.
- 20 5. The school is in compliance with all local and state health, fire, and safety laws; and
21 ~~5- 6.~~ The school has conducted all criminal history record checks required by section
22 12-60-24.

23 **SECTION 2.** A new section to chapter 15.1-06 of the North Dakota Century Code is
24 created and enacted as follows:

- 1 **Classroom size - Maximum number of students.** The average classroom size for all
- 2 grades from kindergarten through six, may not exceed eighteen students in average daily
- 3 membership. For purpose of this section, "average classroom size" is calculated at each grade
- 4 level, based on the number of self-contained classrooms of that grade, at the school.