

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1400

That the Senate recede from its amendments as printed on pages 1194-1219 of the House Journal and pages 1059-1084 of the Senate Journal and that Engrossed House Bill No. 1400 be amended as follows:

Page 2, replace lines 21 through 29 with:

**"SECTION 3. AMENDMENT.** Section 15.1-06-04 of the North Dakota Century Code is amended and reenacted as follows:

**15.1-06-04. School calendar - Length.**

1. During ~~each the 2009-10~~ school year, a school district shall provide for a school calendar of at least one hundred eighty days, ~~apportioned as follows:~~
  - a. One hundred seventy-three ~~full~~ days ~~of~~ must be used for instruction;
  - b. Three days must be used for holidays ~~listed in subdivisions b through j of subsection 1 of section 15.1-06-02 and~~, as selected by the school board in consultation with district teachers from the list provided for in subdivisions b through j of subsection 1 of section 15.1-06-02;
  - c. Up to two ~~full~~ days ~~during which parent-teacher conferences are held or which are deemed by the school board to be compensatory~~ must be used for:
    - (1) Parent-teacher conferences; or
    - (2) Compensatory time for parent-teacher conferences held outside regular school hours; and
  - d. Two days must be used for professional development ~~activities~~.
2. During the 2010-11 school year, a school district shall provide for a school calendar of at least one hundred eighty-one days.
  - a. One hundred seventy-four days must be used for instruction;
  - b. Three days must be used for holidays, as selected by the board in consultation with district teachers from the list provided for in subdivisions b through j of subsection 1 of section 15.1-06-02;
  - c. Up to two days must be used for:
    - (1) Parent-teacher conferences; or
    - (2) Compensatory time for parent-teacher conferences held outside of regular school hours; and
  - d. Two days must be used for professional development.

3. Beginning with the 2011-12 school year, a school district shall provide for a school calendar of at least one hundred eighty-two day.
  - a. One hundred seventy-four days must be used for instruction;
  - b. Three days must be used for holidays, as selected by the board in consultation with district teachers from the list provided for in subdivisions b through j of subsection 1 of section 15.1-06-02;
  - c. Up to two days must be used for:
    - (1) Parent-teacher conferences; or
    - (2) Compensatory time for parent-teacher conferences held outside of regular school hours; and
  - d. Three days must be used for professional development.
4. A day for professional development must consist of:
  - a. Six hours of professional development, exclusive of meals and other breaks, conducted within a single day;
  - b. Two four-hour periods of professional development, exclusive of meals and other breaks, conducted over two days; or
  - c. Beginning with the 2010-11 school year, four two-hour periods of professional development, provided:
    - (1) The instructional day on which such professional development occurs still consist of at least four hours for kindergarten and elementary students and four and one-half hours for high school students;
    - (2) The instructional time for each course normally provided that day is reduced proportionately or the daily schedule is reconfigured to ensure that the same course or period is not subject to early dismissal more than one time per school calendar, as a result of this subdivision; and
    - (3) Teachers are required by the district to be in attendance.
5. If a school district offers a four-hour period of professional development, as permitted in subdivision b of subsection 4, the school district may schedule instruction during other available hours on that same day and be credited with providing one-half day of instruction to students. This subsection does not apply unless the one-half day of instruction equals at least one-half of the time required for a full day of instruction, as defined in this section.
6.
  - a. In meeting the requirements for two days of professional development ~~activities under subsection 4~~ this section, a school district may require that its teachers attend the North Dakota education association instructional conference and may pay teachers for attending the conference, provided their attendance is verified.
  - b. In meeting the requirements for two days of professional development ~~activities under subsection 4~~ this section, a school district may consider attendance at the North Dakota education association instructional conference to be optional, elect not to pay teachers for attending the instructional conference, and instead direct any resulting

savings toward providing alternate professional development opportunities.

- c. ~~For purposes of this section, a "day for professional development activities" means:~~
  - (1) ~~Six hours of professional development activities, exclusive of meals and other breaks, conducted within a single day; or~~
  - (2) ~~Two four-hour periods of professional development activities, exclusive of meals and other breaks, conducted over two days.~~
- 3. ~~If a school district offers a four-hour period of professional development activities, as permitted in subdivision c of subsection 2, the school district may schedule instruction during other available hours on that same day and be credited with providing one-half day of instruction to students. The provisions of this subsection do not apply unless the one-half day of instruction equals at least one-half of the time required for a full day of instruction, as defined in this section.~~
- 4. A school district may not require the attendance of teachers in school or at any school-sponsored, school-directed, school-sanctioned, or school-related activities and may not schedule classroom instruction time nor alternate professional development activities on any day that conflicts with the North Dakota education association instructional conference.
- 5. a. ~~During the 2007-08 school year, a full day of instruction consists of:~~
  - (1) ~~At least five and one-half hours for elementary students, during which time the students are required to be in attendance for the purpose of receiving curricular instruction; and~~
  - (2) ~~At least six hours for high school students, during which time the students are required to be in attendance for the purpose of receiving curricular instruction.~~
- b. ~~Beginning with the 2008-09 school year, a full day of instruction consists of:~~
  - (1) ~~At least five and one-half hours for kindergarten and elementary students, during which time the students are required to be in attendance for the purpose of receiving curricular instruction; and~~
  - (2) ~~At least six hours for high school students, during which time the students are required to be in attendance for the purpose of receiving curricular instruction.~~
- 6. 7. a. If a school's calendar provides for an extension of each schoolday beyond the statutorily required minimum number of hours, and if the extensions when aggregated over an entire school year amount to more than eighty-four hours of additional classroom instruction during the school year, the school is exempt from having to make up six hours of instruction time lost as a result of weather-related closure. In order to make up lost classroom instruction time beyond the six hours, the school must extend its normal school calendar day by at least thirty minutes.
- 7. b. A school that does not qualify under the provisions of ~~subsection 6~~ this subsection must extend its normal schoolday by at least thirty

minutes to make up classroom instruction time lost as a result of weather-related closure.

- 8- c. If because of weather a school must dismiss before completing a full day of instruction, the school is responsible for making up only those hours and portions of an hour between the time of early dismissal and the conclusion of a full day of classroom instruction.
- 8. For purposes of this section, a full day of instruction consists of:
  - a. At least five and one-half hours for kindergarten and elementary students, during which time the students are required to be in attendance for the purpose of receiving curricular instruction; and
  - b. At least six hours for high school students, during which time the students are required to be in attendance for the purpose of receiving curricular instruction."

Page 3, remove lines 1 through 30

Page 4, remove lines 1 through 31

Page 5, remove lines 1 through 26

Renumber accordingly