

January 20, 2009

PROPOSED AMENDMENTS TO SENATE BILL NO. 2202

Page 1, line 1, after "sections" insert "15.1-06-01," remove the second "and", and after "15.1-22-01" insert ", and 15.1-22-02"

Page 1, line 3, after "attendance" insert "and the age of admission to schools"

Page 1, after line 4, insert:

"SECTION 1. AMENDMENT. Section 15.1-06-01 of the North Dakota Century Code is amended and reenacted as follows:

15.1-06-01. Schools free and accessible - School ages.

1. Each public school must be free, open, and accessible at all times to any child provided:
 - a. The child may not enroll in grade one unless the child reaches the age of six before ~~September~~ July first of the year of enrollment;
 - b. The child may not enroll in kindergarten unless the child reaches the age of five before ~~September~~ July first of the year of enrollment; and
 - c. The child has not reached the age of twenty-one before ~~September~~ July first of the year of enrollment.
2. Notwithstanding ~~the provisions of~~ subsection 1, a school district may not enroll in grade one a child who is not six years old before ~~September~~ July first, unless the child will be six years old before ~~January~~ November first and:
 - a. The child, by means of developmental and readiness screening instruments approved by the superintendent of public instruction and administered by the school district, can demonstrate special talents or abilities; or
 - b. The child has completed an approved kindergarten program.
3. Notwithstanding subsection 1, a school district may not enroll in kindergarten a child who is not five years old before ~~September~~ July first unless the child will be five years old before ~~January~~ November first and the child, by means of developmental and readiness screening instruments approved by the superintendent of public instruction and administered by the school district, can demonstrate special talents or abilities."

Page 3, after line 13, insert:

"SECTION 5. AMENDMENT. Section 15.1-22-02 of the North Dakota Century Code is amended and reenacted as follows:

15.1-22-02. Public kindergarten - Requirements. A school district operating a kindergarten:

1. May not employ an individual as a kindergarten teacher unless the individual is licensed to teach by the education standards and practices board or approved by the education standards and practices board.
2. Shall submit to the superintendent of public instruction and follow a developmentally appropriate curriculum.
3. Shall provide at least the equivalent of thirty full days of instruction, on a half-day or full-day basis, as determined by the school board.
4. Shall apply all municipal and state health, fire, and safety requirements to the kindergarten.
5. May not enroll a child who is not five years old ~~by midnight August thirty-first~~ before July first of the year of enrollment, unless the child will be five years old ~~on or before December thirty-first~~ November first and:
 - a. The child, by means of developmental and readiness screening instruments approved by the superintendent of public instruction and administered by the kindergarten operator, can demonstrate special talents or abilities; or
 - b. The child has been enrolled in another approved kindergarten."

Page 5, line 1, replace "1" with "2" and replace "3" with "4"

Renumber accordingly