

Sixty-third
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1466

Introduced by

Representatives Dosch, Heller, Meier, Rohr, Streyle

Senators Sitte, Wanzek

1 A BILL ~~for an Act to create a new section to chapter 15.1-27 of the North Dakota Century Code,~~
2 ~~relating to contracts for the provision of educational services by nonpublic schools.~~for an Act to
3 create and enact a new section to chapter 15.1-27 of the North Dakota Century Code, relating
4 to contracts for the provision of educational services by nonpublic schools.

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

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

8 ~~— Educational services by nonpublic schools -- Contracts -- Reporting.~~

9 ~~— 1. Before the tenth day of September, each parent intending to meet the compulsory~~
10 ~~attendance requirements by enrolling a child in an approved nonpublic school, as~~
11 ~~permitted by chapter 15.1-20, shall file a form with the superintendent of the child's~~
12 ~~school district of residence indicating that fact.~~

13 ~~— 2. The form must be developed by the superintendent of public instruction and made~~
14 ~~available in printed and electronic form.~~

15 ~~— 3. Upon receiving the notification, the child's school district of residence shall contract~~
16 ~~with the approved nonpublic school for the provision of educational services to the~~
17 ~~child. The amount paid by the school district in accordance with the contract may not~~
18 ~~exceed twenty-five percent of the school district's educational cost per student.~~

19 ~~— 4. At the time and in the manner required by the superintendent of public instruction,~~
20 ~~each school district entering a contract under this section shall submit documentation~~
21 ~~indicating the amount paid in accordance with each contract and the superintendent of~~
22 ~~public instruction shall provide full reimbursement to the district.~~

23 ~~— 5. Each year the superintendent of public instruction shall publish in electronic form:~~

~~a. The number of contracts entered in accordance with this section, by school district;~~

~~b. The cost of the contracts, by school district; and~~

~~c. Using each district's educational cost per student, the cost that would have been incurred by each district in providing educational services to the students.~~

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

Educational services by nonpublic schools - Contracts - Reporting.

1. Before the tenth day of September, each parent intending to meet the compulsory attendance requirements by enrolling a child in an approved nonpublic school as permitted by chapter 15.1-20 shall file a form with the superintendent of the child's school district of residence indicating that fact.

2. The form must be developed by the superintendent of public instruction and made available in printed and electronic form.

3. Upon receiving the notification, the child's school district of residence shall contract with the approved nonpublic school for the provision of educational services to the child. The amount agreed to by the school district in accordance with the contract may not exceed twenty-five percent of the school district's educational cost per student.

4. At the time and in the manner required by the superintendent of public instruction, each school district entering a contract under this section shall submit documentation indicating the amount agreed to in accordance with each contract. The superintendent of public instruction shall consolidate the district's contractual obligations and forward the amount owed directly to the contracting nonpublic school.

5. Each year the superintendent of public instruction shall publish in electronic form:

a. The number of contracts entered in accordance with this section, by school district;

b. The cost of the contracts, by school district; and

c. Using each district's educational cost per student, the cost that would have been incurred by each district in providing educational services to the students.

- 1 6. For purposes of this section, a school district may contract for educational services
- 2 only with an approved nonpublic school that is exempt from the payment of federal
- 3 income taxes.