

ELEMENTARY AND SECONDARY EDUCATION

CHAPTER 552

HOUSE BILL NO. 1507

(Legislative Management)
(Joint Technical Corrections Committee)

AN ACT to amend and reenact section 15.1-02-04 of the North Dakota Century Code, relating to the duties of the superintendent of public instruction to report to the legislative management regarding contemplated curriculum in computer science and cybersecurity; and to provide an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 15.1-02-04 of the North Dakota Century Code is amended and reenacted as follows:

15.1-02-04. Superintendent of public instruction - Duties. (Effective through June 30, 2023)

The superintendent of public instruction:

1. Shall supervise the provision of elementary and secondary education to the students of this state.
2. Shall supervise the establishment and maintenance of schools and provide advice and counsel regarding the welfare of the schools.
3. Shall supervise the development of course content standards.
4. Shall supervise the assessment of students.
5. Shall serve as an ex officio member of the board of university and school lands.
6. Shall keep a complete record of all official acts and appeals.
7. As appropriate, shall determine the outcome of appeals regarding education matters.
8. Shall direct school district annexation, reorganization, and dissolution and employ and compensate personnel necessary to enable the state board of public school education to carry out its powers and duties regarding school district annexation, reorganization, and dissolution.
9. Shall facilitate a process to review and update annually the statewide prekindergarten through grade twelve education strategic vision. The process

must include input and participation from a steering committee that includes representatives of all state-level entities receiving state education funding and education stakeholder groups. Each steering committee member entity receiving state education funds shall provide components of the entity's strategic plan which are aligned to the statewide strategic vision. The steering committee shall prepare a collaborative report of the strategic plans of each committee member entity receiving state education funds. The superintendent shall provide the collaborative report and any updates to the strategic vision to the legislative management during each interim and to a joint meeting of the education standing committees during each regular legislative session.

10. Shall administer a student loan forgiveness program for individuals teaching at grade levels, in content areas, and in geographical locations identified as having a teacher shortage or critical need.
11. Shall facilitate the development and implementation of a North Dakota learning continuum in collaboration with the department of career and technical education, upon the recommendation of the kindergarten through grade twelve education coordination council.
12. Shall collaborate with workforce development stakeholders and the kindergarten through grade twelve education coordination council to determine how best to integrate computer science and cybersecurity into elementary, middle, and high school curriculum under sections 15.1-21-01 and 15.1-21-02. Before September 1, 2022, the superintendent shall provide a report to the legislative management regarding the outcome of this collaboration.

Superintendent of public instruction - Duties. (Effective after June 30, 2023)

The superintendent of public instruction:

1. Shall supervise the provision of elementary and secondary education to the students of this state.
2. Shall supervise the establishment and maintenance of schools and provide advice and counsel regarding the welfare of the schools.
3. Shall supervise the development of course content standards.
4. Shall supervise the assessment of students.
5. Shall serve as an ex officio member of the board of university and school lands.
6. Shall keep a complete record of all official acts and appeals.
7. As appropriate, shall determine the outcome of appeals regarding education matters.
8. Shall direct school district annexation, reorganization, and dissolution and employ and compensate personnel necessary to enable the state board of public school education to carry out its powers and duties regarding school district annexation, reorganization, and dissolution.

9. Shall facilitate a process to review and update annually the statewide prekindergarten through grade twelve education strategic vision. The process must include input and participation from a steering committee that includes representatives of all state-level entities receiving state education funding and education stakeholder groups. Each steering committee member entity receiving state education funds shall provide components of the entity's strategic plan which are aligned to the statewide strategic vision. The steering committee shall prepare a collaborative report of the strategic plans of each committee member entity receiving state education funds. The superintendent shall provide the collaborative report and any updates to the strategic vision to the legislative management during each interim and to a joint meeting of the education standing committees during each regular legislative session.
10. Shall facilitate the development and implementation of a North Dakota learning continuum in collaboration with the department of career and technical education, upon the recommendation of the kindergarten through grade twelve education coordination council.

SECTION 2. EFFECTIVE DATE. This Act becomes effective upon its filing with the secretary of state.

Approved November 12, 2021

Filed November 12, 2021

CHAPTER 553

SENATE BILL NO. 2350

(Senator Poolman)

(Approved by the Delayed Bills Committee)

AN ACT to amend and reenact section 15.1-21-02.4 of the North Dakota Century Code, relating to career and technical education scholarship eligibility requirements; and to provide an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 15.1-21-02.4 of the North Dakota Century Code is amended and reenacted as follows:

15.1-21-02.4. North Dakota career and technical education scholarship. (Repealed effective July 31, 2024)

1. Any resident student who graduates from a high school during or after the 2010-11 school year and any resident student who completes a program of home education supervised in accordance with chapter 15.1-23 during or after the 2012-13 school year is eligible to receive a North Dakota career and technical education scholarship provided the student:
 - a. Completed four units of English language arts from a sequence that includes literature, composition, and speech;
 - b. Completed three units of mathematics, including:
 - (1) One unit of algebra II, integrated mathematics II, or integrated mathematics III, as defined by the superintendent of public instruction; and
 - (2) Two units of any other mathematics, which may include one unit of computer science;
 - c. Completed three units of science, consisting of:
 - (1) (a) One unit of biology;
 - (b) One unit of chemistry; and
 - (c) One unit of physics; or
 - (2) (a) One unit of biology;
 - (b) One unit of physical science; and
 - (c) One unit or two one-half units of any other science;
 - d. Completed three units of social studies, including:

- (1) One unit of United States history;
 - (2) (a) One-half unit of United States government and one-half unit of economics; or
(b) One unit of problems of democracy; and
 - (3) One unit or two one-half units of any other social studies, which may include civics, civilization, geography and history, multicultural studies, North Dakota studies, psychology, sociology, and world history;
- e. (1) Completed one unit of physical education; or
(2) One-half unit of physical education and one-half unit of health;
- f. Completed:
- (1) One unit selected from:
 - (a) Foreign languages;
 - (b) Native American languages;
 - (c) American sign language;
 - (d) Fine arts; or
 - (e) Career and technical education courses; and
 - (2) Two units of a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction or an education pathway approved by the superintendent of public instruction. The education pathway must consist of ~~two units~~ one unit in teaching profession and educational methodology and at least one additional unit in advanced placement or dual-credit psychology, child development, peer-to-peer leadership, or child-related careers;
- g. Completed any five additional units, two of which must be in the area of career and technical education;
- h. (1) (a) Obtained a cumulative grade point average of at least 3.0 on a 4.0 grading scale, as determined by the superintendent of public instruction, based on all high school units in which the student was enrolled; and
(b) Obtained a grade of at least "C" in each unit or one-half unit, except as provided under subsection 2; or
- (2) (a) Obtained a cumulative grade point average of at least 3.0 on a 4.0 grading scale, as determined by the superintendent of public instruction, based only on the units required by subsections 1 through 7; and
(b) Obtained a grade of at least "C" in each unit or one-half unit, except as provided under subsection 2; and

i. Received:

- (1) A composite score of at least twenty-four on an ACT or an equivalent score on a nationally recognized standardized test approved by the state board of higher education; or
 - (2) A score of at least five on each of three WorkKeys assessments or an equivalent score on a nationally recognized standardized test, recommended by the department of career and technical education and approved by the superintendent of public instruction.
2. A resident high school student is exempt from the requirements in subparagraph b of paragraph 1 of subdivision h of subsection 1 and subparagraph b of paragraph 2 of subdivision h of subsection 1 for units earned during a semester, quarter, or term that includes March, April, or May of 2020.

SECTION 2. EFFECTIVE DATE. This Act becomes effective upon its filing with the secretary of state.

Approved November 12, 2021

Filed November 12, 2021

CHAPTER 554

HOUSE BILL NO. 1508

(Representatives Kasper, Becker, B. Koppelman, Meier, Rohr, D. Ruby)
(Senators Myrdal, Wanzek)
(Approved by the Delayed Bills Committee)

AN ACT to create and enact a new section to chapter 15.1-21 of the North Dakota Century Code, relating to prohibiting the teaching of critical race theory in public schools; and to provide an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

Curriculum - Critical race theory - Prohibited.

Each school district and public school shall ensure instruction of its curriculum is factual, objective, and aligned to the kindergarten through grade twelve state content standards. A school district or public school may not include instruction relating to critical race theory in any portion of the district's required curriculum under sections 15.1-21-01 or 15.1-21-02, or any other curriculum offered by the district or school. For purposes of this section, "critical race theory" means the theory that racism is not merely the product of learned individual bias or prejudice, but that racism is systemically embedded in American society and the American legal system to facilitate racial inequality. The superintendent of public instruction may adopt rules to govern this section.

SECTION 2. EFFECTIVE DATE. This Act becomes effective upon its filing with the secretary of state.

Approved November 12, 2021

Filed November 12, 2021

CHAPTER 555

SENATE BILL NO. 2346

(Legislative Management)
(Joint Technical Corrections Committee)

AN ACT to authorize the department of public instruction to withhold state school aid for information technology project upgrades to the state automated reporting system and the statewide longitudinal data system; to provide a statement of legislative intent; and to provide an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. DEPARTMENT OF PUBLIC INSTRUCTION - STATE SCHOOL AID WITHHOLDING - LEGISLATIVE INTENT.

1. Integrated formula payments to school districts eligible to receive funding from the federal elementary and secondary school emergency education relief fund must be reduced by a one-time amount of \$88 per average daily membership based on 2021 fall enrollment to reimburse the department of public instruction for information technology project upgrades to the state automated reporting system and the statewide longitudinal data system. Funds must be withheld before April 1, 2022, and must be deposited in the public instruction fund for information technology project upgrades to the state automated reporting system and the statewide longitudinal data system, for the period beginning with the effective date of this Act and ending June 30, 2023.
2. It is the intent of the sixty-seventh legislative assembly that the department of public instruction use federal elementary and secondary school emergency education relief funding appropriated to the department by the sixty-seventh legislative assembly to reimburse eligible school districts for the amounts withheld under subsection 1 of this section.

SECTION 2. EFFECTIVE DATE. This Act becomes effective on December 1, 2021.

Approved November 12, 2021

Filed November 12, 2021