

**HOUSE BILL NO. 1281**

Introduced by

Representatives R. Kelsch, Hanson

1 A BILL for an Act to amend and reenact section 15.1-29-12 of the North Dakota Century Code,  
2 relating to school district tuition payments.

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

4 **SECTION 1. AMENDMENT.** Section 15.1-29-12 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **15.1-29-12. Tuition payments - Determination.**

7 1. Except as provided in section 15.1-29-13, a school district sending a student to  
8 another district for purposes of education shall pay the full cost of education per  
9 student incurred by the admitting district.

10 2. a. The admitting district shall determine the cost of education per student for its  
11 kindergarten, elementary, and high school students on the basis of its  
12 average daily membership and those expenditures permitted in determining  
13 the cost of education per student in section 15.1-27-03.

14 b. To the cost of education per student, the admitting district shall add the latest  
15 available statewide average per student cost for extracurricular activities and  
16 the state average capital outlay per student. The state average capital outlay  
17 per student is determined by dividing the total of all school districts' annual  
18 expenditures for sinking and interest funds, tax receipts to the building funds,  
19 and general fund expenditures for capital outlay by the average daily  
20 membership of the state.

21 c. The admitting district shall subtract the following from the amount arrived at  
22 under subdivision b:

23 (1) The weighted per student payment received by the admitting district,  
24 less the average amount per North Dakota resident student enrolled in

- 1                           the school district realized from the deductions applied under section  
2                           15.1-27-06; and
- 3                           (2) Any credit for taxes paid to the admitting district by the student's parent.
- 4                           d. The amount remaining is the full cost of education per student incurred by the  
5                           admitting district ~~and the~~. The tuition amount payable for the individual  
6                           student is the lesser of:
- 7                           (1) The full cost of education per student incurred by the admitting district;  
8                           or
- 9                           (2) One hundred fifty percent of the state average full cost of education per  
10                           student.
- 11                          3. This ~~chapter~~ section does not affect the right of a school board to charge and  
12                          collect tuition from students who are not residents of this state, in accordance with  
13                          section 15.1-29-02.