

**FIRST ENGROSSMENT
with House Amendments**

Sixtieth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2108

Introduced by

Education Committee

(At the request of the Superintendent of Public Instruction)

1 A BILL for an Act to create and enact a new section to chapter 15.1-32 of the North Dakota
2 Century Code, relating to students with disabilities resulting from noncategorical delays; and to
3 to amend and reenact subsection 4 of section 15.1-32-01 of the North Dakota Century Code,
4 relating to the definition of a student with a disability for special education purposes.

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

6 **SECTION 1. AMENDMENT.** Subsection 4 of section 15.1-32-01 of the North Dakota
7 Century Code is amended and reenacted as follows:

8 4. a. "Student with ~~disabilities~~ a disability" means an individual who is at least three
9 years of age but who has not reached the age of twenty-one before
10 September first of the year in which the individual turns twenty-one and who
11 requires special education and related services because of ~~mental, physical,~~
12 ~~emotional, or learning characteristics~~ requires regular or special education
13 ~~and related services designed to meet the individual's educational needs.~~

14 ~~The term includes an individual with mental:~~

- 15 (1) Mental retardation;;
- 16 (2) A hearing impairment, including deafness; ~~deafness-blindness; a;~~
- 17 (3) Deaf-blindness;
- 18 (4) A speech or language impairment; ~~a;~~
- 19 (5) A visual impairment, including blindness;
- 20 (6) An emotional disturbance; ~~an;~~
- 21 (7) An orthopedic impairment; ~~or autism, and an individual who has a;~~
- 22 (8) Autism;
- 23 (9) A traumatic brain injury;
- 24 (10) Other health impairment; or

