Adopted by the Education Committee
February 5, 2009

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1400

Page 1, line 2, replace "four" with "six"

Page 1, line 4, replace "and four" with "three" and after "15.1-37" insert ", and sections 15.1-37-02, 15.1-37-03, 15.1-37-04, 15.1-37-05, and 15.1-37-06"

Page 1, line 8, remove "15.1-27-07.1,"

Page 1, line 17, after the semicolon insert "to provide an appropriation; to provide an effective date;"

Page 6, line 27, replace "q" with "o"

Page 8, line 25, remove the overstrike over "~~Two~~", remove "Three", and remove "foreign or native American languages, at least two of"

Page 8, line 26, remove "which must be of"

Page 11, line 4, replace "A" with "Any resident" and after "student" insert "who graduates from a high school during or after the 2010-11 school year"

Page 11, replace lines 18 through 20 with:

"4. Receives:

a. A composite score of at least twenty-four on an ACT;

b. A score of at least one thousand one hundred on the critical reading and mathematics portions of the SAT; or

c. A score of at least five on each of three WorkKeys assessments recommended by the department of career and technical education and approved by the superintendent of public instruction."

Page 11, line 23, replace "A" with "Any resident" and after "student" insert "who graduates from a high school during or after the 2010-11 school year"

Page 12, line 19, after "state" insert "and maintains a grade point average of 2.75"

Page 13, after line 26, insert:

"**SECTION 15.** A new section to chapter 15.1-21 of the North Dakota Century Code is created and enacted as follows:

Specific curricular directives - Report to the legislative council.

1. The superintendent shall ensure that:

   a. The content standards for United States government and problems of democracy include a required reading of the United States Constitution and the Declaration of Independence;

   b. The content standards for high school health education courses address social interactions and problem-solving skills; work and study habits; bullying; gangs; tobacco, drug, and alcohol use; and anger, anxiety, depression, and suicide; and

   c. Each public and nonpublic high school makes available to each student a personal finance course or a consumer finance course.

2. The superintendent shall provide an annual report to the legislative council concerning the requirements of this section and the implementation of the specific curricular directives."

Page 14, line 30, after "or" insert "three", after "WorkKeys" insert "assessments recommended by the department of career and technical education and approved by the superintendent of public instruction", and after "which" insert "summative"

Page 15, line 1, after "one" insert "summative"

Page 15, after line 8, insert:

"**SECTION 20.** A new section to chapter 15.1-21 of the North Dakota Century Code is created and enacted as follows:

Summative assessment - General educational development diploma - Selection - Cost.

1. Except as otherwise provided, each student pursuing a general educational development diploma may take the ACT, the SAT, or three WorkKeys assessments recommended by the department of career and technical education and approved by the superintendent of public instruction. The student shall determine which summative assessment to take. The student's school district is responsible for the cost of one summative assessment and its administration per student.

2. The student's career adviser or guidance counselor shall meet with the student to review the student's assessment results."

Page 16, remove lines 3 through 7

Page 16, line 8, replace "k." with "j."

Page 16, line 12, remove the overstrike over "~~k.~~" and remove "l."

Page 16, line 14, replace "m." with "l."

Page 16, line 19, replace "n." with "m."

Page 16, line 23, replace "o." with "n."

Page 16, line 28, replace "p." with "o."

Page 17, remove lines 16 through 23

Page 21, line 31, replace "2010" with "2009"

Page 22, line 2, replace "greater" with "greatest"

Page 22, line 5, remove "or"

Page 22, line 6, after "2." insert "The same equity payment to which the receiving school district was entitled in the school year immediately preceding the dissolution; or

3."

Page 22, line 16, replace "15" with "16"

Page 22, line 19, replace "15" with "16"

Page 27, line 20, replace "**learning**" with "**education**"

Page 27, line 21, replace "learning" with "education"

Page 27, line 28, after "f." insert "The commissioner of higher education, or the commissioner's designee;

g."

Page 27, line 29, replace "g." with "h."

Page 27, line 31, replace "h." with "i."

Page 28, line 15, remove "and"

Page 28, line 16, after "board" insert ";

(12) The parent of a child not yet enrolled in elementary school; and

(13) The parent of a child with special needs not yet enrolled in elementary school"

Page 29, line 2, replace "learning" with "education"

Page 29, replace lines 27 through 31 with:

"**SECTION 35.** Section 15.1-37-02 of the North Dakota Century Code is created and enacted as follows:

15.1-37-02. Early childhood education program - Authority to operate.

1. The board of a school district may operate an approved early childhood education program, provided the program is limited to students who are:

   a. At least four years old by midnight, August thirty-first of the year of enrollment; and

   b. Not enrolled in a public school kindergarten program.

2. The enrollment of a student in an early childhood education program is voluntary.

SECTION 36. Section 15.1-37-03 of the North Dakota Century Code is created and enacted as follows:

15.1-37-03. Early childhood education program - Facilities. A school district may operate an early childhood education program in a public school building if space is available or in any other setting that meets all local and state health, fire, and safety laws.

SECTION 37. Section 15.1-37-04 of the North Dakota Century Code is created and enacted as follows:

15.1-37-04. Early childhood education program - Financial support. The board of a school district may receive and expend any state or federal funds specifically appropriated for the support of an early childhood education program and any gifts, grants, and donations for that purpose. The board may not use any state funds appropriated for students in kindergarten, in grades one through twelve, or in early childhood special education programs to support an early childhood education program.

SECTION 38. Section 15.1-37-05 of the North Dakota Century Code is created and enacted as follows:

15.1-37-05. Early childhood education program - Requirements. To receive a grant for an early childhood education program operated under this chapter, a district shall:

1. Establish an early childhood education advisory council, in accordance with section 15.1-37-06;

2. Utilize an application process for the admission of students to the program;

3. Give admission priority to students who come from families with income levels that meet the eligibility requirements for free or reduced lunch programs;

4. Limit the size of each early childhood education class to twenty students;

5. Ensure that the adult-to-student ratio in each class does not exceed one to ten;

6. Provide a half-day or full-day program with a duration at least equal to ninety full days of instruction;

7. Admit only those students whose parents permit the collection and dissemination of data regarding the cognitive, physical, and social development of the student; and

8. Meet the criteria for program approval established in section 15.1-37-01.

SECTION 39. Section 15.1-37-06 of the North Dakota Century Code is created and enacted as follows:

15.1-37-06. School district early childhood education advisory council - Establishment.

1. The superintendent of each school district operating an early childhood education program shall establish an early childhood education advisory council consisting of at least:

   a. The director of a head start program serving the school district, or the director's designee;

   b. An individual who is a licensed child care or preschool provider located within the school district;

   c. An individual who owns or operates a business located within the school district;

   d. The mayor of the city in which the school district is headquartered, or the mayor's designee; and

   e. The parent of a child enrolled in the district's early childhood education program.

2. The superintendent, or the superintendent's designee, shall serve as the chairman.

3. The advisory council shall meet at the call of the chairman and shall provide advice and recommendations to the school district regarding matters such as coordination and cooperation with private sector early childhood education providers and head start programs, the admission of eligible children, opportunities to jointly address staff training needs, issues encountered by working families, communication and outreach services, facility usage, transportation, and any other matters that impact the provision of early childhood education services within the district.

SECTION 40. APPROPRIATION - EARLY CHILDHOOD EDUCATION PROGRAM GRANTS. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of $1,500,000, or so much of the sum as may be necessary, to the superintendent of public instruction for the purpose of providing grants to four school districts offering early childhood education programs, for the biennium beginning July 1, 2009, and ending June 30, 2011. The superintendent of public instruction shall distribute the grants during the second year of the biennium, according to the number of students each school district has in approved early childhood education programs. The grant payment per student may not exceed fifty percent of the per student payment rate established in section 15.1-27-04. The superintendent of public instruction may use up to $50,000 of the amount appropriated by this section to cover administrative costs and monitoring expenses incurred as a result of the program.

SECTION 41. APPROPRIATION - MENTORSHIP GRANT PROGRAM. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of $2,300,000, or so much of the sum as may be

necessary, to the education standards and practices board for the purpose of supporting a mentorship grant program, for the biennium beginning July 1, 2009, and ending June 30, 2011.

1. The board shall:

   a. Employ an individual to serve as a mentoring coordinator and to oversee and evaluate the program;

   b. Appoint an advisory board to assist with program development and oversight; and

   c. Select and train experienced teachers who will serve as mentors for first-year teachers and assist the first-year teachers with instructional skills development.

2. The board may use any moneys provided under this section for staff compensation, training, evaluation, stipends for mentors and first-year teachers participating in the program, and any other administrative expenses resulting from the program.

SECTION 42. APPROPRIATION - INSTRUCTIONAL COACHING PROGRAM. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of $500,000, or so much of the sum as may be necessary, to the superintendent of public instruction for the purpose of providing three grants for instructional coaching programs, for the biennium beginning July 1, 2009, and ending June 30, 2011. Each grant recipient must provide matching funds on a dollar-for-dollar basis. The superintendent of public instruction may establish additional criteria governing the qualifications of instructional coaches, participation by teachers, and methods by which the instructional coaching programs will be evaluated. A grant under this section is payable to a school district or a regional education association during the second year of the biennium.

SECTION 43. APPROPRIATION - TRANSPORTATION PAYMENTS. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of $2,000,000, or so much of the sum as may be necessary, to the superintendent of public instruction for the purpose of providing transportation payments to school districts, for the biennium beginning July 1, 2009, and ending June 30, 2011."

Page 30, remove lines 1 through 6

Page 32, line 10, after "student" insert "enrollment of the participating districts exceeds three hundred sixty. If a grant is provided"

Page 35, after line 28, insert:

"**SECTION 54. EFFECTIVE DATE.** Section 10 of this Act becomes effective on July 1, 2010."

Page 35, line 29, replace "41" with "50"

Renumber accordingly