

**FIRST ENGROSSMENT  
with House Amendments  
ENGROSSED SENATE BILL NO. 2250**

Introduced by

Senators Poolman, Campbell, Heckaman

Representatives Schreiber-Beck, Delmore

1 A BILL for an Act to amend and reenact sections 15.1-37-05, 15.1-37-06, and 15.1-37-08 of the  
2 North Dakota Century Code, relating to early childhood education programs, providers, grants,  
3 and data collection.

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

5 **SECTION 1. AMENDMENT.** Section 15.1-37-05 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **15.1-37-05. Early childhood education providers - Coalition - Eligibility.**

- 8 1. The superintendent of a school district shall invite all public and private providers of  
9 early childhood education services within the district to meet, in order to:
  - 10 a. Initiate the identification of all available options for cost-effectively maximizing the  
11 provision of early childhood education services within the district;
  - 12 b. Address the coordinated utilization of facilities, personnel, and transportation, for  
13 the provision of early childhood education services within the district; and
  - 14 c. (1) Form a coalition of early childhood education service providers; and  
15 (2) Provide for the selection of a coalition governing board.
- 16 2. The board of the school district in which the coalition of service providers is located  
17 shall provide advice and guidance to the coalition in all matters pertaining to this  
18 section through section 15.1-37-08.
- 19 3. Any early childhood service provider who agrees to participate in the coalition or on its  
20 governing board may submit an application to the ~~department~~superintendent of  
21 ~~commerce~~public instruction for a grant under this section, provided the governing  
22 board certifies to the ~~department~~superintendent the provider:
  - 23 a. Is a participating member in the coalition or on the governing board.
  - 24 b. Operates an early childhood education program that:

- 1 (1) Is approved in accordance with section 15.1-37-01; and
- 2 (2) Incorporates within its curriculum at least ten hours of research-based
- 3 parental involvement.
- 4 c. Has documented the provider's willingness to admit children of all learning
- 5 abilities into the early childhood education program.

6 **SECTION 2. AMENDMENT.** Section 15.1-37-06 of the North Dakota Century Code is  
7 amended and reenacted as follows:

8 **15.1-37-06. Receipt and distribution of grants - Notification.**

- 9 1. a. The ~~department~~superintendent of ~~commerce~~public instruction shall receive
- 10 applications for and distribute grants under this section to eligible members,
- 11 including governing board members, of a consortium formed in accordance with
- 12 section 15.1-37-05, in the amount of two thousand dollars for each child enrolled
- 13 in a program of early childhood education, if the child is eligible for free lunches
- 14 under the Richard B. Russell National School Lunch Act [42 U.S.C. 1751, et
- 15 seq.], and one thousand dollars for each child enrolled in a program of early
- 16 childhood education, if the child is eligible for reduced lunches under the Richard
- 17 B. Russell National School Lunch Act [42 U.S.C. 1751, et seq.], provided:
- 18 a. (1) The child is a resident of this state; ~~and~~
- 19 b. (2) The child has reached four years of age before August first in the year of
- 20 enrollment; and
- 21 (3) The program has a duration of at least four hundred hours over a period of
- 22 at least thirty-two consecutive weeks.
- 23 b. A child enrolled in a federally funded head start program may not be counted for
- 24 the purpose of determining grant eligibility under this section.
- 25 2. a. Once each calendar quarter, at the time and in the manner required by the
- 26 ~~department~~superintendent of ~~commerce~~public instruction, any provider receiving
- 27 a grant under this section shall forward to the parent of each child receiving
- 28 services a notice indicating the total amount of the grant that was awarded to the
- 29 provider for the quarter, the pro rata amount attributable to the parent's child, and
- 30 the source of the grant. The ~~department~~superintendent of ~~commerce~~public
- 31 instruction shall standardize the notification required by this subdivision.

- 1           b. If a provider fails to meet the notification requirements of this subsection, the  
2           ~~department~~superintendent of ~~commerce~~public instruction shall reduce the  
3           amount of the provider's next grant payment by fifty percent. If a provider fails to  
4           meet the notification requirements of this section a second time, the  
5           ~~department~~superintendent of ~~commerce~~public instruction shall determine that the  
6           provider is ineligible to participate in the grant program for a period of one year.

7           **SECTION 3. AMENDMENT.** Section 15.1-37-08 of the North Dakota Century Code is  
8           amended and reenacted as follows:

9           **15.1-37-08. Data collection - Requirements.**

10          The superintendent of public instruction, ~~with the advice and consent of the department of~~  
11          ~~commerce~~, shall implement a uniform system for the accounting, budgeting, and reporting of  
12          data by any early childhood education provider to whom or to which grants are distributed in  
13          accordance with section 15.1-37-06. Grants may be withheld or forfeited, in whole or in part, if  
14          information required in accordance with this section is not submitted at the time or in the  
15          manner requested by the superintendent.