

Sixty-sixth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2250

Introduced by

Senators Bakke, Oban

Representatives P. Anderson, Hager

1 A BILL for an Act to amend and reenact sections 15.1-37-06 and 15.1-37-08 of the North
2 Dakota Century Code, relating to the receipt and distribution of free and reduced lunch grant
3 funds.

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

5 **SECTION 1. AMENDMENT.** Section 15.1-37-06 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **15.1-37-06. Receipt and distribution of grants - Notification.**

8 1. a. The ~~departments~~superintendent of commerce~~public instruction~~ shall receive
9 applications for and distribute grants under this section to eligible members,
10 including governing board members, of a consortium formed in accordance with
11 section 15.1-37-05, in the amount of two thousand dollars for each child enrolled
12 in a program of early childhood education, if the child is eligible for free lunches
13 under the Richard B. Russell National School Lunch Act [42 U.S.C. 1751, et
14 seq.], and one thousand dollars for each child enrolled in a program of early
15 childhood education, if the child is eligible for reduced lunches under the Richard
16 B. Russell National School Lunch Act [42 U.S.C. 1751, et seq.], provided:

- 17 (1) The child is a resident of this state;
- 18 (2) The child has reached four years of age before August first in the year of
19 enrollment; and
- 20 (3) The program has a duration of at least four hundred hours over a period of
21 at least thirty-two consecutive weeks.

22 b. A child enrolled in a federally funded head start program may not be counted for
23 the purpose of determining grant eligibility under this section.

- 1 2. a. Once each calendar quarter, at the time and in the manner required by the
2 department superintendent of commerce public instruction, any provider receiving
3 a grant under this section shall forward to the parent of each child receiving
4 services a notice indicating the total amount of the grant that was awarded to the
5 provider for the quarter, the pro rata amount attributable to the parent's child, and
6 the source of the grant. The department superintendent of commerce public
7 instruction shall standardize the notification required by this subdivision.
8 b. If a provider fails to meet the notification requirements of this subsection, the
9 department superintendent of commerce public instruction shall reduce the
10 amount of the provider's next grant payment by fifty percent. If a provider fails to
11 meet the notification requirements of this section a second time, the
12 department superintendent of commerce public instruction shall determine that the
13 provider is ineligible to participate in the grant program for a period of one year.

14 **SECTION 2. AMENDMENT.** Section 15.1-37-08 of the North Dakota Century Code is
15 amended and reenacted as follows:

16 **15.1-37-08. Data collection - Requirements.**

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