

PROPOSED AMENDMENTS TO**HOUSE BILL NO. 1621**

Introduced by

Legislative Management

(Joint Policy Committee)

1 A BILL for an Act to amend and reenact subsection 1 of section 15.1-21-01 and ~~subsection 1 of~~
2 section 15.1-21-02 of the North Dakota Century Code, relating to requiring the presidential
3 physical fitness test in physical education courses in elementary, middle, and high schools and
4 providing exceptions to the test; and to provide an effective date.

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

6 **SECTION 1. AMENDMENT.** Subsection 1 of section 15.1-21-01 of the North Dakota
7 Century Code is amended and reenacted as follows:

8 1. Provide to students instruction in:

9 a. English language arts, including reading, composition, creative writing, English
10 grammar, and spelling.

11 b. Mathematics.

12 c. Social studies, including:

13 (1) The United States Constitution;

14 (2) United States history;

15 (3) Geography;

16 (4) Government; and

17 (5) North Dakota studies, with an emphasis on geography, history, the federally
18 recognized Indian tribes in the state, and agriculture of this state, in the
19 fourth and eighth grades.

20 d. Science, including agriculture.

- 1 e. Physical education, including requiring participation in the presidential physical
- 2 fitness test. The superintendent of public instruction may establish exceptions to
- 3 the presidential physical fitness test, in alignment with federal guidance.
- 4 f. Health, including physiology, hygiene, disease control, and the nature and effects
- 5 of alcohol, tobacco, and narcotics.
- 6 g. Computer science, including cybersecurity.

7 **SECTION 2. AMENDMENT.** Subsection 1 of section 15.1-21-02 of the North Dakota
8 Century Code is amended and reenacted as follows:

- 9 1. To be approved by the superintendent of public instruction, each public and nonpublic
- 10 high school shall provide instruction in or make available to each student:
 - 11 a. Four units of English language arts from a sequence that includes literature, composition, and speech;
 - 12 b. Four units of mathematics, including:
 - 13 (1) One unit of algebra II; and
 - 14 (2) One unit for which algebra II is a prerequisite;
 - 15 c. Four units of science, including:
 - 16 (1) One unit of physical science; and
 - 17 (2) One unit of biology;
 - 18 d. Four units of social studies, including:
 - 19 (1) One unit of world history;
 - 20 (2) One unit of United States history, including Native American tribal history; and
 - 21 (3) (a) One unit of problems of democracy; or
 - 22 (b) One half unit of United States government and one half unit of economics;
 - 23 e. One half unit of health;
 - 24 f. One half unit of physical education during each school year, including requiring participation in the presidential physical fitness test, provided that once every four years the unit must be a concept-based fitness class that includes instruction in the assessment, improvement, and maintenance of personal fitness;
 - 25 g. Two units of fine arts, at least one of which must be music;

- 1 h. ~~Two units of the same foreign or native American language;~~
- 2 i. ~~One unit of an advanced placement course or one unit of a dual credit course;~~
- 3 j. ~~Two units of career and technical education from a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction; and~~
- 4 k. ~~One unit of computer science or cybersecurity.~~

7 **SECTION 2. AMENDMENT.** Section 15.1-21-02 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **15.1-21-02. High schools - Required units.**

- 10 1. To be approved by the superintendent of public instruction, each public and nonpublic high school shall provide instruction in or make available to each student:
 - 11 a. Four units of English language arts from a sequence that includes literature, composition, and speech;
 - 12 b. Four units of mathematics, including:
 - 13 (1) One unit of algebra II; and
 - 14 (2) One unit for which algebra II is a prerequisite;
 - 15 c. Four units of science, including:
 - 16 (1) One unit of physical science; and
 - 17 (2) One unit of biology;
 - 18 d. Four units of social studies, including:
 - 19 (1) One unit of world history;
 - 20 (2) One unit of United States history, including Native American tribal history; and
 - 21 (3) (a) One unit of problems of democracy; or
 - 22 (b) One-half unit of United States government and one-half unit of economics;
 - 23 e. One-half unit of health;
 - 24 f. One-half unit of physical education during each school year, including requiring participation in the presidential physical fitness test, provided that once every four years the unit must be a concept-based fitness class that includes instruction in the assessment, improvement, and maintenance of personal fitness;

- c. The unit may be provided to the student through any delivery method not contrary to state law and may include classroom or individual instruction and distance learning options, including interactive video, computer instruction, correspondence courses, and postsecondary enrollment under chapter 15.1-25.
- 5. The board of a school district may not impose any fees or charges upon a student for the provision of or participation in units as provided in this section, other than the fees permitted by section 15.1-09-36.
- 6. If in order to meet the minimum requirements of this section a school district includes academic courses offered by a postsecondary institution under chapter 15.1-25, the school district shall:
 - a. Pay all costs of the student's attendance, except those fees that are permissible under section 15.1-09-36; and
 - b. Transport the student to and from the location at which the course is offered or provide mileage reimbursement to the student if transportation is provided by the student or the student's family.
- 7. The requirements of this section do not apply to alternative high schools or alternative high school education programs.
- 8. The requirements of subdivisions g and h of subsection 1 do not apply to the North Dakota youth correctional center.
- 9. The superintendent of public instruction may establish exceptions to the presidential physical fitness test under subdivision f of subsection 1.

22 SECTION 3. EFFECTIVE DATE. This Act becomes effective ~~immediately upon its filing with~~
23 ~~the secretary of state~~ on August 1, 2027.

