

**1999 HOUSE EDUCATION**

**HB 1034**

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1034

House Education Committee

Conference Committee

Hearing Date 1-18-99

Tape Number	Side A	Side B	Meter #
#1 --1-18-99	x		0.0 to the end
#1 --1-18-99		x	0.0 to the end
#2 --1-18-99	x		0.0 to the end
#2 --1-18-99		x	0.0 to 26.1
#1 --1-19-99	x		0.0 to end
#2 --- 1-19-99		x	0.1 to 49.9
Committee Clerk Signature <i>Joan Piers</i>			

Minutes:

CHAIRMAN KELSCH: Called the committee to order and clerk read the roll. Motion made seconded and carried by voice vote Motion for clerk not to read the title of bills when they are so long. We now begin the hearing on HB 1034. We will take the bill section by section. After Ms Thomas introduces the sections, then we will have comments on those interested parties. If you are in favor of the section, we do not need to hear from you. Only if there are changes. We will open the hearing on HB 1034.

SEN RAY HOLMBERG: Introduced the bill, the bill itself comes from a performance audit done on the Department of Public Instruction. Number of problems with having the law make sense regarding the operation of the department and how it had changed. Have the law reflect



believe is going on in the schools conducting their business. References to the City of Fargo are there because the district was in existence before North Dakota became a state. Work was done to bring all under the same rules.

ANITA THOMAS: Of the Legislative Council appeared before the committee and went through HB 1034 section by section. Starting with Section 1 Chapter 15.1-01-01.

Amendments were proposed from the committee.

Leah Ann Schneider proposed amendments. See attached.

CHAIRMAN KELSCH: Are there any further questions? We will close the hearing on HB 1034.

HB 1034 Testimony 1-20-99

Chairman R. Kelsch : Mark Johnson Executive Director for the Association of Counties, would like to comment on HB 1034.

Mark Johnson: Consider an amentment, page 54 section 11 of the bill line 11 and 12 contained in section c - delete 'and obtain written approval of the assignments from the superintendent.'

Rep Brandenburg : Explain how it is done now. Where are the plans submitted now?

Johnson: THEy are submitted to DPI.

Rep. L. Thoreson : One way counties handle it now, is the DPI do handle it, is that a workable plan?

Johnson: No, its not.

Chairman R. Kelsch : No further questions, close the hearing.

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1034-2-16-99

House Education Committee

Conference Committee

Hearing Date 2-8-99

Tape Number	Side A	Side B	Meter #
Tape # 2	x	x	34.4 to end
Tape # 2		x	0.1 to 4.0
Committee Clerk Signature <i>Joan Diers</i>			

Minutes:

Chairman R. Kelsch , Vice-Chair Drovdal, Rep Brandenburg , Rep Brusegaard , Rep. Haas , on , Rep. Nottestad , Rep. L. Thoreson , Rep. Grumbo , Rep. Hanson , Rep. Lundgren , Rep. Mueller , Rep. Nowatzki , Rep. Solberg .

Chairman R. Kelsch : We will take up HB 1034, what are the wishes of the committee?

Rep. Lundgren : I move to accept the amendments.

Rep Brusegaard : Second.

Chairman R. Kelsch : discussion. Voice vote on amendments. carried

Discussion on Bil Schuh's amendments and decided that they were not needed.

Vice-Chair Drovdal : I move amendment on p 54 line 11 after instruction insert period and delete the word and.

Rep Brandenburg : Second.

Page 2

House Education Committee

Bill/Resolution Number HB 1034-2-15-99

Hearing Date 2-8-99

Chairman R. Kelsch : discussion. voice vote. motion carried. What are the wishes of the committee?

Vice-Chair Drovdal : Move a DO PASS as amended.

Rep Brandenburg : Second.

Chairman R. Kelsch : We have a DO PASS as amended and ask the clerk to read the roll. THE DO PASS as amended motion passes 13 YES 0 NO 2 Absent Floor assignment

Chairman R. Kelsch .

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1034 2-2-99

House Education Committee

Conference Committee

Hearing Date 2-9-99

Tape Number	Side A	Side B	Meter #
1	x		27.3--30.9
Committee Clerk Signature <i>Juan P. Lee</i>			

Minutes: Rep. Hanson made a motion to bring HB 1034 back to committee for consideration.

Rep Brusegaard seconded the motion. VOICE VOTE with all YES.

Chairman R. Kelsch : We forgot some of the amendments yesterday. We now have before us HB 1034 as amended, before us. Rep. Nottestad made a motion DO PASS on amendments and Rep Brandenburg seconded the motion. VOICE VOTE with all YES. Motion carried.

Chairman R. Kelsch : 30.1 What are the wishes of the committee?

ACTION: Rep Brusegaard made a motion of DO PASS AS AMENDED and Rep. Haas seconded the motion.

ROLL CALL VOTE: 15 YES and 0 NO with 0 ABSENT. Passed. Chairman R. Kelsch will carry the bill.

VK  
2/11/99  
1084

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 4, line 1, remove "annual salary of the"

Page 4, line 2, after "is" insert "entitled to receive an annual salary of" and after "dollars" insert "and is entitled to reimbursement for actual and necessary expenses incurred in the same manner as other state officials"

**HOUSE AMENDMENTS TO HOUSE BILL NO.1034 Edu 2-12-99**

Page 36, line 1, replace "2" with "3"

Page 36, line 9, replace "3" with "4"

Page 36, line 12, replace "4" with "5"

Page 36, line 24, remove "- **Ballots - Stickers**"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 37, line 13, after "**ballots**" insert "- **Stickers**"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 40, line 23, remove "- **Poll books**"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 54, line 11, replace "and" with a period

Page 54, remove line 12

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 58, line 19, after "all" insert "outstanding" and replace "incurred by" with "of"

Page 58, line 24, replace "projected" with "taxable"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 59, line 8, replace "disparities" with "disparity"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 61, line 18, after the second "the" insert "receiving school district's", after "levies" insert "that are required", and after "debt" insert "existing before the effective date of the annexation or dissolution"

Page 61, line 23, after "levies" insert "of the school district from which the property was detached which are"

Page 61, remove lines 25 through 31

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

204

Page 62, remove lines 1 through 13

Page 62, line 14, replace "15.1-12-10" with "15.1-12-09"

Page 62, line 15, after the first "more" insert "contiguous"

Page 62, line 22, replace "15.1-12-11" with "15.1-12-10"

Page 62, line 24, replace "15.1-12-10" with "15.1-12-09"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 63, line 3, replace "proposals for the" with "planned"

Page 63, line 5, replace "proposals for" with "planned"

Page 63, line 6, remove "proposals regarding" and after the first "the" insert "planned"

Page 63, line 9, remove "proposals regarding" and after the first "the" insert "planned"

Page 63, line 12, replace "proposals" with "plans", replace "the provision of" with "student", and remove "to students"

Page 63, line 13, remove "attending the new district"

Page 63, line 21, after "Address" insert "the planned disposition of all" and remove "as"

Page 63, line 22, replace "provided for in" with "taking into consideration" and replace "15.1-12-19" with "15.1-12-18"

Page 63, line 24, after "levy" insert "and any other levies"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 64, line 18, replace "15.1-12-12" with "15.1-12-11"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 65, line 17, replace "15.1-12-13" with "15.1-12-12"

Page 65, line 24, replace "15.1-12-15" with "15.1-12-14"

Page 65, line 25, replace "15.1-12-15" with "15.1-12-14"

Page 65, line 28, replace "15.1-12-14" with "15.1-12-13"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 66, line 1, replace "15.1-12-11" with "15.1-12-10"

Page 66, line 13, replace "15.1-12-15" with "15.1-12-14"

Page 66, line 16, replace "15.1-12-12" with "15.1-12-11"

Page 66, line 21, replace "15.1-12-19" with "15.1-12-18"

Page 66, line 22, replace "15.1-12-16" with "15.1-12-15" and replace "15.1-12-17" with "15.1-12-16"

Page 66, line 25, replace "15.1-12-16" with "15.1-12-15"

3064

Page 66, line 27, remove ", as provided by chapter 15.1-16,"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 67, line 16, replace "15.1-12-17" with "15.1-12-16"

Page 67, line 21, replace "15.1-12-18" with "15.1-12-17"

Page 67, line 27, replace "15.1-12-19" with "15.1-12-18"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 68, line 4, replace "15.1-12-20" with "15.1-12-19"

Page 68, line 14, replace "15.1-12-21" with "15.1-12-20"

Page 68, line 21, replace "15.1-12-22" with "15.1-12-21"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 69, line 14, replace "15.1-12-23" with "15.1-12-22"

Page 69, line 20, replace "15.1-12-24" with "15.1-12-23"

Page 69, line 21, replace "15.1-12-24" with "15.1-12-23"

Page 69, line 29, replace "15.1-12-25" with "15.1-12-24"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 70, line 4, replace "15.1-12-26" with "15.1-12-25"

Page 70, line 8, replace "15.1-12-27" with "15.1-12-26"

Page 70, line 15, replace "15.1-12-25" with "15.1-12-24"

Page 70, line 19, replace "15.1-12-28" with "15.1-12-27"

Page 70, line 26, replace "15.1-12-30" with "15.1-12-29"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 71, line 5, replace "15.1-12-28" with "15.1-12-27"

Page 71, line 19, after the first "all" insert "outstanding bonded and other" and remove ", including the amount of all outstanding"

Page 71, line 20, remove "bonds"

Page 71, line 23, after "district" insert "and adjacent districts" and replace "projected" with "taxable"

Page 71, line 24, after "districts" insert "under the proposed manner of dissolution"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**

Page 72, line 11, after "disparities" insert "between the districts to which the dissolved district is attached"

404

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**  
Page 73, line 7, replace "15.1-12-29" with "15.1-12-28"

Page 73, line 16, replace "15.1-12-30" with "15.1-12-29"

**HOUSE AMENDMENTS TO HOUSE BILL NO. 1034 Edu 2-12-99**  
Page 78, line 5, replace "Grants - Design - Coordination" with "Chemical abuse prevention  
program - Rules"

Renumber accordingly



Date: 2-8-99  
Roll Call Vote #: 1

1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1034

House Education Committee

Subcommittee on \_\_\_\_\_  
or  
 Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Pass as Amended

Motion Made By Drovdal Seconded By Brandenburg

Representatives	Yes	No	Representatives	Yes	No
Rep. ReaAnn Kelsch-Chairperson	✓		Rep. Dorvan Solberg	✓	
Rep. David Drovdal-Vice Chair	✓				
Rep. Michael D. Brandenburg	✓				
Rep. Thomas T. Brusegaard	✓				
Rep. C. B. Haas	✓				
Rep. Dennis E. Johnson					
Rep. Jon O. Nelson					
Rep. Darrell D. Nottestad	✓				
Rep. Laurel Thoreson	✓				
Rep. Howard Grumbo	✓				
Rep. Lyle Hanson	✓				
Rep. Deb Lundgren	✓				
Rep. Phillip Mueller	✓				
Rep. Robert E. Nowatzki	✓				

Total (Yes) 13 No 0

Absent 2

Floor Assignment Chr Kelsch

If the vote is on an amendment, briefly indicate intent:

Date: 2-9-99

Roll Call Vote #: 2

1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1034

House Education Committee

Subcommittee on \_\_\_\_\_

or

Conference Committee

Legislative Council Amendment Number 90168.0301 Title: 0400

Action Taken No Pass as amended

Motion Made By Brusegaard Seconded By Haas

Representatives	Yes	No	Representatives	Yes	No
Rep. ReaAnn Kelsch-Chairperson	✓		Rep. Dorvan Solberg	✓	
Rep. David Drovdal-Vice Chair	✓				
Rep. Michael D. Brandenburg	✓				
Rep. Thomas T. Brusegaard	✓				
Rep. C. B. Haas	✓				
Rep. Dennis E. Johnson	✓				
Rep. Jon O. Nelson	✓				
Rep. Darrell D. Nottestad	✓				
Rep. Laurel Thoreson	✓				
Rep. Howard Grumbo	✓				
Rep. Lyle Hanson	✓				
Rep. Deb Lundgren	✓				
Rep. Phillip Mueller	✓				
Rep. Robert E. Nowatzki	✓				

Total (Yes) 15 No 0

Absent 0

Floor Assignment Chr Kelsch

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

HB 1034: Education Committee (Rep. R. Kelsch, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1034 was placed on the Sixth order on the calendar.

Page 4, line 1, remove "annual salary of the"

Page 4, line 2, after "is" insert "entitled to receive an annual salary of" and after "dollars" insert "and is entitled to reimbursement for actual and necessary expenses incurred in the same manner as other state officials"

Page 36, line 1, replace "2" with "3"

Page 36, line 9, replace "3" with "4"

Page 36, line 12, replace "4" with "5"

Page 36, line 24, remove "- **Ballots - Stickers**"

Page 37, line 13, after "**ballots**" insert "- **Stickers**"

Page 40, line 23, remove "- **Poll books**"

Page 54, line 11, replace "and" with a period

Page 54, remove line 12

Page 58, line 19, after "all" insert "outstanding" and replace "incurred by" with "of"

Page 58, line 24, replace "projected" with "taxable"

Page 59, line 8, replace "disparities" with "disparity"

Page 61, line 18, after the second "the" insert "receiving school district's", after "levies" insert "that are required", and after "debt" insert "existing before the effective date of the annexation or dissolution"

Page 61, line 23, after "levies" insert "of the school district from which the property was detached which are"

Page 61, remove lines 25 through 31

Page 62, remove lines 1 through 13

Page 62, line 14, replace "**15.1-12-10**" with "**15.1-12-09**"

Page 62, line 15, after the first "more" insert "contiguous"

Page 62, line 22, replace "**15.1-12-11**" with "**15.1-12-10**"

Page 62, line 24, replace "15.1-12-10" with "15.1-12-09"

Page 63, line 3, replace "proposals for the" with "planned"

Page 63, line 5, replace "proposals for" with "planned"

- Page 63, line 6, remove "proposals regarding" and after the first "the" insert "planned"
- Page 63, line 9, remove "proposals regarding" and after the first "the" insert "planned"
- Page 63, line 12, replace "proposals" with "plans", replace "the provision of" with "student", and remove "to students"
- Page 63, line 13, remove "attending the new district"
- Page 63, line 21, after "Address" insert "the planned disposition of all" and remove "as"
- Page 63, line 22, replace "provided for in" with "taking into consideration" and replace "15.1-12-19" with "15.1-12-18"
- Page 63, line 24, after "levy" insert "and any other levies"
- Page 64, line 18, replace "15.1-12-12" with "15.1-12-11"
- Page 65, line 17, replace "15.1-12-13" with "15.1-12-12"
- Page 65, line 24, replace "15.1-12-15" with "15.1-12-14"
- Page 65, line 25, replace "15.1-12-15" with "15.1-12-14"
- Page 65, line 28, replace "15.1-12-14" with "15.1-12-13"
- Page 66, line 1, replace "15.1-12-11" with "15.1-12-10"
- Page 66, line 13, replace "15.1-12-15" with "15.1-12-14"
- Page 66, line 16, replace "15.1-12-12" with "15.1-12-11"
- Page 66, line 21, replace "15.1-12-19" with "15.1-12-18"
- Page 66, line 22, replace "15.1-12-16" with "15.1-12-15" and replace "15.1-12-17" with "15.1-12-16"
- Page 66, line 25, replace "15.1-12-16" with "15.1-12-15"
- Page 66, line 27, remove ", as provided by chapter 15.1-16,"
- Page 67, line 16, replace "15.1-12-17" with "15.1-12-16"
- Page 67, line 21, replace "15.1-12-18" with "15.1-12-17"
- Page 67, line 27, replace "15.1-12-19" with "15.1-12-18"
- Page 68, line 4, replace "15.1-12-20" with "15.1-12-19"
- Page 68, line 14, replace "15.1-12-21" with "15.1-12-20"
- Page 68, line 21, replace "15.1-12-22" with "15.1-12-21"
- Page 69, line 14, replace "15.1-12-23" with "15.1-12-22"
- Page 69, line 20, replace "15.1-12-24" with "15.1-12-23"

Page 69, line 21, replace "15.1-12-24" with "15.1-12-23"

Page 69, line 29, replace "15.1-12-25" with "15.1-12-24"

Page 70, line 4, replace "15.1-12-26" with "15.1-12-25"

Page 70, line 8, replace "15.1-12-27" with "15.1-12-26"

Page 70, line 15, replace "15.1-12-25" with "15.1-12-24"

Page 70, line 19, replace "15.1-12-28" with "15.1-12-27"

Page 70, line 26, replace "15.1-12-30" with "15.1-12-29"

Page 71, line 5, replace "15.1-12-28" with "15.1-12-27"

Page 71, line 19, after the first "all" insert "outstanding bonded and other" and remove  
", including the amount of all outstanding"

Page 71, line 20, remove "bonds"

Page 71, line 23, after "district" insert "and adjacent districts" and replace "projected" with  
"taxable"

Page 71, line 24, after "districts" insert "under the proposed manner of dissolution"

Page 72, line 11, after "disparities" insert "between the districts to which the dissolved district is  
attached"

Page 73, line 7, replace "15.1-12-29" with "15.1-12-28"

Page 73, line 16, replace "15.1-12-30" with "15.1-12-29"

Page 78, line 5, replace "Grants - Design - Coordination" with "Chemical abuse prevention  
program - Rules"

Re-number accordingly

**1999 SENATE EDUCATION  
HB 1034**

1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB1034

Senate Education Committee

Conference Committee

Hearing Date March 8, 1999

Tape Number	Side A	Side B	Meter #
1	x		0-end
1		x	0-end
2	x		0-1060
1	x		1143-3402
Committee Clerk Signature <i>Jinda Christman</i>			

Minutes:

SENATOR FREBORG opened the hearing on HB1034. All senators present.

SENATOR HOLMBERG, District 17, introduced HB1034. I worked on the interim study committee. Two of your committee members sat on that committee, we took the entire code, went through it and rewrote it. Towards the end of the interim, we took one half of the code that we felt as an interim committee was in real good shape and would be a product we could send to the legislature without a great deal of worry. There were some other areas we set aside because there is still work that has to be done. You know you have another bill that is for another study. After the bill was passed, it was given out to all the interested groups. I do know that the education leaders split the bill up and had a bunch of superintendents around the state read through it line by line and double check because the basic goal of the interim committee was to have the statutes reflect what is actually going on in schools today. We were trying to make sure

that what is going on is what is in the statutes. This actually is the outgrowth from a performance audit that was done on DPI after the 1995 session. The audit found some irregularities and the department agreed and that is how the study came about. It is a long bill, but I believe as you go through the testimony and hear from Anita and other people its a bill that has been looked at by a lot of people.

Neutral Testimony: ANITA THOMAS, LEGISLATIVE COUNCIL. Anita Thomas walked the committee through the engrossed bill section by section. She explained all new material added, verbage changes, deletions, etc. changes in current law and the rewritten version. The bill walk through was recorded on Tape 1, Side A, Meter 0-end, Side B, Meter 0-end.

Testimony in Favor: Pat Laubach, Programs Administrator, DPI. Written testimony attached.

I am here to speak in favor of HB1034 and offer an amendment. Amendment attached.

SENATOR FREBORG : What portion of a superintendent's duties would be assigned to the sheriff.

Pat: Typical assignment, there could be a bus driver and coordinating of bus driver workshops. Proposing that on page 55 line 3 after instruction we insert "and obtain written approval of the assignment from the superintendent."

SENATOR COOK : The yellow sheet with the eleven concerns, does this amendment remove all eleven of those concerns.

Pat: Yet, it would.

SENATOR COOK : How do you receive questions of concern about 10 & 11 being removed.

Pat: Actually as far as who enforces the law, if a county does not file a plan, then there is a written red mandate amendment we would be able to follow.



SENATOR KELSH : What typically are the duties that they assign back to DPI.

Pat: Some of the duties that they have turned back to DPI are the administration is closed. We have not taken on any of those responsibilities.

SENATOR KELSH : Those duties that are not getting taken care of in that county or just what is happening.

Pat: The county I'm referring to, they have a temporary person doing that responsibility right now. That would be the local superintendent who is uncomfortable with that speaking assignment.

SENATOR WANZEK : I see two of the counties not filing are one that I represent. What's happening with them. Do we need to get after them.

Pat: I believe that might help. Perhaps there has been some confusion in the field. Sometimes when they eliminate those positions they also feel that they eliminated the responsibility and functions which have not been eliminated.

SENATOR WANZEK : What do you feel the amendment would do. Is it that it wouldn't allow them to eliminate unless the superintendent of DPI approved the assignment.

Pat: We would look at the assignment of the responsibility for each board and if it is an appropriate consignment. If it was inappropriate we would get in touch with the county commissioners and work with them.

Testimony in Favor: Deb Jensen, Assistant Director of Standards and Practices Board.

Minor language change that appears on page 45 line 1 of the bill. Hold over in old language when teacher certificates were issued by DPI. To make language more correct the line should

read "who is certified by Education Standards and Practices Board and to meet all other requirements for school principals, in accordance with the school approval and accreditation rules of the DPI."

SENATOR KELSH : It would read appointed principal with certification by the Education Standards and Practices Board and meets all the requirements and remove all the other language.

Pat: It would be inserted between the two commas.

Testimony in Favor: Tom Decker, DPI. Just a follow-up word on Pat's amendment. It seems sort of elementary that if we're going to require county superintendents out there or designees and keep them in the statute and depend on them to do things we need some kind of control over whether or not they're doing things. There are a whole bunch of things that still need to be done by them as long as they are in the statute and have those assigned rolls. We get into real difficulty with the counties that are not doing that. It goes all the way from basic things like where do we refer a citizen in your county SENATOR WANZEK, for example who has a question about dissolution or annexation. No one is assigned to do that, we can explain it to them over the phone but it would be much more effective if there was someone in the county to sit down with them to work through those things. We think that the Laubach amendment to allow us to review puts some more teeth in, that would really clear up a lot of little problems.

Testimony in Favor: Bev Nielson, ND School Board Association. Had a question on the amendment, there has been some Pat had put forth. There had been some interest with some counties where county boards had assigned duties formerly the county superintendent, the school district employees, the superintendent is an employee of the school district and if all of a sudden the county is going to save their money and dump duties on the superintendent who already has a

full plate and is an employee of the school district, we didn't feel that that was appropriate and that has been a concern. I don't know if that is something that we need to further amend to make sure it doesn't happen. I don't personally believe that they should have the right to do that without the boards approval.

Close hearing on HB1034.

SENATOR FREBORG : For those of you who are here or have other concerns we will be holding the bill for a reasonable length of time. The bill will be around a little while.

SENATOR O'CONNELL : Let's do all the amendments at one time so we can see how they fit in place.

SENATOR KELSH : I think maybe we should come up with an amendment that fits their concerns, that fits into page 55, line 3 and 4 cannot be given back to the school district.

Tom: Our proposed amendment takes care of that concern. If we had an opportunity to review, we would know first of all if some person had no authority to assign job duties to a school district superintendent. Assigning duties to any of those school district employees in many cases causes a direct conflict of interest. The county superintendent is suppose to be monitoring their activity.

Anita: The amendment you are talking about, House Education has taken that out. What Pat has proposed came out of the interim committee.

SENATOR REDLIN : The whole thing is up in the air. If there are responsibilities that involve a county superintendent and must be carried and continued we simply must know who is going to carry the responsibility.

SENATOR FREBORG : When the bill leaves this committee we'll know when the monkey's going to ride, at least until conference committee.

SENATOR WANZEK : There are several amendments that we don't have amendments for yet.

SENATOR COOK : Page 49 top section, 15-09-42. How long is ND Council of Education leaders, instructor's conference.

Tom: 2 days.

SENATOR COOK : Considering other language that is in Century code that we say with the bill, is this section actually needed.

Tom: 1-4 comes up every session.

SENATOR COOK : Should there be a county that would limit it to 2 days, if the 2 days being somewhere else is sufficient for that issue, why isn't it sufficient enough for the entire scope of what we're seeing here.

Tom: I think that is in other language that deals with length of school year. The two pieces separately don't provide you with complete information. Between the two sections you have all the information

Closed discussion.

3/17/99

SENATOR FREBORG opened discussion on HB1034.

ANITA THOMAS, LEGISLATIVE COUNCIL, passed out amendments. Anita explained the amendment changes.

SENATOR O'CONNELL : That goes back to where the school board member may have a spouse and that is basically where that will be a separate issue.

ANITA: This will cover any conflict of interest. The way we are defining conflict of interest would include personal, professional, pecuniary interest of the individual or the individuals spouse.

SENATOR O'CONNELL : If they weren't going to vote would that change the percentage of the people.

ANITA: No, that wouldn't change the percentage of the contract.

SENATOR WANZEK : Are we removing that language that essentially looks like they have to unanimously approve the contract.

ANITA: That is correct.

SENATOR FREBORG : Is it possible to vote once and give a blanket exemption to a board member that has a conflict of interest really often on the board because of a spouse being a teacher.

ANITA: Essentially the language that you had in subsection 3 which now has the overstrike. This would allow one disclosure and it would cover future contracts. The problem was that it doesn't have a date on it and the group thought it doesn't take that much time to have a little discussion about a person's individual conflict of interest on a particular contract and then to make the vote for that issue.

SENATOR COOK : Couldn't this be that anybody could challenge another board member if they think they have a conflict.

ANITA: They could but we are not necessarily dealing with all school boards in the same situation. There may be a scenario where the other board member does not know of the conflict.

We want to put the burden on the person who has the conflict to disclose it.

SENATOR O'CONNELL : What is the punishment for failure to declaring a conflict.

ANITA: It is a Class A misdemeanor, that is one year in prison and/or a \$2000 fine.

SENATOR REDLIN : About line 7, disclose the conflict to the board and the board can vote unanimously the on the contract. It doesn't sound like the board acts on the conflict of interest.

ANITA: That is why we ended up with the small group discussion and trying to reword it. That is why we are suggesting the new language.

SENATOR WANZEK : Would this allow the DPI to straighten my counties out. I understand they are not doing that and essentially eliminated the county superintendent's position and haven't come up with a plan to follow through on the duties of superintendents.

ANITA: The idea would be that DPI would work with them so they would understand what their statutory obligations were and make a decision. Either keep the county superintendent or assign those duties to some people who will get the duties done.

SENATOR COOK : It says obtain the consent of the majority of school board presidents representing school districts and administrative headquarters in the county. We are saying that the county Commissioner's action on this is limited unless they have that consent. Is that correct.

ANITA: That is correct.

SENATOR COOK : If the counties do not have a county superintendent now, are they required to go get that consent.

ANITA: If you are referencing counties that have already assigned the duties, the bill has a waiver provision built into it.

Page 9

Senate Education Committee  
Bill/Resolution Number HB1034  
Hearing Date March 8, 1999

SENATOR COOK : SENATOR WANZEK's county could get a call from the superintendent and the county commissioners would have to revisit this issue.

ANITA: That is correct.

SENATOR O'CONNELL : What is the incentive for the County Commissioners to do this.

ANITA: If they choose not to follow the law, theoretically they are subject to an action from mandamus.

SENATOR O'CONNELL : At one time we had talked about withholding foundation aid and that did not fly very far.

ANITA: I don recall that.

SENATOR WANZEK : I move the amendment 90168.0401

SENATOR COOK : 2nd

Vote: 7 Yes 0 No

SENATOR COOK : I move for a DO PASS as amended.

SENATOR WANZEK : 2nd

Vote: 7 Yes 0 No

CARRIER: SENATOR WANZEK will carry the 1st half of bill.

SENATOR O'CONNELL will carry the 2nd half of the bill.

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1034

Page 6, line 13, replace "private" with "nonpublic"

Page 6, line 17, remove "library"

Page 26, line 6, replace "**Warrants**" with "**Negotiable instruments**"

Page 27, line 5, replace "No" with "A" and replace "may have" with "who has"

Page 27, line 6, remove "unless the individual has"

Page 27, line 7, replace "disclosed" with "shall disclose" and replace "the board has  
unanimously approved the" with "may not participate in any discussions or votes  
regarding that contract without the consent of all other board members"

Page 27, line 8, remove "contract"

Page 45, line 1, replace "Appoint" with "Contract for the services of" and remove ", certified  
under rules adopted by the superintendent of public"

Page 45, line 2, remove "instruction, to perform duties as directed by the school district  
superintendent"

Page 55, line 2, remove "and"

Page 55, line 3, after "instruction" insert "; and"

- d. Obtains written approval of the assignments from the superintendent  
of public instruction"

Re-number accordingly



Date: 3/17/99  
Roll Call Vote #: \_\_\_\_\_

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. HB 1034

Senate EDUCATION Committee

Subcommittee on \_\_\_\_\_  
or  
 Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Adopt amend. 90168.0401

Motion Made By Wanzek Seconded By Cook

Senators	Yes	No	Senators	Yes	No
Senator Freborg, Chairman	✓				
Senator Cook, Vice Chairman	✓				
Senator Flakoll	✓				
Senator Wanzek	✓				
Senator Kelsh	✓				
Senator O'Connell	✓				
Senator Redlin	✓				

Total (Yes) 7 No 0

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

If the vote is on an amendment, briefly indicate intent:

Wed. next week

Date: 3/17/99  
Roll Call Vote #: 3

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. HB 1034

Senate EDUCATION Committee

Subcommittee on \_\_\_\_\_  
or  
 Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Pass as amended

Motion Made By Cook Seconded By Wanzek

Senators	Yes	No	Senators	Yes	No
Senator Freborg, Chairman	✓				
Senator Cook, Vice Chairman	✓				
Senator Flakoll	✓				
Senator Wanzek	✓				
Senator Kelsh	✓				
Senator O'Connell	✓				
Senator Redlin	✓				

Total (Yes) 7 No 0

Absent \_\_\_\_\_

Floor Assignment Wanzek 1<sup>st</sup> half / O'Connell 2<sup>nd</sup> half

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE**

HB 1034, as engrossed: Education Committee (Sen. Freborg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1034 was placed on the Sixth order on the calendar.

Page 6, line 13, replace "private" with "nonpublic"

Page 6, line 17, remove "library"

Page 26, line 6, replace "**Warrants**" with "**Negotiable instruments**"

Page 27, line 5, replace "No" with "A" and replace "may have" with "who has"

Page 27, line 6, remove "unless the individual has"

Page 27, line 7, replace "disclosed" with "shall disclose" and replace "the board has unanimously approved the" with "may not participate in any discussions or votes regarding that contract without the consent of all other board members"

Page 27, line 8, remove "contract"

Page 45, line 1, replace "Appoint" with "Contract for the services of" and remove ", certified under rules adopted by the superintendent of public"

Page 45, line 2, remove "instruction, to perform duties as directed by the school district superintendent"

Page 55, line 2, remove "and"

Page 55, line 3, after "instruction" insert "; and"

- d. Obtains written approval of the assignments from the superintendent of public instruction"

Renumber accordingly

**1999 TESTIMONY**

**HB 1034**

# EDUCATION SERVICES COMMITTEE

The Education Services Committee was assigned two studies. Senate Concurrent Resolution No. 4002 directed a study of those provisions of North Dakota Century Code (NDCC) Title 15 which relate to elementary and secondary education. Senate Concurrent Resolution No. 4051 directed a study regarding the desirability of requiring that a core curriculum be taught from kindergarten through grade 12. The committee was also directed to acknowledge the receipt of county plans assigning the duties of county superintendents of schools, to receive a report from the Superintendent of Public Instruction regarding the home schooling of children with autism, to receive a report from the Leadership in Education Consortium regarding training programs for teachers and administrators developed in cooperation with the teacher learning centers, and to receive periodic reports from the State Board for Vocational and Technical Education regarding its progress in coordinating statewide access to work force training programs. Committee members were Senators Ray Holmberg (Chairman), Pete Naaden, David O'Connell, Randy A. Schobinger, Vern Thompson, Terry M. Wanzek, and Dan Wogsland and Representatives Ole Aarsvold, Thomas T. Brusegaard, Linda Christenson, David Drovdal, Howard Grumbo, Lyle L. Hanson, RaeAnn Kelsch, John Mahoney, David Monson, Dennis J. Renner, and Laurel Thoreson.

The committee submitted this report to the Legislative Council at the biennial meeting of the Council in November 1998. The Council accepted the report for submission to the 56th Legislative Assembly.

## PROVISIONS OF NORTH DAKOTA CENTURY CODE TITLE 15 WHICH RELATE TO ELEMENTARY AND SECONDARY EDUCATION

### Background

Section 11 of 1995 Senate Bill No. 2013 directed the State Auditor to conduct a performance audit of the Department of Public Instruction. The audit was first presented to the 1995-96 Legislative Audit and Fiscal Review Committee. Because it addressed a number of issues relating to education programs and to their administration, the Legislative Council chairman, at the request of the Legislative Audit and Fiscal Review Committee, requested that the 1995-96 interim Education Finance Committee review the audit and make recommendations. The Education Finance Committee found that the issues highlighted within the audit were indicative of a pressing need to review all the provisions of NDCC Title 15 which related to elementary and secondary education. Certain sections within the title were found to be duplicative while others were inconsistent. Some were merely unclear in their intent or in their

requirements. Both sections and chapters were found to be illogically arranged.

The 1995-96 interim Education Finance Committee concluded that a title rewrite was a project of considerable scope. It would require a significant time commitment on the part of a committee, together with significant involvement of parties having legal, educational, and administrative expertise. The committee determined that the most desirable course of action would be the recommendation of a Legislative Council study to undertake such a task.

This task was assigned to the 1997-98 interim Education Services Committee.

### Revised Title Structure

Title 15 consists of the following chapters:

15-01	Board of University and School Lands
15-02	Commissioner of University and School Lands
15-03	Investment of Funds
15-04	Leases of Original Grant Lands for Agricultural Purposes
15-05	Leasing Coal, Oil, Gas, and Other Rights
15-06	Sale of Original Grant Lands
15-07	Sale and Lease of Nongrant Lands
15-08	Provisions Relating to Original Grant and to Nongrant Lands
15-08.1	Transfer of Possessory Interests in Realty
15-08.2	Transfer of Possessory Interests in Sovereign Lands [Repealed]
15-09	Condemnation of Public Lands and Sales in Lieu Thereof
15-10	The State Board of Higher Education
15-10.1	Reciprocal Higher Education Agreements
15-11	State University and School of Mines
15-12	State University of Agriculture and Applied Science
15-13	State Normal Schools
15-14	State Normal and Industrial School [Repealed]
15-15	School of Science
15-16	School of Forestry
15-17	Institutional Holding Associations
15-18	Junior Colleges
15-19	High School Correspondence Courses
15-20	Vocational Education and Rehabilitation [Repealed]
15-20.1	Vocational Education
15-20.2	Area Vocational and Technology Centers
15-20.3	Postsecondary Education Commission [Repealed]
15-20.4	Postsecondary Educational Institutions
15-21	Superintendent of Public Instruction
15-21.1	Chemical Abuse Prevention Programs
15-21.2	Career Guidance and Development Programs
15-21.3	Comprehensive Health Education [Deleted]
15-22	County Superintendent of Schools
15-23	Organization, Division, and Consolidation of Common School Districts [Repealed]
15-24	Common School District Elections [Repealed]
15-25	Powers and Duties of Common School District Officers [Repealed]
15-26	School Buildings and Sites [Repealed]
15-27	Organization and Dissolution of Public School Districts [Repealed]
15-27.1	Annexation, Reorganization, and Dissolution of School Districts - General Provisions
15-27.2	Annexation of School Districts
15-27.3	Reorganization of School Districts
15-27.4	Dissolution of School Districts
15-27.5	Military Installation School District
15-27.6	School District Boundary Restructuring

15-27.7	School District Cooperative Arrangement
15-28	Public School District Elections
15-29	Powers and Duties of Public School District Officers
15-30	Organization of Independent School Districts [Repealed]
15-31	Independent School District Elections [Repealed]
15-32	Powers and Duties of Independent School District Officers [Repealed]
15-33	School Districts Operating Under Special Laws [Repealed]
15-34	Compulsory Attendance and Transportation [Repealed]
15-34.1	Compulsory School Attendance
15-34.2	Transportation of Students
15-35	School Buildings
15-36	Teachers' Certification
15-37	Teachers' Oaths
15-38	Teachers' Duties
15-38.1	Teachers' Representation and Negotiation
15-38.2	Teachers' Personnel Files
15-39	Teachers' Insurance and Retirement Fund [Repealed]
15-39.1	Teachers' Fund for Retirement
15-39.2	Teacher Retirement Options
15-40	State School Aid [Repealed]
15-40.1	State School Aid
15-40.2	Transfer of Students and Nonresident Tuition
15-40.3	Open Enrollment
15-41	High Schools
15-41.1	Postsecondary Enrollment Options Program
15-42	County Agricultural and Training Schools [Repealed]
15-43	Textbooks and Fees
15-44	School Funds
15-45	Kindergartens
15-46	Adult Education
15-47	General Provisions
15-48	Elections to Increase Debt Limits
15-49	Penalties, Fines, and Forfeitures
15-50	Trade and Correspondence Schools [Repealed]
15-51	Board of Education of the City of Fargo
15-52	State Medical Center
15-53	Reorganization of School Districts [Repealed]
15-53.1	Annexation, Reorganization, and Involuntary Dissolution of Public School Districts [Repealed]
15-54	Child Nutrition and Food Distribution Programs
15-55	Construction of Revenue Producing Buildings at Higher Educational Institutions
15-55.1	Higher Education Facilities Bonds [Unconstitutional]
15-56	County Tuition Fund [Repealed]
15-57	Teacher Preparation Scholarships [Repealed]
15-58	County High School Equalization Fund [Repealed]
15-59	Special Education of Children
15-59.1	County Special Education Program [Repealed]
15-59.2	Multidistrict Special Education Programs
15-59.3	Boarding Home Care for Students with Disabilities
15-60	State School Construction Fund
15-61	Surplus Property Director [Repealed]
15-62	Scholarship Loans [Repealed]
15-62.1	Guarantee Loan Program
15-62.2	Student Financial Assistance and Scholars Program
15-62.3	Tuition Assistance Grant Program
15-63	Indian Scholarships
15-64	Compact for Education
15-65	Educational Telecommunications Council
15-66	Regional Medical Education Board [Repealed]
15-67	Uniform Management of Institutional Funds Act

The committee determined that chapters not relating directly to K-12 education should remain within Title 15, while those relating directly to K-12 education should become part of a new Title 15.1. This also gave the committee an opportunity to arrange the chapters in what the members believed to be a conceptually appropriate manner.

## Objectives and Scope of Committee's Efforts

The committee determined that the rewrite of Title 15 would necessarily involve addressing laws found to be irrelevant, duplicative, inconsistent, illogically arranged, or unclear in their intent and direction. However, the committee also determined that an equally important objective was to ensure that the rewritten sections accurately reflected the manner in which business was conducted at the school level, the school district level, and within the Department of Public Instruction. The ultimate objective was to craft a document that would clearly indicate rights, duties, obligations, and consequences with respect to the provision of elementary and secondary education in the state. Because the committee discovered that the scope of the undertaking would preclude its completion without compromise of the stated objectives, the committee determined that only a portion of the title should be addressed during the 1997-98 interim. Of the following 36 proposed chapters, 16 were rewritten and the remaining 20 chapters were reserved for a future effort:

15.1-01	State Board of Public School Education
15.1-02	Superintendent of Public Instruction
15.1-03	Department of Public Instruction
15.1-04	Compact for Education
15.1-05	North Dakota Educational Telecommunications Council
15.1-06	Schools
15.1-07	School Districts
15.1-08	Military Installation School Districts
15.1-09	School Boards
15.1-10	County Committees
15.1-11	County Superintendents
15.1-12	School District Boundaries
Reserved	Education Standards and Practices Board
Reserved	Administrators' Professional Practices Board
Reserved	Teacher and Administrator Dismissal
Reserved	Teacher Employment Contracts
Reserved	Teacher Personnel Issues
Reserved	Teacher Qualifications
15.1-19	Students
Reserved	Compulsory Attendance
Reserved	Courses & Curriculum
Reserved	Kindergartens
Reserved	Home Education
15.1-24	Chemical Abuse Prevention Programs
15.1-25	Postsecondary Enrollment Options
15.1-26	Adult Education
Reserved	School Finance
Reserved	State Tuition Fund
Reserved	Payment of Tuition
Reserved	Transportation
Reserved	Open Enrollment
Reserved	Special Education
Reserved	Multidistrict Special Education Programs
Reserved	Boarding Homes
Reserved	Textbook Purchases
Reserved	School Construction

## Substantive Changes

The committee was advised of the North Dakota Supreme Court decision *City of Fargo v. Annexation Review Commission*, 148 N.W.2d 338 (N.D. 1966), in which the court found that the Legislative Assembly had not intended to make substantive changes in adopting a



revised code that had been prepared by a code revision commission but for which the record did not indicate an intention to make substantive changes. The committee determined, however, that in order to meet its stated objectives, certain substantive changes are necessary, and the committee specifically intends that these changes be documented. The following table lists the proposed North Dakota Century Code sections that contain substantive changes and briefly describes those changes:

15.1-01-01	Raises the compensation for members of the State Board of Public School Education from \$50 to \$62.50 per day
15.1-02-09	Omits the requirement that the Superintendent of Public Instruction's biennial report contain general matters, information, and recommendations relating to the educational interests of the state deemed important
15.1-02-10	Reduces mandatory recipients of the Superintendent of Public Instruction's biennial report
15.1-05-02	Clarifies membership of the North Dakota Educational Telecommunications Council
15.1-06-06	Clarifies that public and nonpublic school approval is a duty of the Superintendent of Public Instruction
15.1-06-10	Clarifies the notification procedure for fire inspections of nonpublic schools
15.1-06-11	Clarifies which doors must be kept unlocked and which doorways must be kept unobstructed during school hours
15.1-06-12	Clarifies responsibility for conducting emergency and disaster drills
15.1-06-13	Clarifies requirements for school district compliance with health, safety, and sanitation requirements
15.1-06-17	Omits the requirement that the board of a school district purchase a United States flag and requires only that the flag be displayed
15.1-06-18	Requires that the Governor convene an ad hoc committee to review school reports
15.1-07-17	Adds a definition of "conflict of interest"
15.1-08-02	Provides that members of a military installation school board may fill vacancies
15.1-09-01	Clarifies methods for electing school board members in reorganized districts
15.1-09-05	Requires that county superintendents of schools be notified of school board vacancies and clarifies the role of the State Board of Public School Education in ensuring that school boards have quorums
15.1-09-10	Omits sample ballot language
15.1-09-39	Omits sample ballot language
15.1-09-41	Omits \$3,000 limit of reward for destruction of school property
15.1-09-42	Clarifies conditions under which teachers may attend conferences with pay
15.1-11-01	Clarifies the procedure for hiring a county superintendent of schools
15.1-11-02	Clarifies the procedure for assigning duties of a county superintendent of schools and provides the Superintendent of Public Instruction with waiver authority
15.1-11-04	Adds duties performed by county superintendents of schools but not currently referenced in statute
15.1-12-07	Clarifies requirements for filing a certificate of title upon annexation, reorganization, or dissolution
15.1-12-12	Clarifies requirements for the certification of election results by school boards
15.1-12-18	Clarifies voting requirements for the closure of schools
15.1-12-27	Clarifies grounds for the dissolution of a school district
15.1-19-04	Clarifies release of a student for religious instruction

### Omitted Provisions

During the study, the committee determined that a number of Title 15 sections were unnecessary or duplicative of other provisions. The committee consequently directed that such sections be omitted from proposed Title 15.1. The following table lists sections repealed by omission and the reason for their repeal:

15-21-06	Outdated
15-21-07.2	Duplicates efforts of the Attorney General
15-21-09.1	Duplicates authority of the Superintendent of Public Instruction
15-21-13	Subject matter included in proposed Section 15.1-12-13.1
15-21-19	Outdated
15-21.1-01	Unnecessary definition
15-21.1-02	Unnecessary statement of purpose
15-21.2-01	Unnecessary definition
15-21.2-02	Unnecessary statement of purpose
15-21.2-03	Nonexistent program
15-21.2-04	Nonexistent program
15-22-12	Conflicts with proposed Section 15.1-02-08
15-22-25	Conflicts with proposed Section 15.1-11-01
15-27.1-02	Unnecessary statement of applicability
15-27.1-08	Unnecessary statement of existing law
15-27.1-09	Unnecessary statement of existing law
15-27.3-06	Duplicates requirements of proposed Section 15.1-12-11
15-27.3-07	Conflicts with proposed Sections 15.1-12-11 through 15.1-11-14
Ch. 15-27.6	Nonexistent program
Ch. 15-27.7	Nonexistent program
15-29-03.1	Outdated
15.1-29-08	Content moved to present Chapter 15-38.1
15-38-06	Outdated
15-38-13	Outdated
15-41-01	Outdated
15-41-03	Conflicts with proposed Section 15.1-02-03
15-41-04	Conflicts with proposed Section 15.1-02-03
15-41-05	Relates to vocational and technical education
15-41-07	Relates to vocational and technical education
15-41-08	Outdated
15-43-11.1	Unnecessary definition and statement of public policy
15-47-10	Declared unconstitutional
15-47-12	Outdated
15-47-16	Outdated
15-47-24	Conflicts with proposed Section 15.1-02-04
15-47-29	Constitutionally suspect
15-47-30	Constitutionally suspect
15-47-31	Outdated
15-47-32	Duplicates proposed Section 15.1-07-01
15-47-37	Conflicts with proposed Section 15.1-02-04
15-47-40	Relates to higher education
15-47-41	Relates to higher education
15-49-03	Duplicative of criminal code provisions
15-49-04	Duplicative of criminal code provisions
15-49-05	Unnecessary requirement
15-49-06	Duplicative of criminal code provisions
15-51-03	Unnecessary provisions relating to Fargo Board of Education
15-51-05	Unnecessary provisions relating to Fargo Board of Education
15-51-06	Unnecessary provisions relating to Fargo Board of Education
15-51-08	Unnecessary provisions relating to Fargo Board of Education
15-51-09	Unnecessary provisions relating to Fargo Board of Education
15-51-10	Unnecessary provisions relating to Fargo Board of Education

15-51-14	Unnecessary provisions relating to Fargo Board of Education
15-51-15	Unnecessary provisions relating to Fargo Board of Education
15-51-16	Unnecessary provisions relating to Fargo Board of Education
15-51-18	Unnecessary provisions relating to Fargo Board of Education
15-51-19	Unnecessary provisions relating to Fargo Board of Education
15-51-22	Unnecessary provisions relating to Fargo Board of Education
15-65-01	Unnecessary statement of purpose

### Cross-Reference Table

The following table lists the remaining sections of Title 15 and identifies their placement in Title 15.1:

15-21-01	15.1-02-01
15-21-01.1	15.1-03-01
15-21-02	15.1-02-02
15-21-03	15.1-02-03
15-21-04	15.1-02-04
15-21-04.1	15.1-02-11
15-21-04.2	15.1-26-02
15-21-04.3	15.1-26-07
15-21-04.4	15.1-26-01
15-21-04.5	15.1-06-08
15-21-05	15.1-02-06
15-21-07	15.1-02-04
15-21-07.1	15.1-02-05
15-21-08	15.1-02-04
15-21-09	15.1-02-04
15-21-13.1	15.1-02-08
15-21-13.2	15.1-03-03
15-21-13.3	15.1-26-05
15-21-13.4	15.1-26-06
15-21-13.5	15.1-03-02
15-21-14	15.1-02-09
15-21-15	15.1-02-10
15-21-17	15.1-01-01
15-21-18	15.1-01-02
15-21-21	15.1-02-07
15-21-22	15.1-02-11
15-21.1-03	15.1-24-01
15-21.1-04	15.1-24-02
15-21.1-05	15.1-24-03
15-21.1-06	15.1-24-04
15-21.1-07	15.1-24-05
15-21.1-09	15.1-24-06
15-22-01	15.1-11-01
15-22-01.1	15.1-11-02
15-22-02	15.1-11-01
15-22-04	15.1-11-03
15-22-07	15.1-11-06
15-22-09	15.1-11-04
15-22-14	15.1-11-05
15-22-17	15.1-02-04
15-22-18	15.1-11-04
15-27.1-01	15.1-12-01
15-27.1-03	15.1-10-01
15-27.1-04	15.1-10-02
15-27.1-04	15.1-10-03
15-27.1-05	15.1-10-04
15-27.1-06	15.1-01-03
15-27.1-07	15.1-02-04
15-27.1-10	15.1-12-07
15-27.1-11	15.1-12-25
15-27.1-11	15.1-12-26
15-27.1-12	15.1-12-08
15-27.2-01	15.1-12-01
15-27.2-01	15.1-12-03

15-27.2-01	15.1-12-04
15-27.2-02	15.1-12-02
15-27.2-04	15.1-12-05
15-27.2-05	15.1-12-06
15-27.3-01.1	15.1-12-10
15-27.3-02	15.1-12-10
15-27.3-02	15.1-12-11
15-27.3-05	15.1-12-11
15-27.3-07.1	15.1-12-13
15-27.3-08	15.1-12-12
15-27.3-10	15.1-12-22
15-27.3-11	15.1-12-14
15-27.3-12	15.1-12-15
15-27.3-13	15.1-12-16
15-27.3-13.1	15.1-12-17
15-27.3-14	15.1-12-18
15-27.3-15	15.1-12-19
15-27.3-16	15.1-12-11
15-27.3-17	15.1-12-20
15-27.3-18	15.1-12-21
15-27.3-19	15.1-12-22
15-27.3-20	15.1-12-23
15-27.3-21	15.1-12-24
15-27.4-01	15.1-12-27
15-27.4-02	15.1-12-28
15-27.4-02.1	15.1-12-29
15-27.4-03	15.1-12-30
15-27.5-01	15.1-08-01
15-27.5-02	15.1-08-02
15-27.5-03	15.1-08-03
15-27.5-04	15.1-08-04
15-27.5-04	15.1-08-05
15-27.5-05	15.1-08-06
15-27.5-06	15.1-08-07
15-28-01	15.1-09-01
15-28-02	15.1-09-04
15-28-03	15.1-09-02
15-28-03	15.1-09-03
15-28-03	15.1-09-22
15-28-03	15.1-09-23
15-28-03	15.1-09-24
15-28-04	15.1-09-13
15-28-05	15.1-09-20
15-28-06	15.1-09-09
15-28-07	15.1-09-10
15-28-08	15.1-09-12
15-28-09	15.1-09-08
15-28-09	15.1-09-11
15-28-10	15.1-09-19
15-28-10	15.1-09-21
15-28-11	15.1-09-31
15-29-01	15.1-09-29
15-29-01.1	15.1-09-32
15-29-02	15.1-09-30
15-29-03	15.1-09-27
15-29-04	15.1-09-28
15-29-05	15.1-09-06
15-29-06	15.1-09-05
15-29-07	15.1-11-04
15-29-08	15.1-09-33
15-29-08	15.1-09-35
15-29-08	15.1-09-38
15-29-08	15.1-19-09
15-29-08.4	15.1-09-33
15-29-09	15.1-07-21
15-29-10	15.1-07-25
15-29-11	15.1-07-23
15-29-13	15.1-07-10
15-29-13	15.1-07-11
15-29-13	15.1-07-12
15-29-14	15.1-07-13
15-34.2-12	15.1-09-43
15-34.2-13	15.1-09-45



15-34.2-14  
 15-34.2-17  
 15-34.2-18  
 15-35-01.2  
 15-35-01.2  
 15-35-09  
 15-35-11  
 15-35-12  
 15-35-14  
 15-38-04.1  
 15-38-13.1  
 15-38-13.2  
 15-41-02  
 15-41-27  
 15-41.1-01  
 15-41.1-02  
 15-41.1-03  
 15-41.1-04  
 15-41.1-05  
 15-41.1-06  
 15-43-11.2  
 15-43-11.3  
 15-43-11.4  
 15-44-06  
 15-44-09  
 15-44-10  
 15-44-11  
 15-46-01  
 15-46-04  
 15-47-01  
 15-47-01.1  
 15-47-02.1  
 15-47-04  
 15-47-05  
 15-47-06  
 15-47-06  
 15-47-06  
 15-47-06  
 15-47-06  
 15-47-07  
 15-47-08  
 15-47-08  
 15-47-09  
 15-47-11  
 15-47-13  
 15-47-14  
 15-47-15  
 15-47-21  
 15-47-22  
 15-47-25  
 15-47-30.1  
 15-47-33  
 15-47-33.1  
 15-47-36  
 15-47-39  
 15-47-40.1  
 15-47-43  
 15-47-43  
 15-47-44.1  
 15-47-44.2  
 15-47-47  
 15-47-48  
 15-47-49  
 15-47-50  
 15-47-51  
 15-48-01  
 15-48-02  
 15-48-03  
 15-48-04  
 15-48-05  
 15-49-01  
 15-49-02  
 15-49-08

15.1-07-20  
 15.1-19-04  
 15.1-09-44  
 15.1-06-09  
 15.1-06-10  
 15.1-06-12  
 15.1-06-11  
 15.1-06-13  
 15.1-06-14  
 15.1-06-02  
 15.1-19-09  
 15.1-19-09  
 15.1-02-04  
 15.1-06-07  
 15.1-25-01  
 15.1-25-02  
 15.1-25-03  
 15.1-25-04  
 15.1-25-05  
 15.1-25-06  
 15.1-09-36  
 15.1-09-36  
 15.1-09-37  
 15.1-07-16  
 15.1-07-24  
 15.1-07-08  
 15.1-07-09  
 15.1-26-03  
 15.1-26-04  
 15.1-06-01  
 15.1-19-08  
 15.1-09-33  
 15.1-06-03  
 15.1-07-14  
 15.1-09-07  
 15.1-09-14  
 15.1-09-15  
 15.1-09-16  
 15.1-09-18  
 15.1-09-17  
 15.1-07-22  
 15.1-09-25  
 15.1-09-26  
 15.1-06-17  
 15.1-09-46  
 15.1-09-42  
 15.1-09-34  
 15.1-12-09  
 15.1-19-07  
 15.1-09-41  
 15.1-19-03  
 15.1-06-04  
 15.1-06-05  
 15.1-05-06  
 15.1-09-39  
 15.1-09-40  
 15.1-07-01  
 15.1-07-02  
 15.1-19-11  
 15.1-19-12  
 15.1-19-02  
 15.1-19-01  
 15.1-19-06  
 15.1-19-05  
 15.1-06-18  
 15.1-07-03  
 15.1-07-04  
 15.1-07-05  
 15.1-07-06  
 15.1-07-07  
 15.1-07-15  
 15.1-07-17  
 15.1-06-16

15-49-09  
 15-49-10.1  
 15-49-11  
 15-49-12  
 15-49-13  
 15-51-01  
 15-51-01  
 15-51-02  
 15-51-02  
 15-51-04  
 15-51-07  
 15-51-11  
 15-51-12  
 15-51-13  
 15-51-17  
 15-51-20  
 15-51-21  
 15-64-01  
 15-64-02  
 15-65-02  
 15-65-02  
 15-65-02  
 15-65-02  
 15-65-03  
 15-65-05  
 15-65-06

15.1-07-19  
 15.1-06-15  
 15.1-07-18  
 15.1-19-10  
 15.1-19-10  
 15.1-09-01  
 15.1-09-02  
 15.1-09-09  
 15.1-09-12  
 15.1-09-27  
 15.1-07-01  
 15.1-09-47  
 15.1-09-48  
 15.1-09-49  
 15.1-09-50  
 15.1-09-51  
 15.1-09-52  
 15.1-04-01  
 15.1-04-02  
 15.1-05-01  
 15.1-05-02  
 15.1-05-03  
 15.1-05-04  
 15.1-05-05  
 15.1-05-05  
 15.1-05-05

### Committee Recommendations

The committee recommends House Bill No. 1034 to rewrite those portions of Title 15 which relate to the State Board of Public School Education, the Superintendent of Public Instruction, the Department of Public Instruction, the Compact for Education, the North Dakota Educational Telecommunications Council, schools, school districts, military installation school districts, school boards, county committees, county superintendents of schools, school district boundaries, students, chemical abuse prevention programs, postsecondary enrollment options, and adult education.

The committee recommends House Bill No. 1035 to accompany the rewrite of Title 15 provisions. This bill draft reconciles references to Title 15 sections found in other portions of the Century Code.

The committee also recommends House Concurrent Resolution No. 3007 directing a study of those provisions of NDCC Title 15 which relate to elementary and secondary education. The committee proposes that this second study cover those provisions of NDCC Title 15 which relate to elementary and secondary education, but which were not addressed by the committee during this interim. Those provisions include:

15-21.1-08  
 15-29-08.5  
 15-29-08.6  
 Ch.15-34.1  
 15-34.2-01  
 15-34.2-03  
 15-34.2-04  
 15-34.2-05  
 15-34.2-06  
 15-34.2-06.1  
 15-34.2-07  
 15-34.2-07.1  
 15-34.2-07.2

15-34.2-08  
 15-34.2-09  
 15-34.2-10  
 15-34.2-11  
 15-34.2-15  
 15-34.2-16  
 15-35-01.1  
 15-35-15  
 15-35-16  
 15-35-17  
 Ch.15-36  
 Ch.15-37  
 15-38-01  
 15-38-07  
 15-38-08  
 15-38-09  
 15-38-10  
 15-38-11  
 15-38-12  
 15-38-16  
 15-38-17  
 15-38-18  
 15-38-18.1  
 15-38-18.2  
 15-38-19  
 Ch.15-38.1  
 Ch.15-38.2  
 Ch.15-39.1  
 Ch.15-39.2  
 Ch.15-40.1  
 Ch.15-40.2  
 Ch.15-40.3  
 15-41-06  
 15-41-24  
 15-41-25  
 15-41-28  
 15-43-01  
 15-43-02  
 15-43-03  
 15-43-05  
 15-43-12  
 15-44-01  
 15-44-02  
 15-44-03  
 15-45-01  
 15-45-02  
 15-45-03  
 15-45-04  
 15-47-00.1  
 15-47-26  
 15-47-27  
 15-47-27.1  
 15-47-27.2  
 15-47-28  
 15-47-34  
 15-47-35  
 15-47-38  
 15-47-38.2

15-47-42  
 15-47-46  
 Ch.15-54  
 Ch.15-59  
 Ch.15-59.2  
 Ch.15-59.3  
 Ch.15-60

### Appendix - Cross-Reference for Proposed Sections

The following table lists the sections in the new Title 15.1 and the former sections in Title 15 from which the new sections are derived:

15.1-01-01	15-21-17
15.1-01-02	15-21-18
15.1-01-03	15-27.1-06
15.1-02-01	15-21-01
15.1-02-02	15-21-02
15.1-02-03	15-21-03
15.1-02-04	15-21-04
15.1-02-04	15-21-07
15.1-02-04	15-21-08
15.1-02-04	15-21-09
15.1-02-04	15-22-17
15.1-02-04	15-27.1-07
15.1-02-05	15-21-07.1
15.1-02-06	15-21-05
15.1-02-07	15-21-21
15.1-02-08	15-21-13.1
15.1-02-09	15-21-14
15.1-02-10	15-21-15
15.1-02-11	15-21-04.1
15.1-02-12	15-21-22
15.1-03-01	15-21-01.1
15.1-03-02	15-21-13.5
15.1-03-03	15-21-13.2
15.1-04-01	15-64-01
15.1-04-02	15-64-02
15.1-05-01	15-65-02
15.1-05-02	15-65-02
15.1-05-03	15-65-02
15.1-05-04	15-65-02
15.1-05-05	15-65-03
15.1-05-05	15-65-05
15.1-05-05	15-65-06
15.1-05-06	15-47-36
15.1-06-01	15-47-01
15.1-06-02	15-38-04.1
15.1-06-03	15-47-04
15.1-06-04	15-47-33
15.1-06-05	15-47-33.1
15.1-06-06	15-34.1-03(1)
15.1-06-07	15-41-27
15.1-06-08	15-21-04.5
15.1-06-09	15-35-01.2
15.1-06-10	15-35-01.2
15.1-06-11	15-35-11
15.1-06-12	15-35-09
15.1-06-13	15-35-12
15.1-06-14	15-35-14
15.1-06-15	15-49-10.1
15.1-06-16	15-49-08
15.1-06-17	15-47-11
15.1-06-18	15-47-51
15.1-07-01	15-47-43
15.1-07-01	15-51-07
15.1-07-02	15-47-43
15.1-07-03	15-48-01
15.1-07-04	15-48-02

15.1-07-05	15-48-03	15.1-09-41	15-47-25
15.1-07-06	15-48-04	15.1-09-42	15-47-14
15.1-07-07	15-48-05	15.1-09-43	15-34.2-12
15.1-07-08	15-44-10	15.1-09-44	15-34.2-18
15.1-07-09	15-44-11	15.1-09-45	15-34.2-13
15.1-07-10	15-29-13	15.1-09-46	15-47-13
15.1-07-11	15-29-13	15.1-09-47	15-51-11
15.1-07-12	15-29-13	15.1-09-48	15-51-12
15.1-07-13	15-29-14	15.1-09-49	15-51-13
15.1-07-14	15-47-05	15.1-09-50	15-51-17
15.1-07-15	15-49-01	15.1-09-51	15-51-20
15.1-07-16	15-44-06	15.1-09-52	15-51-21
15.1-07-17	15-49-02	15.1-10-01	15-27.1-03
15.1-07-18	15-49-11	15.1-10-02	15-27.1-04
15.1-07-19	15-49-09	15.1-10-03	15-27.1-04
15.1-07-20	15-34.2-14	15.1-10-04	15-27.1-05
15.1-07-21	15-29-09	15.1-11-01	15-22-01
15.1-07-22	15-47-08	15.1-11-01	15-22-02
15.1-07-23	15-29-11	15.1-11-02	15-22-01.1
15.1-07-24	15-44-09	15.1-11-03	15-22-04
15.1-07-25	15-29-10	15.1-11-04	15-22-09
15.1-08-01	15-27.5-01	15.1-11-04	15-22-18
15.1-08-02	15-27.5-02	15.1-11-05	15-22-14
15.1-08-03	15-27.5-03	15.1-11-06	15-22-07
15.1-08-04	15-27.5-04	15.1-12-01	15-27.1-01
15.1-08-05	15-27.5-04(5)	15.1-12-02	15-27.2-02
15.1-08-06	15-27.5-05	15.1-12-03	15-27.2-01
15.1-08-07	15-27.5-06	15.1-12-04	15-27.2-01
15.1-09-01	15-28-01	15.1-12-05	15-27.2-04
15.1-09-01	15-51-01	15.1-12-06	15-27.1-10
15.1-09-02	15-28-03	15.1-12-07	15-27.2-05
15.1-09-02	15-51-01	15.1-12-08	15-27.1-12
15.1-09-03	15-28-03	15.1-12-09	15-47-21
15.1-09-04	15-28-02	15.1-12-10	15-27.3-01.1
15.1-09-05	15-29-06	15.1-12-11	15-27.3-05
15.1-09-06	15-29-05	15.1-12-12	15-27.3-08
15.1-09-07	15-47-06	15.1-12-13	15-27.3-07.1
15.1-09-08	15-28-09	15.1-12-14	15-27.3-11
15.1-09-09	15-28-06	15.1-12-15	15-27.3-12
15.1-09-09	15-51-02	15.1-12-16	15-27.3-13
15.1-09-10	15-28-07	15.1-12-17	15-27.3-13.1
15.1-09-11	15-28-09	15.1-12-18	15-27.3-14
15.1-09-12	15-28-08	15.1-12-19	15-27.3-15
15.1-09-12	15-51-02	15.1-12-20	15-27.3-17
15.1-09-13	15-28-04	15.1-12-21	15-27.3-18
15.1-09-14	15-47-06	15.1-12-22	15-27.3-19
15.1-09-15	15-47-06	15.1-12-23	15-27.3-20
15.1-09-16	15-47-06	15.1-12-24	15-27.3-21
15.1-09-17	15-47-07	15.1-12-25	15-27.1-11
15.1-09-18	15-47-06	15.1-12-26	15-27.1-11
15.1-09-19	15-28-10	15.1-12-27	15-27.4-01
15.1-09-20	15-28-05	15.1-12-28	15-27.4-02
15.1-09-21	15-28-10	15.1-12-29	15-27.4-02.1
15.1-09-22	15-28-03	15.1-12-30	15-27.4-03
15.1-09-23	15-28-03	15.1-19-01	15-47-48
15.1-09-24	15-28-03	15.1-19-02	15-47-47
15.1-09-25	15-47-08	15.1-19-03	15-47-30.1
15.1-09-26	15-47-09	15.1-19-04	15-34.2-17
15.1-09-27	15-29-03	15.1-19-05	15-47-50
15.1-09-27	15-51-04	15.1-19-06	15-47-49
15.1-09-28	15-29-04	15.1-19-07	15-47-22
15.1-09-29	15-29-01	15.1-19-08	15-47-01.1
15.1-09-30	15-29-02	15.1-19-09	15-29-08(13)
15.1-09-31	15-28-11	15.1-19-09	15-38-13.1
15.1-09-32	15-29-01.1	15.1-19-09	15-38-13.2
15.1-09-33	15-29-08	15.1-19-10	15-49-12
15.1-09-34	15-47-15	15.1-19-10	15-49-13
15.1-09-35	15-29-08	15.1-19-11	15-47-44.1
15.1-09-36	15-43-11.2	15.1-19-12	15-47-44.2
15.1-09-37	15-43-11.4	15.1-24-01	15-21.1-03
15.1-09-38	15-29-08	15.1-24-02	15-21.1-04
15.1-09-39	15-47-39	15.1-24-03	15-21.1-05
15.1-09-40	15-47-40.1	15.1-24-04	15-21.1-06

15.1-24-05	15-21.1-07
15.1-24-06	15-21.1-09
15.1-25-01	15-41.1-01
15.1-25-02	15-41.1-02
15.1-25-03	15-41.1-03
15.1-25-04	15-41.1-04
15.1-25-05	15-41.1-05
15.1-25-06	15-41.1-06
15.1-26-01	15-21-04.4
15.1-26-02	15-21-04.2
15.1-26-03	15-46-01
15.1-26-04	15-46-04
15.1-26-05	15-21-13.3
15.1-26-06	15-21-13.4
15.1-26-07	15-21-04.3

## DEVELOPMENT AND DELIVERY OF A CORE CURRICULUM

The phrase "core curriculum" appears to have a definitional scope that ranges from a fixed series of required courses to the instructional methods and materials by which course content requirements are imparted to students. In North Dakota, the Legislative Assembly has already established the minimum courses that school districts must make available to high school students. North Dakota Century Code Section 15-41-24 provides:

The following units of study must be made available to all students in each public and private high school in this state at least once during each four-year period, and each private high school shall comply with the requirements of this section if such high school is to receive approval by the department of public instruction:

1. English, four units.
2. Mathematics, three units.
3. Science, four units.
4. Social studies, three units. Effective July 1, 1994, social studies must include one unit of world history and one unit of United States history, each of which must be integrated with a strong geography component.
5. Health and physical education, one unit.
6. Music, one unit.
7. Any combination of the following course areas: business education, economics and the free enterprise system, foreign language, industrial arts, vocational education, six units. For purposes of this subsection vocational education includes home economics, agriculture, office education, distributive education, trade industrial, technical, and health occupations.

Each public or private high school may count for purposes of compliance with this section those vocational education courses which are offered through cooperative arrangements approved by

the state board for vocational and technical education.

In NDCC Section 15-41-06, the Legislative Assembly provided that "four units of high school work must be considered the minimum number of any year from the ninth grade through the twelfth grade." (Exceptions are made for students requiring fewer than four units for graduation.)

Minimum course requirements for elementary and middle level or junior high students are established by the Superintendent of Public Instruction through the school accreditation process. The requirements include instruction in language arts, mathematics, social studies, science, health, music, physical education, and art. Provision is also made for unallocated time that may be used for student-teacher planning and guided learning, the initiation or expansion of a subject area, the provision of elective offerings, and the provision of student personnel services. However, neither the North Dakota Century Code nor the state accreditation standards reference precisely what students should know and be able to do within a given discipline.

The articulation of clear, measurable expectations for all students is a relatively new concept. As a nation, many of our teachers, schools, and communities have always had high expectations for their children, but the expectations tended to be localized. The result is that students have been learning different things from school to school, district to district, and state to state. The varying expectations have allowed some children to be exposed to rigorous courses, while others have not been so exposed. Some students are awarded high grades only if they master challenging material while others are awarded high grades and promotions no matter what they do. Typically, students get passed from grade to grade regardless of how much they learn, and many graduate not even realizing how unprepared they are. Teachers who try to uphold high academic standards with tough grading and promotion policies and demanding homework loads are often pressured by administrators, parents, and students to ease up. In the absence of clear standards, they are powerless. (*Making Standards Matter 1996: An Annual Fifty-State Report on Efforts to Raise Academic Standards*, American Federation of Teachers)

## CORE CURRICULUM OFFERINGS IN OTHER STATES

Following are examples of states that have legislatively addressed their expectations of students.

### Alabama

Alabama Code Section 16-6B-2 requires that the following courses be offered in grades 9 through 12 in the state's public schools:

Amendments to House Bill No. 1034

Page 4, line 1, overstrike “The annual salary of the” and insert immediately thereafter “The”  
Page 4, line 2, overstrike “is” and insert immediately thereafter “shall receive an annual salary of”, after “dollars” insert “and shall be reimbursed for actual and necessary expenses incurred in the same manner as other state officials”

Page 36, line 24, overstrike “- **Ballots - Stickers**”

Page 37, line 13, after “**ballots**” insert “- Stickers”

Page 40, line 23, overstrike “- **Poll books**”

Page 66, line 27, overstrike “as provided by chapter 15.1-16,”

Page 78, line 5, overstrike “**Grants - Design - Coordination**” and insert immediately thereafter “Chemical abuse prevention programs - Rules”

Renumber accordingly

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1034

Page 58, line 19, after "all" insert "outstanding", and replace "incurred by" with "of"

Page 58, line 24, replace "projected" with "taxable"

Page 59, line 8, replace "disparities" with "disparity"

Page 60, line 14, remove "a. If an annexation petition is considered by a single county committee, the"

Page 60, remove lines 15 through 19

Page 60, line 20, replace "and denied by each" with "Regardless of how many", replace "committee" with "committees consider the annexation", and remove "not" SB 1079

Page 61, line 18, after the second "the" insert "receiving school district's", and after "levies" insert "that are required", and after "debt" insert "existing before the effective date of the annexation or dissolution"

Page 61, line 23, after "levies" insert "of the school district from which the property was detached that are"

Page 61, remove lines 25 through 31

Page 62, remove lines 1 through 13

Page 62, line 15, after the first "more" insert "contiguous"

Page 63, line 3, replace "proposals for the" with "planned"

Page 63, line 5, replace "proposals for" with "planned"

Page 63, line 6, replace "proposals regarding the" with "planned"

Page 63, line 9, replace "Include proposals regarding" with "State"

Page 63, line 12, replace "proposals" with "plans", replace "the provision of" with "student", and remove "to students"

Page 63, line 13, remove "attending the new district"

Page 63, line 21, after "Address" insert "the planned disposition of all" and remove "as"

Page 63, line 22, replace "provided for in" with "taking into consideration"

Page 63, line 24, after "levy" insert "and any other levies"

Page 71, line 19, after the first "all" insert "outstanding bonded and other" and remove ", including the amount of all outstanding"

Page 71, line 20, remove "bonds"

Page 71, line 23, after "district" insert "and adjacent districts" and replace "projected" with "taxable"

Page 71, line 24, after "districts" insert "under the proposed manner of dissolution"

Page 72, line 11, after "disparities" insert "between the districts to which the dissolved district is attached"

Page 73, line 7, after "balance" insert "of \$10,000 or less"

Page 73, line 16, after "balance" insert "over \$10,000"

Renumber accordingly

**Please Vote Do Not Pass on HB 1034**  
**(Unless Ammended to Remove Outcomes Based Education (OBE)**  
**Provisions of Proposed Century Code 15.1-02-04 (3 and 4))**

Submitted as Testimony to the House Education Committee by W.M. Schuh

Under proposed North Dakota Century Code 15.1-02-04 (3 and 4) the legislative mandate authorizing the Superintendent of public instruction to implement outcomes based education as a state standard has been reinstated, after being removed by the 1995 Legislature.

Under 15.1-02-04. The Duties of the Superintendent of public instruction are described to include:

“(3) Shall supervise the development of course content standards.  
and , (4) Shall supervise the assessment of students. “

These provisions are not included in the current description of duties in NDCC 15-21, to be deleted under HB1034. They are new powers given to the Superintendent of Public Instruction. Please compare the wording to 15-21-04.6 **Student performance standards and assesment-Preliminary activilties-Continuing appropriation**. Repealed by S.L. 1995, ch172, &1.

The power grant given to the Superintendent is identical in wording to powers repealed under HB 1270 in 1995, with the exception that the words “course content” is substituted for “student performance”. In the context in which they are applied, they are interchangeable.

Outcomes Based Education, as promoted in the North Dakota Education “reform” process comprises the micromanagement of the teacher and the school. It is a scheme in which the details of education are controled on a federal level. Individual “performances”, “outcomes”, or “class content standards” , the very details to be learned in class are set by a federal panel. Under the Goals 2000 Educate America Act, the state then conforms all of its “content standards” to those of the federal panel. Then each classroom in each district is to conform to the state adopted federal “outcomes”. Each student is then repeatedly tested for each individual outcome. These provisions of the proposed bill are nothing more than permission for the Superintendent to implement outcomes based education on a statewide scale.

Outcomes Based Education (OBE) is unnecessary. North Dakota's students are scoring very well on national and internationally comparable achievement tests.

Group Engineering aspects of OBE, where achieving students are held back while non achieving students are repeatedly retaught and retested destroy motivation for both high and low achieving students.

OBE has been thrown out by many districts that have enacted it, including Apple Valley Minnesota and Littleton Colorado. These and other failures are well documented.

Attempts by the Superintendent to enforce OBE will tie up districts and teachers in endless hours of useless attempts to meet centralized demands rather than teaching the kids.

Course Content Standards for all major disciplines are well established, successful, and stable. There is absolutely no need to reinvent them. Algegra, Geometry, History, English, have not changed. Problems in education are not due to lack of course standards, or outcomes.

In addition, provisions making District Goals 2000 Participation voluntary (NDCC 15-29-08.5) passed in the previous legislature will be meaningless if the Superintent is allowed the authority to simply enforce the Goals 2000 course standards as a part of his duties of office.



One Additional Concern for HB 1034 is the change in language with respect to the use of school buildings for other than school purposes (NDCC 15-35-14.), to be replaced by 15.1-06-14 on page 21 of HB 1034. While the previous language contained very specific language forbidding discrimination on a religious or political party basis, the new proposed language is much more general, stating only that "the board may impose restrictions on the usage provided the restrictions are nondiscriminatory." This more general language may restrict the powers of the board, and may in some instances subject them to lawsuits. One example is that of a community wherein a public facility partially funded by and used by the school district was being let for use of strip shows. Many citizens, and the school district, believed that this use was incompatible with the facility's educational use and function. Although the matter was successfully resolved by members of the community, during the discussion there were statements to the effect that exclusion of such acts would be discriminatory, and that the matter might be taken to court on that basis. While common sense would dictate that the school board would prevail on such a matter in a reasonable court, this is by no means assured in today's courts, and it might be unwise to allow such open ended definitions of 'discrimination' as that provided in this provision.

I would ask that the Education Committee of the House of Representatives weigh these provisions, and consider retaining the old language, if HB 1034 is to be passed.

**15-21-09. Standardization of schools - Textbooks - Examinations - Courses of study.**

The superintendent of public instruction has charge and supervision of the standardization of schools, uniformity of textbooks, examinations for eighth grade and high school pupils, and preparation of courses of study for the classes of public schools.

**15.1-02-04. Superintendent of public instruction - Duties.** The superintendent of public instruction:

1. Shall supervise the provision of elementary and secondary education to the students of this state.
2. Shall supervise the establishment and maintenance of schools and provide advice and counsel regarding the welfare of the schools.
- \* 3. Shall supervise the development of course content standards.
- \* 4. Shall supervise the assessment of students.
5. Shall serve as an ex officio member of the board of university and school lands.
6. Shall keep a complete record of all official acts and appeals.
7. As appropriate, shall determine the outcome of appeals regarding education matters.
8. Shall direct school district annexation, reorganization, and dissolution and employ and compensate personnel necessary to enable the state board of public school education to carry out its powers and duties regarding school district annexation, reorganization, and dissolution.

## Goals 2000 and Outcomes Based Education (OBE) in North Dakota's Schools

The entire school reform process in North Dakota, from the late 1980s to the current Goals 2000 School Improvement Plan has adopted Outcomes Based Education (OBE) as its methodological basis. The language has varied. "Outcomes" are referred to as "Performances", or "Standards", and OBE is referred to as "Input-Process-Output" education. But the methodology remains the same. OBE has been found flawed and discarded in many schools, including Apple Valley and Winona Minnesota, and in other school districts throughout the nation. Laws passed in 1991 to implement OBE were repealed by the legislature in 1995. Under the Goals 2000 State Plan the DPI will continue reeducate teachers and push school districts into OBE. The following quotes document the decisions for OBE made in the North Dakota education "reform" process, from the early 1990s.

### The Education Action Commission

- "Hutchins (of MCREL Laboratories) explored the strategic process for the (North Dakota Education Action) Commission.... The **group as a whole agreed that the emphasis for both quality and delivery should be on an outcomes-based education**...In an effort to focus on changing the mechanics of the present system, the commission was urged to consider **state control of education as opposed to local control** and to decide what the level of control should be." *North Dakota Education Action Commission Minutes of May 3 and 4, 1990.*
- "the quality theme emerging is that the **accreditation process needs to be an outcome based system**. *Memorandum from Celeste to Dick and Sheila on Governor's sinners staff: Subject, May 3 and 4 1990 Education Action Commission meeting*
- " In early 1992, the Department of Public Instruction held ten regional public forums... During these forums, **the public was informed that the Department of Public Instruction would be supporting an outcomes model of education**..." *John S. Backes and Clarence Bina. When the Best Must Become Better: Educational Reform in North Dakota. International Journal of Educational Reform, Volume 2, no. 3, July 1993. p 276.*

### The Department of Public Instruction

- There have been repeated legislative attempts to enforce OBE on all schools in North Dakota. In 1991 the DPI introduced bills to set statewide "performance standards", otherwise known as "outcomes" or course content standards (SB 2590), and to provide funding for teacher retraining, setting "outcomes", and formation of "site-based management committees" to implement the changes locally (HB 1393). These resulted in NDCC provisions 15-21-04.6 mandating the Superintendent to set Student performance standards and assessment criteria. In

1991 the DPI also attempted to pass a bill (HB 1388) empowering the Superintendent<sup>ent</sup> of public instruction to disband local school boards and take direct control of schools not meeting the new "performances". This bill failed. In 1993 a legislative attempt to repeal the OBE measures (HB 1467) was partially successful, delaying implementation of OBE measures until 1998. In the 1995 Legislative Session, 15-21-04.6 was fully repealed in HB 1270. In the 1999 Legislative Session, language empowering the Superintendent to implement OBE is again being attempted as 15.1-02-0, where the Superintendent is authorized to develop "course content standards and assessment of students. This is very similar to the wording of the original failed, or repealed legislation from previous years."

- " I have sought legal counsel relative to the removal from statute of these two pieces of legislation (OBE and participatory decision-making); I am advised that technically it doesn't matter as far as what the department would do thereafter because we still have out authority and responsibility to pursue curriculum development." Dr. Stastney, Deputy Superintendent of Public Instruction, testifying in opposition to HB 1270 (OBE repealer) in 1995 before the Senate Education Committee.

NOTE: Here Stastney states that the the DPI will continue to pursue and promote outcomes based standards as the state standards of accreditation, despite the repeal of permissive legislation for setting the goals and standards (NDCC 15-21-04.6) and a requirement that all school districts undertake school improvement plans as a part of the school "reform" process (NDCC 15-29-08.3). In other words, the DPI will ignore the repealer and keep on attempting to implement OBE.

### The Goals 2000 State Educational Improvement Plan

"The review and revision of the accreditation standards will move... from an **Input-based system to an Input-process-output (new euphemism for OBE ) system.**" *North Dakota Goals 2000: Educational Improvement Plan. July 1995. pp 8,9.*

**NOTE: This states that under Goals 2000 In North Dakota, accreditation of schools will be shifted to Outcomes Based Standards. If adherence to outcomes-based standards are necessary for accreditation, how can it be voluntary? What happens to a school's standing and funding when it is non accredited?**

"1995-1997. Proposed legislation... will be developed and submitted to the 55th Legislative Assembly in 1997. The review of state accreditation standards will move the process from an Input-based system to an Input-process-output system (new euphemism for OBE )." *North Dakota Goals 2000: Educational Improvement Plan. May Draft, 1995. pp 9, and 10.*

NOTE: this statement was removed from the July 1995 Draft. However, the original intent to reimpose OBE through legislative action as a part of the Goals 2000 State Plan is clear. Evidently the Goals 2000 state planners felt it too early after the previous repealer to reattempt a legislative mandate for OBE.

**HISTORICAL SUMMARY OF GOALS 2000 PLANNING PROCESS  
IN NORTH DAKOTA: 1983-1995**

Prepared By W.M. Schuh

Nearly a decade of preparation, and countless committees, panels, and laws have paved the way for North Dakota's adoption of the national education goals and standards under the Goals 2000 Educate America Act. The North Dakota school "reform" process has been a continuous and integrated one, with guidance from the federal level throughout. A brief history of national school "reform" efforts in North Dakota, dating from the publication of "A Nation at Risk" in 1983 to 1993 was presented by Backes and Bina.<sup>1</sup> Backes and Bina have described the process as follows.

(1) 1984 to 1985 consisted of efforts to promote curricular "reform", merger of districts, and compliance with new 1 federal regulations.

(2) In 1986 Governor Sinner's Governor's Conference on Public Education, directed the Superintendent of Public Instruction (SPI) to begin to plan for the future of North Dakota's Schools.

(3) Beginning in October of 1986 SPI Sanstead formed the **Governor's Task Force on Education** (GTFE) and began working on "reform" strategy. After 6 months, the GTFE produced a publication titled "Essential Elements for Primary and Secondary Education".

(4) In 1987 the GTFE became the **Educational Advancement Task Force** (EATF) to reflect its more comprehensive agenda. The EATF was coordinated by the DPI and consisted of about 100 members forming 10 task groups. these included (i) children at risk, (ii) the coalition for adult literacy, (iii) community education, (iv) curriculum and instruction, (v) educational administration, (vi) higher education, (vii) teacher education, (viii) student progress, (ix) finance and organization, and (x) technology. Forty-seven recommendations of the EATF were used to apply for a Bush Foundation Grant and to fund pilot projects in education "reform". Because the grant was rejected, it was decided that funding for educational "reform" would be a state responsibility.

(5) In 1988 statewide meetings were conducted to promote educational "reform". The result of the meetings was the publication of the booklet "Education: North Dakota's Key to Recovery" by Clarence Bina. In 1989 the booklet was published as a supplement in every Newspaper in North Dakota and during the 1989 legislative session the DPI unsuccessfully promoted 40 measures, of which 33 were for improvement of "educational equity" and "school boundary restructuring".

(6) In 1988-1989 the North Dakota Environmental SCANS report, authored by **Dr. Shirley McCune** of Mid Continent Regional "Education Laboratory (**MCREL**) in Aurora CO, was published.

(7) From spring through December of 1990 the **Education Action Commission** (EAC) met. Midcontinent Regional Education Laboratory (MCREL) in Aurora CO was commissioned by Governor Sinner to guide the education reform process in ND. The EAC submitted 11 pieces of legislation to the 1991 legislature. One bill, SB 2590, authorized the Superintendent of Public Instruction to develop "Performance Outcomes" for students.

(8) In August of 1990 the DPI formed the **Council on Performance Standards and Assessment** (CPSA). Its purpose was to develop student outcomes, establish a plan for school restructuring, and promote local "school improvement plans".

(9) In 1992 DPI held ten regional public forums. The public was informed that DPI would support the "outcomes model of education" (OBE) in which student performance would be the focus.

(10) In 1991-1992 the CPSA developed the curriculum framework and outcomes and performance standards for math, science, language arts, social studies, and library needs. In 1992-1993 six graduation outcomes were developed, and "school based management committees" (local school restructuring committees) were formed. The role of the DPI was to serve as a "change agent" for the local schools, provide economic incentives, and provide administrative assistance and school inservice.

In 1993 Education "Secretary Riley announced a new name and a new focus for the (U.S.) Education Department's efforts to help schools and communities reach the National Education Goals - Goals 2000: Educate America."<sup>2</sup>

From 1993 through 1995 the following committees and projects carried the Goals 2000 "reform" process forward.<sup>3</sup>

Following the election of Gov. Schafer in 1992, a "blue-ribbon" task force on education was formed by Lt. Governor Rosemarie Myrdal, and met for several months in 1993. This task force made 16 recommendations concerning "educational reform".

In 1994 the Goals 2000: Educate America Act was passed by the U.S. Congress and signed into law. In September of 1994 Governor Schafer and SPI Sanstead jointly formed a 36 member panel to identify areas for "school improvement", and to request proposals for grants under the new federal Goals 2000: Educate America Act. Participants included the Lt. Governor and the Deputy Superintendent of Public Instruction. Seventeen proposals were submitted, 11 were approved, and 10 were eventually accepted for grants. Initial Goals 2000 grants were used to fund the process for development of "school improvement plans" which would align local districts with state and national goals, in accordance with the NEGP. Initial work of the Goals 2000 panel was outlined in the document titled *Planning For Education Improvements In North Dakota.*<sup>4</sup> Additional funding requests under Goals 2000 were sought in 1995 to implement "school improvement plans." With these requests North Dakota began its second year of participation in the federal Goals 2000 program.

#### CITATIONS

1. Backes, John S. and Clarence Bina. 1993. When the Best Must Become Better: Educational Reform in North Dakota. *International Journal of Educational Reform*, Volume 2, No. 3/ July .
2. U.S. Department of Education. 1993, Community Update. No. 1,/ April.
3. North Dakota Goals 2000: Educational Improvement Plan. (NDEIP). July 1995.
4. *Planning For Education Improvements In North Dakota.* 1994. 12 pp.

THE CHARTS INDICATE WHAT WOULD HAPPEN IF THE STATE INCOME TAX WAS RAISED FROM 14% TO 17% OF ONE'S FEDERAL INCOME TAX.

IF YOU PAY \$1000 FED TAX YOU WOULD RAISE YOUR STATE TAX FROM \$140.00 TO \$170.00 ETC.

THE MONEY WOULD GO TO FOUNDATION AID AND HOPEFULLY LOCAL SCHOOL BOARDS WOULD USE, AT LEAST, MOST OF IT TOWARDS TEACHERS SALARIES.

*G. J. Green*



Department of Public Instruction

600 E Boulevard Ave., Dept. 201, Bismarck, ND 58505-0440
(701) 328-2260 Fax - (701) 328-2461
http://www.dpi.state.nd.us

Dr. Wayne G. Sanstead
State Superintendent

To: Tom Decker, Director
School Finance and Organization
From: Jerry Coleman, Assistant Director
School Finance and Organization
Date: 01/18/99
Re: District Level Projections for Foundation Aid

The attached printout is a simulation distributing per student aid to schools under the foundation aid formula. The simulation includes a comparison of payments for the current school year and the next two years of the biennium based on fall 1998 enrollment.

Calculations for the current and projected school year are based the fall enrollment used for foundation aid. The actual weighted pupil units (wpu) the district was paid on for the current year is listed for reference purposes. (NOTE: Actual wpu may include adjustments for prior year ADM if higher, small isolated schools, alternative high schools, reorganized districts, and ND students attending bordering states).

Table with 4 columns: Payment Factors, 1998-99, 1999-00, 2000-01. Rows include Per student payments, Taxable valuation increase, Mill deduct, Weighting factor percent of five year average, and Funding Proposal: Rep. Sveen.

Projection assumptions:

- 1. Fall 1998 enrollments were used as the base year to project changes.
2. Projected enrollment change percentages were calculated for each county for each year of the 1999-01 biennium. The county percentages were then used to project enrollment changes to districts based on their county identification number.
3. Enrollment projections are based on a modified cohort survival projection routine.



Foundation Aid Projection 1999-2001 Biennium

Budget Simulation

	1999 Fall Enrollment	Weighting Factors 85%	Weighted Pupil Units	2000 Fall Enrollment	Weighting Factors 100%	Weighted Pupil Units
Preschool Special Ed.	621	1.2681	787	621	1.3136	816
Kindergarten	7,876	0.5862	4,617	7,876	0.6014	4,737
Rural Grades 1-8	82	1.3148	108	82	1.3209	108
Elementary	321	Students off the formula		368	Students off the formula	
Grades 1-6 < 100	8,038	1.2227	9,828	8,205	1.2461	10,224
Grades 1-6 100-999	16,548	0.9571	15,838	15,960	0.9663	15,422
Grades 1-6 > 999	24,922	0.9871	24,601	24,867	0.9937	24,710
TOTAL PRESCHOOL-ELEMENTARY	58,408		55,779	57,979		56,017
Grades 7-8	17,484	0.9748	17,043	16,989	0.9686	16,456
High School	253	Students off the formula		249	Students off the formula	
Grades 9-12 < 75	4,802	1.4601	7,011	5,089	1.4310	7,282
Grades 9-12 75-149	5,884	1.1731	6,903	5,581	1.1445	6,387
Grades 9-12 150-549	6,567	1.0479	6,882	6,118	1.0140	6,204
Grades 9-12 > 549	19,827	1.0357	20,535	19,516	1.0173	19,854
TOTAL HIGH SCHOOL	37,333		41,331	36,553		39,727
Total Enr. and Wgt. Pupil Units	113,225		114,153	111,521		112,200
Pupil Payment		2,032	\$2,479.00			\$2,584.00
Percent change from previous year			22.00%			4.24%
Tot. Est. Base Pupil Payment			\$282,980,809			\$289,954,738
DM Adjustment		2,450	\$6,073,550		2,300	\$5,943,200
Alternative School Adjustment		297	\$736,263		290	\$749,360
Out-of-district special education		660	\$1,636,140		660	\$1,705,440
NDYCC transfer			\$0			\$0
Students from Ojibwa School			\$0			\$0
Students from Tate Topa (Fort Totten)			\$0			\$0
Summer School - High School	2,064	1,679	\$4,162,585	2,005	1,643	\$4,246,678
Migrant/ESY Program		170	\$421,430		170	\$439,280
Home-Based Instruction	349	175	\$433,825		175	\$452,200
Adjustment for Small & Necessary		75	\$185,925		75	\$193,800
State Child Placement			\$650,000			\$682,500
Excess Cost for Agency-placed Students			\$850,000			\$892,500
Limited English Proficiency			150,000			\$150,000
Total Estimated Pupil Payments		116,975	\$298,280,527		114,865	\$305,409,696
Transportation (capped at 90% of cost)			18,000,000			\$18,000,000
Total Estimated Foundation Aid			\$316,280,527			\$323,409,696
Less Mill Deduct Tax. Val. =	\$1,189,838,388	32.00	(\$38,074,828)	1,237,431,924	32.00	(\$39,597,822)
Less Excess Fund Balance	3.55%		(200,000)	4.00%		(200,000)
Estimate for prior year adjustment			(500,000)			(500,000)
Net State Foundation Aid		278,005,699	\$277,505,699 49.5%			\$283,111,874 50.5%
Estimated Net General Fund Appropriation				84,711,314		\$560,617,573
				475,906,259	=====	
				1997-99 Appropriation		466,356,259
				% Increase over 1997-99		20.21%
				\$ Increase over 1997-99		94,261,314

## Column description for Foundation Aid Per Student Payment Projection

DNAME	District name.
DTYPE	District type. 1 = high school, 2 = graded elementary, 3 = one room rural (grades K-8).
Actual Pay 1999	The actual net entitlement for the district for the current school year. Reconciles to (lines 5a + 5b) - (lines 6a + 6b) on the PI3-940 Foundation Aid Payment report. It is included for reference purposes. It includes the wpu adjustments identified in the NOTE below that are not included in the projection.
Actual Pay wpu 1999	The actual weighted pupil units (wpu) the district payments were based on for the current school year. It is included for reference purposes.

---

### Repeat for each of the three years presented. xxxx represents the school year end.

Enr xxxx	Actual/projected school district enrollment. Actual enrollments are from line 10 of the PI3-940 Foundation Aid Payment report.
Enr wpu xxxx	Weighted pupil units calculated by applying the appropriate weighting factor for each district size/grade-level category based on enrollments.  NOTE: The weighted unit calculations do not include adjustments for prior year ADM if higher, small isolated schools, alternative high schools, reorganized districts, or ND students attending bordering states. These are estimated at the state level.
Gross Pay xxxx	Weighted pupil units multiplied by the base per student rate.
Deduct xxxx	Taxable valuation times the mill deduct rate. This line also includes the excess fund balance deduct.
Net Pay xxxx	Projected school district payment after deducts. ( <i>Gross Pay xxxx</i> minus <i>Deduct xxxx</i> ).

---

Year 1 change	Computes the percentage change from the current payment year to the first year of the next biennium.
Year 2 change	Computes the percentage change from the first year of the next biennium to the second year of the next biennium.

Foundation Aid Per Student Payment Projection for 1999-01 Biennium Budget

Rep. Sveen			1. 1998-99 Actual Net Entitlement		2. 1998-99 Payment Year \$ 2,032 0.032 Based on 1998 Fall Enr. rate mill deduct					3. 1999-2000 Projection \$ 2,479 0.032 Projected from 1998 Fall Enr. rate mill deduct					4. 2000-2001 Projection \$ 2,584 0.032 Projected from 1998 Fall Enr. rate mill deduct					Year 1 change	Year 2 change
ID	DNAME	DTYPE	Actual Pay 1999	Actual Pay wpu 1999	Enr 1999	Enr wpu 1999	Gross Pay 1999	Deduct 1999	Net Pay 1999	Proj Enr 2000	Proj wpu 2000	Gross Pay 2000	Deduct 2000	Net Pay 2000	Proj Enr 2001	Proj wpu 2001	Gross Pay 2001	Deduct 2001	Net Pay 2001	Year 1 change	Year 2 change
1003	Reeder 3	2	24,048	27	16	17	34,280	31,588	2,692	16	17	42,242	30,824	11,418	15	16	42,068	32,057	10,011	324.1%	-12.3%
1013	Hettinger 13	1	845,408	499	488	475	965,627	168,621	797,006	473	462	1,146,513	170,251	976,262	462	451	1,164,195	177,061	987,134	22.5%	1.1%
2002	Valley City 2	1	2,456,945	1,379	1,316	1,296	2,633,066	345,224	2,287,842	1,288	1,252	3,103,386	355,373	2,748,013	1,252	1,206	3,116,666	369,588	2,747,078	20.1%	0.0%
2013	Oriska 13	1	204,984	128	104	128	260,320	55,336	204,984	102	126	311,412	55,940	255,472	98	121	311,785	58,178	253,607	24.6%	-0.7%
2052	Litchville 52	2	148,523	120	98	112	227,706	95,906	131,800	97	113	279,830	97,927	181,903	94	111	287,677	101,844	185,833	38.0%	2.2%
2065	N Central 65	1	389,682	257	213	245	497,352	132,217	365,135	209	242	599,224	132,802	466,422	202	239	618,610	138,114	480,496	27.7%	3.0%
2082	Wimbledon-Courtenay 82	1	427,024	259	221	258	524,419	98,756	425,663	217	255	633,236	98,639	534,597	210	254	655,122	102,585	552,537	25.6%	3.4%
3005	Minnewaukan 5	1	300,588	169	138	168	341,843	42,088	299,755	134	164	407,250	42,643	364,607	130	158	408,840	44,349	364,491	21.6%	0.0%
3006	Leeds 6	1	443,422	279	232	267	541,711	122,571	419,140	224	262	648,977	127,525	521,452	217	262	676,233	132,626	543,607	24.4%	4.2%
3009	Maddock 9	1	461,484	282	236	282	572,557	111,073	461,484	228	276	684,477	113,871	570,606	223	267	690,186	118,426	571,760	23.6%	0.2%
3016	Oberon 16	2	59,588	43	32	38	76,322	27,829	48,493	31	37	92,120	28,807	63,313	31	38	96,926	29,959	66,967	30.6%	5.8%
3029	Warwick 29	1	503,843	265	253	263	534,558	34,251	500,307	247	256	634,128	32,684	601,444	241	248	639,643	33,991	605,652	20.2%	0.7%
3030	Ft Totten 30	1	443,379	221	162	179	362,753	5,083	357,670	157	175	433,304	3,301	430,003	142	163	419,952	3,433	416,519	20.2%	-3.1%
4001	Billings Co 1	2	-	116	106	113	229,271	4,402,015	-	98	106	261,782	4,400,715	-	97	106	272,767	4,406,493	-	-	-
5001	Bottineau 1	1	1,436,535	821	833	815	1,655,247	231,310	1,423,937	818	792	1,962,302	230,521	1,731,781	811	780	2,015,107	239,742	1,775,365	21.6%	2.5%
5013	Willow City 13	1	217,288	135	102	124	251,216	56,910	194,306	100	121	300,133	55,790	244,343	99	119	308,555	58,022	250,533	25.8%	2.5%
5017	Westhope 17	1	393,264	245	183	225	457,728	103,641	354,087	179	223	552,991	105,297	447,694	178	221	571,245	109,509	461,736	26.4%	3.1%
5035	Lansford 35	2	68,268	58	46	51	104,607	49,994	54,613	45	51	126,950	51,907	75,043	44	51	131,681	53,983	77,698	37.4%	3.5%
5054	Newburg-United 54	1	144,015	126	102	125	253,004	111,407	141,597	100	121	300,207	114,365	185,842	100	120	310,804	118,939	191,865	31.2%	3.2%
6001	Bowman 1	1	835,628	469	474	467	949,940	118,193	831,747	447	442	1,096,437	128,043	968,394	424	428	1,104,893	133,165	971,728	16.4%	0.3%
6017	Rhame 17	1	303,035	176	125	157	319,126	54,902	264,224	120	150	371,577	60,732	310,845	113	140	361,553	63,161	298,392	17.6%	-4.0%
6033	Scranton 33	1	367,053	217	172	215	437,612	74,297	363,315	161	201	498,824	78,886	419,938	153	190	491,012	82,042	408,970	15.6%	-2.6%
7014	Bowbells 14	1	219,035	146	119	141	286,634	78,328	208,306	111	131	323,906	85,959	237,947	105	124	320,959	89,397	231,562	14.2%	-2.7%
7027	Powers Lake 27	1	330,190	192	145	183	371,612	59,548	312,064	134	167	414,390	62,797	351,593	126	157	406,954	65,309	341,645	12.7%	-2.8%
7036	Burke Central 36	1	287,748	189	133	167	338,999	95,548	243,451	123	153	378,890	103,649	275,241	115	143	370,571	107,795	262,776	13.1%	-4.5%
8001	Bismarck 1	1	18,303,278	10,506	10,769	10,476	21,288,065	3,044,223	18,243,842	10,638	10,380	25,732,962	3,198,269	22,534,693	10,457	10,169	26,276,024	3,326,200	22,949,824	23.5%	1.8%
8002	Regan 2	2	28,090	24	20	21	42,774	19,662	23,112	20	21	52,803	21,176	31,627	20	22	55,789	22,023	33,766	36.8%	6.8%
8025	Naughton 25	3	27,372	16	6	7	14,569	5,973	8,596	6	7	17,750	6,409	11,341	6	7	18,605	6,665	11,940	31.9%	5.3%
8028	Wing 28	1	196,616	122	76	94	191,536	52,060	139,476	75	93	230,721	56,001	174,720	73	90	233,413	58,241	175,172	25.3%	0.3%
8029	Baldwin 29	2	17,016	16	13	15	30,846	15,821	15,025	13	15	38,177	15,446	22,731	13	16	40,440	16,064	24,376	51.3%	7.2%

Foundation Aid Per Student Payment Projection for 1999-01 Biennium Budget

Rep. Sveen			1. 1998-99 Actual Net		2. 1998-99 Payment Year					3. 1999-2000 Projection					4. 2000-2001 Projection						
			Entitlement		Based on 1998 Fall Enr.					Projected from 1998 Fall Enr.					Projected from 1998 Fall Enr.						
					rate mill deduct					rate mill deduct					rate mill deduct						
ID	DNAME	DTYPE	Actual Pay 1999	Actual Pay wpu 1999	Enr 1999	Enr wpu 1999	Gross Pay 1999	Deduct 1999	Net Pay 1999	Proj Enr 2000	Proj wpu 2000	Gross Pay 2000	Deduct 2000	Net Pay 2000	Proj Enr 2001	Proj wpu 2001	Gross Pay 2001	Deduct 2001	Net Pay 2001	Year 1 change	Year 2 change
8033	Menoken 33	2	69,498	48	39	44	90,322	27,042	63,280	39	45	111,456	28,177	83,279	37	43	111,965	29,305	82,660	31.6%	-0.7%
8034	McKenzie 34	3	6,753	12	9	10	21,092	17,021	4,071	9	10	25,707	17,737	7,970	9	10	27,003	18,446	8,557	95.8%	7.4%
8035	Sterling 35	2	67,078	46	41	37	75,733	26,374	49,359	41	38	94,004	27,009	66,995	41	39	99,897	28,089	71,808	35.7%	7.2%
8036	Driscoll 36	1	86,326	54	35	45	92,192	24,052	68,140	35	45	111,828	24,628	87,200	35	45	116,047	25,614	90,433	28.0%	3.7%
8039	Apple Creek 39	2	81,364	55	46	55	112,288	30,924	81,364	46	56	139,419	33,374	106,045	45	56	144,885	34,709	110,176	30.3%	3.9%
8045	Manning 45	3	41,262	22	16	21	42,916	3,970	38,946	16	21	52,158	4,373	47,785	16	21	54,600	4,548	50,052	22.7%	4.7%
9001	Fargo 1	1	19,172,497	11,404	11,809	11,389	23,142,326	4,001,386	19,140,940	11,833	11,463	28,416,281	4,158,409	24,257,872	11,860	11,471	29,640,030	4,324,745	25,315,285	26.7%	4.4%
9002	Kindred 2	1	1,163,263	694	715	694	1,409,578	246,315	1,163,263	717	689	1,708,899	256,918	1,451,981	719	687	1,775,492	267,195	1,508,297	24.8%	3.9%
9004	Maple Valley 4	1	424,803	284	273	282	572,414	153,057	419,357	274	280	695,310	157,125	538,185	275	280	724,450	163,410	561,040	28.3%	4.2%
9006	West Fargo 6	1	8,178,964	4,760	4,903	4,739	9,630,034	1,492,482	8,137,552	4,912	4,768	11,819,525	1,597,330	10,222,195	4,923	4,770	12,326,791	1,661,224	10,665,567	25.6%	4.3%
9007	Mapleton 7	2	192,703	130	105	115	233,274	71,030	162,244	106	118	292,894	71,421	221,473	107	122	314,550	74,278	240,272	36.5%	8.5%
9017	Central Cass 17	1	1,331,256	800	814	797	1,620,337	295,035	1,325,302	814	789	1,956,377	295,845	1,660,532	816	787	2,032,394	307,679	1,724,715	25.3%	3.9%
9080	Page 80	1	307,932	197	153	188	382,890	93,104	289,786	153	188	466,672	95,725	370,947	154	190	489,720	99,554	390,166	28.0%	5.2%
9097	Northern Cass	1	716,631	485	449	446	905,967	268,361	637,606	451	447	1,107,915	275,146	832,769	452	447	1,155,358	286,152	869,206	30.6%	4.4%
10001	Osnabrock 1	2	35,537	35	23	27	54,864	35,095	19,769	23	27	68,148	36,709	31,439	23	28	72,378	38,177	34,201	59.0%	8.8%
10014	Border Central 14	1	61,486	75	43	54	109,870	90,162	19,708	42	52	129,825	94,335	35,490	40	50	128,812	98,108	30,704	80.1%	-13.5%
10019	Munich 19	1	308,213	198	151	187	379,110	93,249	285,861	146	180	446,840	96,758	350,082	142	176	453,673	100,628	353,045	22.5%	0.8%
10023	Langdon 23	1	1,021,361	643	625	618	1,256,386	285,723	970,663	606	591	1,465,436	295,173	1,170,263	587	567	1,465,335	306,980	1,158,355	20.6%	-1.0%
10030	Milton 30	1	61,232	46	32	42	85,588	31,285	54,303	31	40	98,962	32,713	66,249	29	37	95,298	34,022	61,276	22.0%	-7.5%
11040	Ellendale 40	1	682,945	419	416	414	841,532	168,016	673,516	416	412	1,020,679	168,391	852,288	422	417	1,076,804	175,127	901,677	26.5%	5.8%
11041	Oakes 41	1	921,974	547	549	539	1,095,309	189,164	906,145	548	531	1,316,151	192,098	1,124,053	556	535	1,382,543	199,782	1,182,761	24.0%	5.2%
12001	Divide County 1	1	649,067	415	391	400	813,572	194,782	618,790	375	381	944,722	200,846	743,876	359	361	933,651	208,879	724,772	20.2%	-2.6%
13008	Dodge 8	2	145,762	80	72	80	161,666	16,717	144,949	66	74	182,702	17,107	165,595	59	66	171,655	17,791	153,864	14.2%	-7.1%
13016	Killdeer 16	1	656,488	413	381	390	791,952	182,017	609,935	382	390	966,661	183,170	783,491	372	381	983,264	190,497	792,767	28.5%	1.2%
13019	Halliday 19	1	246,086	146	104	128	260,340	51,053	209,287	105	129	318,626	53,091	265,535	104	125	323,698	55,214	268,484	26.9%	1.1%
13037	Twin Buttes 37	2	113,561	56	51	53	106,883	637	106,246	49	51	125,636	643	124,993	47	48	125,117	669	124,448	17.6%	-0.4%
14001	New Rockford 1	1	748,448	435	409	413	840,090	134,720	705,370	404	406	1,007,466	131,877	875,589	386	384	992,463	137,152	855,311	24.1%	-2.3%
14012	Sheyenne 12	1	381,160	210	169	209	425,541	46,129	379,412	166	205	507,377	45,395	461,982	158	192	497,317	47,211	450,106	21.8%	-2.6%
15006	Hazleton-Moffit-B	1	343,517	216	179	216	439,054	95,537	343,517	177	212	525,325	95,515	429,810	174	210	541,710	99,335	442,375	25.1%	2.9%
15010	Bakker 10	2	29,497	23	19	21	42,428	16,772	25,656	19	21	51,762	16,805	34,957	18	20	51,577	17,478	34,099	36.3%	-2.5%

Foundation Aid Per Student Payment Projection for 1999-01 Biennium Budget

Rep. Sveen			1. 1998-99 Actual Net		2. 1998-99 Payment Year					3. 1999-2000 Projection					4. 2000-2001 Projection						
			Entitlement		Based on 1998 Fall Enr.					Projected from 1998 Fall Enr.					Projected from 1998 Fall Enr.						
					rate mill deduct					rate mill deduct					rate mill deduct						
ID	DNAME	DTYPE	Actual Pay 1999	Actual Pay wpu 1999	Enr 1999	Enr wpu 1999	Gross Pay 1999	Deduct 1999	Net Pay 1999	Proj Enr 2000	Proj wpu 2000	Gross Pay 2000	Deduct 2000	Net Pay 2000	Proj Enr 2001	Proj wpu 2001	Gross Pay 2001	Deduct 2001	Net Pay 2001	Year 1 change	Year 2 change
15012	Union 12	3	43,591	29	18	24	48,484	15,317	33,167	18	24	58,678	15,340	43,338	17	22	57,597	15,954	41,643	30.7%	-3.9%
15015	Strasburg 15	1	481,856	276	249	271	550,448	79,931	470,517	247	270	670,446	79,068	591,378	244	265	683,959	82,231	601,728	25.7%	1.8%
15036	Linton 36	1	632,743	385	380	379	771,002	150,491	620,511	376	373	924,841	146,982	777,859	372	368	951,429	152,861	798,568	25.4%	2.7%
16010	Carrington 10	1	1,266,526	743	761	740	1,503,639	242,315	1,261,324	762	734	1,820,702	247,738	1,572,964	755	723	1,869,059	257,648	1,611,411	24.7%	2.4%
17003	Beach 3	1	718,609	409	404	405	823,793	111,565	712,228	388	387	959,670	113,295	846,375	373	369	952,824	117,827	834,997	18.8%	-1.3%
17006	Lone Tree 6	2	80,640	57	48	50	101,681	35,448	66,233	45	47	117,306	37,621	79,685	46	49	126,668	39,126	87,542	20.3%	9.9%
18001	Grand Forks 1	1	15,838,343	8,894	8,743	8,462	17,194,195	2,234,936	14,959,259	8,794	8,552	21,199,739	2,388,225	18,811,514	8,769	8,505	21,978,083	2,483,754	19,494,329	25.8%	3.6%
18044	Larimore 44	1	1,002,312	587	595	586	1,191,260	189,740	1,001,520	599	584	1,446,794	201,547	1,245,247	596	576	1,488,074	209,609	1,278,465	24.3%	2.7%
18061	Thompson 61	1	1,001,868	553	553	543	1,103,640	122,702	980,938	556	541	1,340,792	132,350	1,208,442	554	535	1,381,872	137,644	1,244,228	23.2%	3.0%
18125	Manvel 125	2	320,184	200	221	200	406,664	86,480	320,184	218	198	491,958	92,421	399,537	218	200	516,335	96,118	420,217	24.8%	5.2%
18127	Emerado 127	2	260,491	154	146	154	312,826	52,335	260,491	145	155	384,419	53,239	331,180	145	158	407,523	55,369	352,154	27.1%	6.3%
18128	Midway 128	1	569,528	359	359	359	729,752	160,224	569,528	361	361	894,299	163,436	730,863	360	358	924,865	169,973	754,892	28.3%	3.3%
18129	Northwood 129	1	652,684	394	372	379	770,941	147,213	623,728	374	381	943,607	152,279	791,328	374	378	978,018	158,370	819,648	26.9%	3.6%
18140	Grand Forks AFB 1	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
19018	Roosevelt 18	1	331,359	194	158	191	388,173	61,894	326,279	152	184	456,433	120,593	335,840	147	179	461,451	125,417	336,034	2.9%	0.1%
19049	Elgin-New Leipzig 49	1	650,569	378	285	310	630,794	117,141	513,653	275	306	757,359	63,519	693,840	264	293	757,396	66,060	691,336	35.1%	-0.4%
20007	Midkota 7	1	466,144	309	234	265	538,764	161,012	377,752	226	255	632,889	159,963	472,926	205	240	620,909	166,362	454,547	25.2%	-3.9%
20018	Griggs County Central	1	679,194	416	396	400	812,475	166,870	645,605	380	380	942,367	166,962	775,405	349	351	908,018	173,640	734,378	20.1%	-5.3%
21006	Mott 6	1	457,152	280	245	271	550,713	111,686	439,027	230	269	668,066	113,581	554,485	216	262	677,473	118,125	559,348	26.3%	0.9%
21009	New England 9	1	507,487	311	272	305	619,658	125,176	494,482	256	290	717,671	128,193	589,478	240	270	696,414	133,320	563,094	19.2%	-4.5%
21014	Regent 14	1	208,808	133	108	132	268,244	60,777	207,467	103	124	308,016	61,762	246,254	97	116	300,183	64,233	235,950	18.7%	-4.2%
22011	Pettibone-Tuttle	2	97,714	64	41	48	97,516	31,867	65,649	40	48	118,075	31,863	86,212	39	47	122,249	33,138	89,111	31.3%	3.4%
22014	Robinson 14	2	-	13	12	13	26,721	33,479	-	12	13	33,219	33,515	-	12	14	35,297	34,855	442	-	-
22020	Tuttle-Pettibone	1	193,062	114	85	114	230,632	37,570	193,062	80	104	257,097	37,765	219,332	83	105	271,062	39,275	231,787	13.6%	5.7%
22026	Steele-Dawson 26	1	513,846	300	266	287	583,245	95,774	487,471	255	276	683,683	96,938	586,745	256	279	720,471	100,816	619,655	20.4%	5.6%
22028	Tappen 28	1	269,851	155	126	154	312,522	45,007	267,515	122	148	367,735	44,073	323,662	121	147	380,572	45,836	334,736	21.0%	3.4%
23003	Edgeley 3	1	484,681	312	285	295	599,440	150,136	449,304	274	286	708,077	151,848	556,229	261	277	715,070	157,922	557,148	23.8%	0.2%
23007	Kulm 7	1	321,227	219	171	213	432,572	123,923	308,649	166	207	513,128	124,220	388,908	161	202	520,883	129,189	391,694	26.0%	0.7%
23008	LaMoure 8	1	674,546	398	381	386	783,499	134,048	649,451	366	369	915,966	136,006	779,960	348	350	905,227	141,446	763,781	20.1%	-2.1%
23009	Marion 9	1	234,121	151	127	148	300,045	73,422	226,623	121	139	345,176	73,637	271,539	115	130	336,204	76,582	259,622	19.8%	-4.4%

Foundation Aid Per Student Payment Projection for 1999-01 Biennium Budget

Rep. Sveen			1. 1998-99 Actual Net Entitlement		2. 1998-99 Payment Year \$ 2,032 0.032 Based on 1998 Fall Enr. rate mill deduct					3. 1999-2000 Projection \$ 2,479 0.032 Projected from 1998 Fall Enr. rate mill deduct					4. 2000-2001 Projection \$ 2,584 0.032 Projected from 1998 Fall Enr. rate mill deduct					Year 1 change	Year 2 change	
ID	DNAME	DTYPE	Actual Pay 1999	Actual Pay wpu 1999	Enr 1999	Enr wpu 1999	Gross Pay 1999	Deduct 1999	Net Pay 1999	Proj Enr 2000	Proj wpu 2000	Gross Pay 2000	Deduct 2000	Net Pay 2000	Proj Enr 2001	Proj wpu 2001	Gross Pay 2001	Deduct 2001	Net Pay 2001			
23011	Verona 11	1	188,381	119	86	108	219,761	54,362	165,399	83	105	259,056	56,599	202,457	81	103	265,403	58,863	206,540	22.4%	2.0%	
24002	Napoleon 2	1	472,494	288	267	281	570,606	112,620	457,986	257	273	676,246	112,675	563,571	250	271	700,471	117,182	583,289	23.1%	3.5%	
24056	Gackle 14	1	398,474	262	208	246	499,913	133,138	366,775	199	234	579,615	133,391	446,224	193	230	594,268	138,727	455,541	21.7%	2.1%	
25001	Velva 1	1	838,131	479	488	479	973,165	135,034	838,131	478	463	1,147,455	143,418	1,004,037	466	449	1,159,002	149,155	1,009,847	19.8%	0.6%	
25004	Newport 4	1	447,339	260	214	252	512,064	80,656	431,408	209	248	614,866	83,795	531,071	204	246	634,682	87,147	547,535	23.1%	3.1%	
25014	Anamoose 14	1	229,349	136	106	128	259,405	47,084	212,321	103	124	307,520	48,643	258,877	101	122	314,964	50,588	264,376	21.9%	2.1%	
25025	Granville 25	1	368,355	208	163	201	408,046	55,297	352,749	160	197	488,537	58,671	429,866	156	192	496,645	61,018	435,627	21.9%	1.3%	
25029	Upham 29	1	147,701	96	69	87	176,052	47,818	128,234	67	84	207,567	51,105	156,462	64	80	206,074	53,149	152,925	22.0%	-2.3%	
25057	Drake 57	1	331,420	202	166	201	408,046	78,231	329,815	162	196	485,587	80,177	405,410	158	191	493,027	83,384	409,643	22.9%	1.0%	
26004	Zeeland 4	1	101,396	82	61	78	158,272	65,350	92,922	56	71	175,984	64,481	111,503	54	67	174,368	67,061	107,307	20.0%	-3.8%	
26009	Ashley 9	1	437,840	269	221	255	517,896	109,500	408,396	210	252	624,510	109,365	515,145	198	243	628,765	113,739	515,026	26.1%	0.0%	
26019	Wishek 19	1	506,574	307	285	303	614,985	116,458	498,527	272	285	705,474	118,531	586,943	256	282	727,990	123,272	604,718	17.7%	3.0%	
27001	McKenzie Co 1	1	1,102,346	680	680	662	1,344,574	279,130	1,065,444	677	652	1,617,324	278,473	1,338,851	669	640	1,653,682	289,612	1,364,070	25.7%	1.9%	
27002	Alexander 2	1	241,973	159	124	156	316,768	81,907	234,861	125	157	389,029	78,640	310,389	123	155	401,347	81,786	319,561	32.2%	3.0%	
27014	Yellowstone 14	2	289,067	164	117	142	287,609	43,775	243,834	116	141	348,870	42,619	306,251	114	139	360,442	44,324	316,118	25.6%	3.2%	
27018	Earl 18	3	-	12	8	11	21,458	1,048,413	-	8	11	26,079	1,047,232	-	8	11	27,313	1,047,896	-	-	-	-
27019	Bowline Butte 19	3	-	4	3	4	8,047	59,745	-	3	4	9,767	59,435	-	3	4	10,233	60,113	-	-	-	-
27032	Horse Creek 32	3	17,669	25	17	22	44,968	33,151	11,817	17	22	54,315	32,054	22,261	18	23	60,000	33,336	26,664	88.4%	19.8%	
27036	Mandaree 36	1	574,425	284	246	283	575,767	2,094	573,673	245	282	699,475	2,549	696,926	241	278	719,541	2,651	716,890	21.5%	2.9%	
28001	Montefiore 1	1	564,644	311	289	306	621,284	66,333	554,951	279	296	733,115	70,983	662,132	272	286	739,437	73,823	665,614	19.3%	0.5%	
28004	Washburn 4	1	874,035	483	465	461	936,203	106,486	829,717	449	438	1,085,430	116,222	969,208	435	431	1,113,575	120,870	992,705	16.8%	2.4%	
28008	Underwood 8	1	654,157	379	341	358	727,131	115,483	611,648	329	342	846,950	121,722	725,228	319	328	847,526	126,591	720,935	18.6%	-0.6%	
28050	Max 50	1	372,363	219	177	217	441,493	73,173	368,320	171	209	518,756	78,478	440,278	168	206	531,916	81,617	450,299	19.5%	2.3%	
28051	Garrison 51	1	745,980	443	442	438	889,081	153,322	735,759	427	429	1,062,599	169,250	893,349	416	421	1,087,993	176,020	911,973	21.4%	2.1%	
28062	Butte 62	1	102,018	73	46	59	120,823	46,379	74,444	45	58	142,865	50,377	92,488	42	54	138,347	52,392	85,955	24.2%	-7.1%	
28072	Turtle Lake-Merce	1	446,114	271	214	262	533,176	103,826	429,350	207	253	626,790	113,651	513,139	202	247	637,111	118,197	518,914	19.5%	1.1%	
28085	White Shield 85	1	415,177	207	167	200	405,892	5,996	399,896	162	193	479,017	6,757	472,260	158	188	486,851	7,027	479,824	18.1%	1.6%	
29003	Hazen 3	1	1,754,881	933	900	889	1,806,773	140,426	1,666,347	883	862	2,137,022	143,985	1,993,037	857	829	2,142,885	149,744	1,993,141	19.6%	0.0%	
29020	Golden Valley 20	1	172,890	100	74	99	201,452	30,615	170,837	74	98	242,595	32,021	210,574	72	94	242,328	33,302	209,026	23.3%	-0.7%	
29022	Stanton 22	1	243,012	133	105	127	258,267	28,118	230,149	102	124	306,206	28,743	277,463	100	121	313,413	29,892	283,521	20.6%	2.2%	

Foundation Aid Per Student Payment Projection for 1999-01 Biennium Budget

Rep. Sveen			1. 1998-99 Actual Net		2. 1998-99 Payment Year					3. 1999-2000 Projection					4. 2000-2001 Projection						
			Entitlement		Based on 1998 Fall Enr.					Projected from 1998 Fall Enr.					Projected from 1998 Fall Enr.						
					rate mill deduct					rate mill deduct					rate mill deduct						
ID	DNAME	DTYPE	Actual Pay 1999	Actual Pay wpu 1999	Enr 1999	Enr wpu 1999	Gross Pay 1999	Deduct 1999	Net Pay 1999	Proj Enr 2000	Proj wpu 2000	Gross Pay 2000	Deduct 2000	Net Pay 2000	Proj Enr 2001	Proj wpu 2001	Gross Pay 2001	Deduct 2001	Net Pay 2001	Year 1 change	Year 2 change
29027	Beulah 27	1	1,977,440	1,082	1,055	1,039	2,110,720	220,574	1,890,146	1,032	1,005	2,491,593	224,713	2,266,880	1,000	965	2,494,800	233,701	2,261,099	19.9%	-0.3%
30001	Mandan 1	1	6,441,837	3,627	3,696	3,594	7,302,094	928,186	6,373,908	3,653	3,563	8,831,661	961,328	7,870,333	3,571	3,467	8,958,754	999,781	7,958,973	23.5%	1.1%
30004	Little Heart 4	2	47,743	36	33	36	72,339	24,596	47,743	32	35	86,988	23,866	63,122	33	37	94,574	24,821	69,753	32.2%	10.5%
30007	New Salem 7	1	708,831	400	398	398	808,797	102,994	705,803	394	392	971,272	102,259	869,013	383	389	1,005,409	106,349	899,060	23.1%	3.5%
30008	Sims 8	2	48,345	46	36	37	75,814	44,639	31,175	35	37	91,351	43,501	47,850	36	38	99,226	45,241	53,985	53.5%	12.8%
30013	Hebron 13	1	435,595	264	210	258	524,540	101,625	422,915	207	255	631,872	100,642	531,230	202	247	638,300	104,668	533,632	25.6%	0.5%
30017	Sweet Briar 17	3	30,350	19	15	19	38,710	8,360	30,350	14	18	43,829	8,203	35,626	15	19	49,329	8,531	40,798	17.4%	14.5%
30039	Flasher 39	1	554,227	316	294	304	616,834	88,373	528,461	290	298	738,420	91,037	647,383	284	292	754,218	94,678	659,540	22.5%	1.9%
30048	Glen Ullin 48	1	463,836	283	256	281	571,398	110,407	460,991	254	278	689,038	109,484	579,554	246	272	703,572	113,864	589,708	25.7%	1.8%
31001	New Town 1	1	1,421,585	736	758	731	1,485,229	73,947	1,411,282	754	723	1,791,499	74,455	1,717,044	760	726	1,875,777	77,433	1,798,344	21.7%	4.7%
31002	Stanley 2	1	779,776	464	449	447	908,345	163,296	745,049	449	441	1,092,718	165,562	927,156	455	442	1,142,800	172,184	970,616	24.4%	4.7%
31003	Parshall 3	1	578,581	330	329	328	666,415	91,207	575,208	328	326	808,972	95,155	713,817	331	329	850,084	98,961	751,123	24.1%	5.2%
31137	Plaza 137	1	150,554	100	67	84	170,200	52,504	117,696	68	85	210,194	53,681	156,513	68	85	219,640	55,828	163,812	33.0%	4.7%
32001	Dakota Prairie 1	1	692,137	481	450	449	913,282	285,621	627,661	449	441	1,094,404	282,867	811,537	439	427	1,102,334	294,181	808,153	29.3%	-0.4%
32066	Lakota 66	1	516,490	319	294	303	616,692	131,860	484,832	293	302	749,327	133,331	615,996	289	300	776,466	138,664	637,802	27.1%	3.5%
33018	Center 18	1	644,342	368	334	344	698,276	102,642	595,634	321	334	828,928	103,203	725,725	298	313	809,593	107,331	702,262	21.8%	-3.2%
34001	Pembina 1	1	297,427	192	159	190	385,775	92,656	293,119	154	184	457,177	100,564	356,613	150	181	467,058	104,587	362,471	21.7%	1.6%
34006	Cavalier 6	1	1,122,414	658	668	658	1,337,584	215,170	1,122,414	652	636	1,576,297	223,506	1,352,791	634	613	1,583,914	232,446	1,351,468	20.5%	-0.1%
34012	Valley 12	1	342,578	218	171	213	433,121	100,357	332,764	167	208	516,475	103,356	413,119	163	204	526,568	107,490	419,078	24.1%	1.4%
34019	Drayton 19	1	426,196	286	248	279	567,294	155,484	411,810	241	278	688,790	165,074	523,716	234	272	704,088	171,676	532,412	27.2%	1.7%
34027	Walhalla 27	1	615,439	368	352	359	729,204	131,727	597,477	343	349	865,840	136,302	729,538	335	339	876,958	141,754	735,204	22.1%	0.8%
34043	St Thomas 43	1	259,494	169	127	153	311,221	83,955	227,266	124	150	370,933	85,678	285,255	120	145	375,197	89,106	286,091	25.5%	0.3%
34055	Neches 55	1	254,256	169	136	169	342,778	88,522	254,256	133	165	409,828	92,234	317,594	129	161	415,430	95,923	319,507	24.9%	0.6%
35001	Wolford 1	1	116,073	80	56	69	141,082	45,593	95,489	54	67	167,035	45,906	121,129	50	62	160,518	47,742	112,776	26.9%	-6.9%
35005	Rugby 5	1	1,294,123	773	756	752	1,528,247	275,902	1,252,345	717	701	1,738,820	276,392	1,462,428	666	642	1,658,747	287,447	1,371,300	16.8%	-6.2%
36001	Devils Lake 1	1	3,574,028	1,995	2,051	1,977	4,017,894	480,665	3,537,229	1,999	1,926	4,774,827	479,346	4,295,481	1,953	1,876	4,847,326	498,520	4,348,806	21.4%	1.2%
36002	Edmore 2	1	239,079	181	140	175	356,575	128,550	228,025	137	171	425,000	133,571	291,429	134	167	432,639	138,914	293,725	27.8%	0.8%
36044	Starkweather 44	1	261,294	167	132	159	322,539	78,721	243,818	128	154	382,584	80,371	302,213	126	152	392,380	83,586	308,794	24.0%	2.2%
37002	Sheldon 2	2	95,047	65	56	64	130,292	36,830	93,462	55	64	158,830	38,793	120,037	52	62	159,123	40,344	118,779	28.4%	-1.0%
37006	Ft Ransom 6	2	57,833	39	31	37	74,392	21,212	53,180	30	36	89,368	22,460	66,908	29	35	91,706	23,359	68,347	25.8%	2.2%



Foundation Aid Per Student Payment Projection for 1999-01 Biennium Budget

Rep. Sveen			1. 1998-99 Actual Net		2. 1998-99 Payment Year					3. 1999-2000 Projection					4. 2000-2001 Projection						
			Entitlement		Based on 1998 Fall Enr.					Projected from 1998 Fall Enr.					Projected from 1998 Fall Enr.						
					rate mill deduct					rate mill deduct					rate mill deduct						
ID	DNAME	DTYPE	Actual Pay 1999	Actual Pay wpu 1999	Enr 1999	Enr wpu 1999	Gross Pay 1999	Deduct 1999	Net Pay 1999	Proj Enr 2000	Proj wpu 2000	Gross Pay 2000	Deduct 2000	Net Pay 2000	Proj Enr 2001	Proj wpu 2001	Gross Pay 2001	Deduct 2001	Net Pay 2001	Year 1 change	Year 2 change
37010	Salund 10	3	20,568	12	7	8	17,252	3,308	13,944	7	8	21,022	3,413	17,609	7	9	22,042	3,549	18,493	26.3%	5.0%
37019	Lisbon 19	1	1,235,852	706	697	687	1,396,736	199,207	1,197,529	677	659	1,633,611	207,392	1,426,219	658	634	1,639,031	215,688	1,423,343	19.1%	-0.2%
37022	Enderlin 22	1	675,294	400	390	393	797,662	137,811	659,851	378	383	949,407	140,908	808,499	369	377	973,212	146,545	826,667	22.5%	2.2%
38002	Sherwood 2	1	310,333	188	143	177	359,176	72,313	286,863	135	167	414,315	77,047	337,268	129	161	414,732	80,128	334,604	17.6%	-0.8%
38009	Mohall 9	1	571,342	344	305	343	696,976	128,580	568,396	289	325	806,443	135,088	671,355	272	311	802,487	140,491	661,996	18.1%	-1.4%
38026	Glenburn 26	1	640,266	361	324	361	733,796	93,530	640,266	305	340	843,083	99,273	743,810	289	326	841,402	103,244	738,158	16.2%	-0.8%
39005	Mantador 5	2	32,341	30	22	25	51,125	28,456	22,669	22	26	63,512	29,484	34,028	22	26	67,494	30,664	36,830	50.1%	8.2%
39008	Hankinson 8	1	675,417	388	348	354	720,080	113,751	606,329	344	349	864,477	114,878	749,599	337	339	876,209	119,473	756,736	23.6%	1.0%
39018	Fairmount 18	1	304,327	181	140	171	346,700	62,937	283,763	138	168	417,488	63,341	354,147	136	166	428,892	65,874	363,018	24.8%	2.5%
39028	Lidgerwood 28	1	492,064	290	279	290	588,386	96,322	492,064	276	285	707,631	99,753	607,878	269	284	732,926	103,743	629,183	23.5%	3.5%
39037	Wahpeton 37	1	2,805,866	1,625	1,651	1,595	3,241,650	497,130	2,744,520	1,629	1,573	3,899,368	517,719	3,381,649	1,597	1,537	3,971,246	538,428	3,432,818	23.2%	1.5%
39042	Wyndmere 42	1	570,394	354	351	354	719,470	149,279	570,191	346	348	862,717	152,243	710,474	339	339	875,847	158,333	717,514	24.6%	1.0%
39044	Richland 44	1	535,937	328	322	325	660,664	129,706	530,958	319	321	796,280	136,168	660,112	313	313	809,464	141,615	667,849	24.3%	1.2%
40001	Dunseith 1	1	1,444,613	732	729	698	1,417,686	43,136	1,374,550	730	697	1,728,284	41,456	1,686,828	725	695	1,795,260	43,114	1,752,146	22.7%	3.9%
40003	St John 3	1	622,318	316	318	318	645,485	20,078	625,407	319	317	786,314	19,372	766,942	316	313	807,552	20,147	787,405	22.6%	2.7%
40004	Mt Pleasant 4	1	695,994	399	399	399	811,642	115,648	695,994	400	399	988,427	114,703	873,724	398	395	1,020,137	119,291	900,846	25.5%	3.1%
40007	Belcourt 7	1	3,670,682	1,812	1,893	1,808	3,673,023	10,408	3,662,615	1,895	1,811	4,490,114	9,024	4,481,090	1,880	1,794	4,634,947	9,385	4,625,562	22.3%	3.2%
40029	Rolette 29	1	475,826	275	218	264	536,062	83,645	452,417	219	265	655,795	81,351	574,444	216	263	679,954	84,605	595,349	27.0%	3.6%
41002	Milnor 2	1	579,217	321	306	321	652,109	72,892	579,217	310	321	795,561	78,967	716,594	310	321	829,929	82,126	747,803	23.7%	4.4%
41003	N Sargent 3	1	417,116	244	199	240	487,680	78,956	408,724	202	244	605,719	77,173	528,546	201	244	631,039	80,260	550,779	29.3%	4.2%
41006	Sargent Central 6	1	574,970	367	355	358	728,066	171,140	556,926	360	362	898,563	178,528	720,035	361	361	933,883	185,669	748,214	29.3%	3.9%
42016	Goodrich 16	1	152,996	98	73	91	185,806	47,115	138,691	71	88	219,020	49,086	169,934	71	89	229,924	51,049	178,875	22.5%	5.3%
42019	McClusky 19	1	324,599	193	149	184	373,929	67,679	306,250	146	178	442,477	70,316	372,161	145	179	462,148	73,129	389,019	21.5%	4.5%
43003	Solen 3	1	562,382	289	221	252	512,511	24,053	488,458	233	256	634,302	33,988	600,314	239	257	664,191	35,348	628,843	22.9%	4.8%
43004	Ft Yates 4	1	561,056	283	243	278	564,632	14,711	549,921	251	278	690,054	14,631	675,423	258	280	723,313	15,216	708,097	22.8%	4.8%
43008	Selfridge 8	1	309,088	173	128	161	326,563	41,960	284,603	138	175	433,627	41,656	391,971	140	177	456,076	43,322	412,754	37.7%	5.3%
44012	Marmarth 12	2	60,213	42	31	36	72,461	26,005	46,456	28	32	78,981	29,790	49,191	29	33	86,486	30,981	55,505	5.9%	12.8%
44014	Sheets 14	3	3,157	7	5	7	13,411	10,254	3,157	4	5	13,040	11,023	2,017	4	5	13,644	11,464	2,180	-36.1%	8.1%
44032	Central Elem 32	2	5,558	21	13	14	28,245	36,870	-	12	13	31,111	39,553	-	12	13	33,385	41,135	-	-	-
45001	Dickinson 1	1	5,434,080	2,997	3,072	2,989	6,073,140	656,474	5,416,666	3,000	2,926	7,253,405	698,517	6,554,888	2,924	2,843	7,346,906	726,458	6,620,448	21.0%	1.0%



Foundation Aid Per Student Payment Projection for 1999-01 Biennium Budget

Rep. Sveen			1. 1998-99 Actual Net Entitlement		2. 1998-99 Payment Year \$ 2,032 0.032 Based on 1998 Fall Enr. rate mill deduct					3. 1999-2000 Projection \$ 2,479 0.032 Projected from 1998 Fall Enr. rate mill deduct					4. 2000-2001 Projection \$ 2,584 0.032 Projected from 1998 Fall Enr. rate mill deduct						
ID	DNAME	DTYPE	Actual Pay 1999	Actual Pay wpu 1999	Enr 1999	Enr wpu 1999	Gross Pay 1999	Deduct 1999	Net Pay 1999	Proj Enr 2000	Proj wpu 2000	Gross Pay 2000	Deduct 2000	Net Pay 2000	Proj Enr 2001	Proj wpu 2001	Gross Pay 2001	Deduct 2001	Net Pay 2001	Year 1 change	Year 2 change
45003	Taylor 3	2	240,751	138	153	138	280,904	40,153	240,751	154	141	348,845	40,299	308,546	152	140	362,561	41,910	320,651	28.2%	3.9%
45004	Richardton 4	1	349,063	206	183	206	418,450	69,387	349,063	173	192	475,571	70,646	404,925	166	181	467,291	73,472	393,819	16.0%	-2.7%
45009	S Heart 9	1	576,832	315	301	314	638,170	63,675	574,495	294	305	755,574	68,105	687,469	286	298	769,877	70,829	699,048	19.7%	1.7%
45013	Belfield 13	1	715,304	373	350	362	735,747	41,677	694,070	343	352	872,534	40,801	831,733	333	339	874,968	42,433	832,535	19.8%	0.1%
46010	Hope 10	1	369,618	229	180	219	444,256	95,852	348,404	176	214	529,564	98,597	430,967	174	212	548,351	102,541	445,810	23.7%	3.4%
46019	Finley-Sharon 19	1	344,970	228	186	228	463,072	118,102	344,970	183	223	553,660	120,165	433,495	180	221	570,857	124,971	445,886	25.7%	2.9%
47001	Jamestown 1	1	4,965,040	2,799	2,840	2,795	5,678,810	723,361	4,955,449	2,740	2,699	6,690,573	742,233	5,948,340	2,649	2,598	6,714,214	771,922	5,942,292	20.0%	-0.1%
47003	Medina 3	1	404,220	243	199	240	488,208	90,125	398,083	192	232	575,029	88,545	486,484	186	225	581,297	92,087	489,210	22.2%	0.6%
47010	Pingree-Buchanan	1	253,478	167	136	166	336,865	85,988	250,877	132	161	398,945	84,677	314,268	127	155	400,132	88,064	312,068	25.3%	-0.7%
47014	Montpelier 14	1	345,234	202	149	183	371,937	65,433	306,504	144	177	438,015	65,887	372,128	138	169	437,678	68,523	369,155	21.4%	-0.8%
47019	Kensal 19	1	184,872	117	98	118	240,650	52,364	188,286	94	114	281,738	52,485	229,253	92	111	287,444	54,584	232,860	21.8%	1.6%
47026	Spiritwood 26	2	-	18	12	13	25,461	122,305	-	12	13	31,632	121,740	-	11	12	30,414	125,453	-		
48002	Bisbee-Egeland	1	247,941	170	130	164	334,203	97,702	236,501	123	154	382,435	98,651	283,784	122	154	396,902	102,597	294,305	20.0%	3.7%
48008	Southern 8	1	623,643	364	349	358	726,948	115,985	610,963	332	338	837,431	117,149	720,282	325	331	855,924	121,835	734,089	17.9%	1.9%
48028	N Central 28	1	207,167	134	98	120	244,084	64,877	179,207	93	113	279,359	67,916	211,443	93	113	292,302	70,633	221,669	18.0%	4.8%
49003	Central Valley 3	1	533,929	339	336	337	684,073	154,919	529,154	326	325	806,840	159,726	647,114	318	316	816,286	166,115	650,171	22.3%	0.5%
49007	Hatton 7	1	477,974	285	274	281	570,037	101,837	468,200	266	275	682,543	103,031	579,512	260	274	706,982	107,152	599,830	23.8%	3.5%
49009	Hillsboro 9	1	848,216	523	530	519	1,054,324	214,012	840,312	514	497	1,231,889	219,080	1,012,809	501	480	1,240,578	227,843	1,012,735	20.5%	0.0%
49014	May-Port CG 14	1	1,164,026	709	707	693	1,407,587	276,621	1,130,966	685	663	1,642,833	282,428	1,360,405	669	641	1,657,274	293,726	1,363,548	20.3%	0.2%
50003	Grafton 3	1	1,992,494	1,117	1,138	1,109	2,252,756	277,697	1,975,059	1,132	1,092	2,707,960	278,191	2,429,769	1,118	1,071	2,768,368	289,319	2,479,049	23.0%	2.0%
50020	Minto 20	1	508,643	303	282	292	594,096	107,256	486,840	281	289	717,348	108,092	609,256	277	286	737,861	112,416	625,445	25.1%	2.7%
50039	Lankin 39	2	159,442	91	71	85	173,309	26,323	146,986	70	86	212,178	27,087	185,091	72	90	231,836	28,171	203,665	25.9%	10.0%
50051	Nash 51	2	36,526	30	28	30	60,168	24,800	35,368	28	30	74,519	25,326	49,193	27	30	76,486	26,339	50,147	39.1%	1.9%
50078	Park River 78	1	843,489	491	483	478	971,072	154,325	816,747	481	470	1,164,238	158,075	1,006,163	473	457	1,181,741	164,398	1,017,343	23.2%	1.1%
50079	Fordville 79	1	178,750	115	94	115	233,639	54,889	178,750	94	113	280,796	54,539	226,257	91	109	281,165	56,721	224,444	26.6%	-0.8%
50106	Edinburg 106	1	392,317	218	176	218	443,200	51,248	391,952	175	216	536,282	52,607	483,675	173	215	554,733	54,711	500,022	23.4%	3.4%
50128	Adams 128	1	240,185	145	115	140	284,602	53,723	230,879	115	140	346,341	54,546	291,795	112	137	353,207	56,728	296,479	26.4%	1.6%
51001	Minot 1	1	13,436,288	7,486	7,619	7,382	14,999,472	1,775,366	13,224,106	7,556	7,342	18,200,347	1,895,952	16,304,395	7,520	7,293	18,845,060	1,971,790	16,873,270	23.3%	3.5%
51004	Nedrose 4	2	395,565	244	260	240	488,371	99,308	389,063	264	246	608,917	106,126	502,791	264	247	638,791	110,371	528,420	29.2%	5.1%
51007	United 7	1	1,276,661	705	703	687	1,395,232	155,005	1,240,227	698	673	1,669,483	165,238	1,504,245	694	665	1,719,161	171,848	1,547,313	21.3%	2.9%

Foundation Aid Per Student Payment Projection for 1999-01 Biennium Budget

Rep. Sveen			1. 1998-99 Actual Net		2. 1998-99 Payment Year					3. 1999-2000 Projection					4. 2000-2001 Projection						
			Entitlement		Based on 1998 Fall Enr.					Projected from 1998 Fall Enr.					Projected from 1998 Fall Enr.						
					rate mill deduct					rate mill deduct					rate mill deduct						
ID	DNAME	DTYPE	Actual Pay 1999	Actual Pay wpu 1999	Enr 1999	Enr wpu 1999	Gross Pay 1999	Deduct 1999	Net Pay 1999	Proj Enr 2000	Proj wpu 2000	Gross Pay 2000	Deduct 2000	Net Pay 2000	Proj Enr 2001	Proj wpu 2001	Gross Pay 2001	Deduct 2001	Net Pay 2001	Year 1 change	Year 2 change
51010	Bell 10	2	291,605	167	138	152	308,722	48,550	260,172	140	156	386,427	53,190	333,237	140	158	409,331	55,317	354,014	28.1%	6.2%
51016	Sawyer 16	1	428,320	242	179	224	456,021	63,241	392,780	176	222	550,313	64,651	485,662	176	221	572,227	67,237	504,990	23.6%	4.0%
51019	Eureka 19	2	27,902	24	12	14	29,281	19,911	9,370	12	15	36,367	20,929	15,438	12	15	38,631	21,766	16,865	64.8%	9.2%
51028	Kenmare 28	1	661,602	413	389	399	810,057	176,801	633,256	384	390	966,215	188,193	778,022	382	385	994,633	195,721	798,912	22.9%	2.7%
51041	Surrey 41	1	894,272	474	481	474	962,294	68,022	894,272	476	461	1,143,538	71,598	1,071,940	472	453	1,170,707	74,462	1,096,245	19.9%	2.3%
51054	Berthold 54	1	414,986	256	210	255	517,652	106,141	411,511	208	251	622,229	111,860	510,369	207	250	646,543	116,335	530,208	24.0%	3.9%
51070	S Prairie 70	2	239,194	151	138	146	297,099	67,963	229,136	140	150	371,850	71,092	300,758	140	152	393,207	73,936	319,271	31.3%	6.2%
51158	N Shore 158	1	197,668	137	109	132	268,041	80,045	187,996	108	130	322,766	85,245	237,521	108	130	337,057	88,655	248,402	26.3%	4.6%
51160	Minot AFB 160	4	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
52023	Bowdon 23	2	160,647	103	101	103	208,402	48,182	160,220	96	98	242,099	49,535	192,564	94	96	247,754	51,516	196,238	20.2%	1.9%
52035	Pleasant Valley 3	2	48,362	38	30	32	65,857	28,813	37,044	28	31	75,833	29,374	46,459	28	31	80,130	30,549	49,581	25.4%	6.7%
52038	Harvey 38	1	1,025,656	604	604	592	1,203,838	202,099	1,001,739	585	567	1,405,370	202,821	1,202,549	569	547	1,412,234	210,934	1,201,300	20.0%	-0.1%
52039	Sykes 39	1	174,639	110	89	106	214,660	48,089	166,571	86	102	253,230	49,275	203,955	84	100	258,322	51,246	207,076	22.4%	1.5%
52040	Fessenden 40	1	415,155	270	211	244	495,544	133,079	362,465	206	237	588,291	135,173	453,118	201	231	595,793	140,580	455,213	25.0%	0.5%
53001	Williston 1	1	5,027,774	2,698	2,732	2,668	5,421,234	455,395	4,965,839	2,672	2,613	6,478,148	463,578	6,014,570	2,610	2,540	6,564,600	482,121	6,082,479	21.1%	1.1%
53002	Nesson 2	1	467,600	275	228	258	524,093	91,627	432,466	223	252	624,386	93,254	531,132	216	243	628,842	96,984	531,858	22.8%	0.1%
53006	Eight Mile 6	1	455,674	245	191	234	475,630	42,938	432,692	187	229	568,212	42,150	526,062	182	223	575,379	43,836	531,543	21.6%	1.0%
53008	New 8	2	309,042	252	264	246	498,937	203,205	295,732	260	243	602,595	205,835	396,760	257	242	624,837	214,069	410,768	34.2%	3.5%
53015	Tioga 15	1	661,525	407	379	380	772,424	164,666	607,758	372	374	926,278	165,257	761,021	363	368	950,473	171,868	778,605	25.2%	2.3%
53091	Wildrose-Alamo 91	1	143,710	99	68	85	172,659	58,352	114,307	66	82	204,270	58,822	145,448	65	81	210,493	61,175	149,318	27.2%	2.7%
53099	Grenora 99	1	238,205	170	115	148	300,594	107,357	193,237	112	144	355,984	108,283	247,701	110	140	361,863	112,614	249,249	28.2%	0.6%
<b>Statewide Total</b>			<b>203,934,254</b>	<b>118,467</b>	<b>114,680</b>	<b>115,702</b>	<b>235,105,712</b>	<b>42,126,304</b>	<b>198,343,031</b>	<b>113,225</b>	<b>114,153</b>	<b>282,984,331</b>	<b>43,433,148</b>	<b>244,859,782</b>	<b>111,521</b>	<b>112,200</b>	<b>289,924,619</b>	<b>44,956,143</b>	<b>250,275,453</b>	<b>23.5%</b>	<b>2.2%</b>

**PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1034**

Page 6, line 13, replace "private" with "nonpublic"

**15.1-02-09. Biennial report - Contents.** The superintendent of public instruction shall submit a biennial report to the governor and the secretary of state in accordance with section

54-06-04. The superintendent shall include in the report:

1. The number of school districts in the state.
  2. The financial condition of each school district, including its receipts and expenditures.
  3. The value of all property owned or controlled by each school district.
  4. The cost of education in each school district.
  5. The number of teachers employed by each school district and their salaries.
  6. The number of students in average daily membership and average daily attendance in each school district, the grades in which they are enrolled, and where applicable the courses in which they are enrolled.
  7. Information regarding the state's approved private nonpublic schools.
- 

Page 6, line 17, remove "library"

**15.1-02-10. Biennial report - Distribution.** The superintendent of public instruction shall make the biennial report available to each member of the legislative assembly upon request. The superintendent shall provide a copy of the report to each state officer and to the legislative council ~~library~~. The superintendent shall provide eight copies of the report to the state library.

---

Page 26, line 6, replace "Warrants" with "Negotiable instruments"

**15.1-07-13. Warrants Negotiable instruments - Cancellation - Description in minutes.** The board of a school district, at a regular meeting, may cancel all negotiable instruments that have remained unpaid for one year or more. Before canceling a negotiable instrument, the board shall enter in its minutes a brief description of the instrument, including the name of the payee, and the number, date, and amount of each instrument to be canceled. If any party entitled to payment appears and shows cause for the delay in presenting the instrument for payment, the board may issue a new instrument in the amount to which the party is entitled, unless the board is barred from so doing by the statute of limitations.

---

Page 27, line 5, replace "No" with "A" and replace "may have" with "who has"

Page 27, line 6, remove "unless the individual has"

Page 27, line 7, replace "disclosed" with "shall disclose" and replace "the board has unanimously approved the " with "may not participate in any discussions or votes regarding that contract without the consent of all other board members"

Page 27, line 8, remove "contract"

**15.1-07-17. School district contracts - Conflict of interest - Penalty.**

1. ~~No~~ A school board member or other school officer ~~may have~~ who has a conflict of interest in any contract requiring the expenditure of school funds ~~unless the individual has disclosed~~ shall disclose the conflict to the board and the board ~~has unanimously approved the contract~~ may not participate in any discussions or votes regarding that contract without the consent of all other board members .
2. For purposes of this section, a conflict of interest means the personal, professional, or pecuniary interest of an individual, the individual's spouse or relative, or the individual's business or professional associate.
3. ~~After the disclosure required by subsection 1 has been made, a board may engage in future contracts with the individual for the purchase of goods and services, provided that the amount of a contract does not exceed eight thousand dollars.~~
4. Any person who violates this section is guilty of a class A misdemeanor.

This is the general state law on conflicts of interest:

**44-04-22. Conflict of interest law.** A person acting in a legislative or quasi-legislative or judicial or quasi-judicial capacity for a political subdivision of the state who has a direct and substantial personal or pecuniary interest in a matter before that board, council, commission, or other body, must disclose the fact to the body of which that person is a member, and may not participate in or vote on that particular matter without the consent of a majority of the rest of the body.

---

Page 45, line 1, replace "Appoint" with "Contract for the services of" and remove  
", certified under rules adopted by the superintendent of public"

Page 45, line 2, remove "instruction, to perform duties as directed by the school district superintendent"

**15.1-09-33. School board - Powers.** The board of a school district may:

~~26. Appoint~~ Contract for the services of a principal, ~~certified under rules adopted by the superintendent of public instruction, to perform duties as directed by the school district superintendent .~~

---

Page 55, line 2, remove "and"

Page 55, line 3, after "instruction" insert "; and

- d. Obtains written approval of the assignments from the superintendent"

**15.1-11-02. County superintendent of schools - Assignment of duties - Waiver.**

1. Notwithstanding any other provision of law, a board of county commissioners, by majority vote may choose not to employ a county superintendent of schools, provided the board of county commissioners:

- a. Obtains from the superintendent of public instruction a form that lists all statutory duties to be otherwise performed by a county superintendent and provides for the assignment of all such statutory duties to, and the performance of such statutory duties by, one or more individuals;
- b. Obtains the consent of a majority of the school board presidents representing school districts having their administrative headquarters in the county; and
- c. Submits the completed form to the superintendent of public instruction; and
- d. Obtains written approval of the assignments from the superintendent.

2. a. The superintendent of public instruction may waive the requirements of subsection 1 with respect to any board of county commissioners which, on or before June 30, 1999, assigned to qualified persons the duties of the county superintendent of schools, provided:

- (1) The assignment of duties was set forth in a written plan;
- (2) The written plan was filed with the legislative council; and
- (3) The superintendent of public instruction determines that the written plan substantially complies with the requirements of subsection 1.

b. The determination of the superintendent regarding the waiver is final.

---



Education Standards and Practices Board  
600 East Boulevard Avenue  
Bismarck, ND 58505-0080  
(701) 328-2264 Fax #328-2815

**Testimony on HB 1034 – Title 15 Revisions**

**March 8, 1999 - Senate Education Committee**

M. Chairman and Members of the Committee, my name is Deb Jensen. I am the Assistant Director of the Education Standards and Practices Board (ESPB). We would like to propose one minor language change on page 45, line 1 of HB 1034. This line uses the term “certified” when referring to the qualifications of an individual to serve as a school principal. The term “certified” implies the teaching certificate issued by the Education Standards and Practices Board. The intent of this line is to reference the additional requirements for assignment to serve as a principal under the rules of school approval and accreditation adopted by the Department of Public Instruction (DPI). We believe this is a holdover from the old language when teaching certificates were issued through the DPI.

To make this language current, the line could read “who is certified by the education standards and practices board and who meets all other requirements for school principals in accordance with the school approval or accreditation rules of the department of public instruction”.

# TESTIMONY ON HB 1034 SENATE EDUCATION COMMITTEE

## Regarding the Office of the County Superintendent of Schools

March 8, 1999

by Patricia A. Laubach, Programs Administrator  
328-4525  
North Dakota Department of Public Instruction

---

Mr. Chairman and Members of the Committee:

My name is Pat Laubach and I am Programs Administrator with the Department of Public Instruction. I am here to speak in favor of HB 1034 and to offer an amendment. I will restrict my testimony to Section 15.1-11-02 (pages 54-55) of the proposed legislation.

Section 15-22-01.1 of the NDCC became effective August 1, 1995. This section states that a board of county commissioners may, by majority vote, eliminate the position of the county superintendent of schools and consign all statutory duties to one or more qualified persons. A plan must be developed setting forth the assignment of the duties and the plan must be approved by a majority of school board presidents whose districts include land in the county. The approved plan must be placed on file with the Legislative Council.

According to our records, twenty two (22) of fifty three (53) counties have assigned the statutory duties of the County Superintendents of Schools to one or more qualified persons as permitted by NDCC 15-22-01.1. Thirteen (13) of the twenty-two (22) counties have filed a plan with the Legislative Council.

The required county plans (NDCC 15-22-01.1) are not on file with the Legislative Council for nine (9) counties who have eliminated the position of county superintendents of schools.

Nineteen (19) single counties employ a part time county superintendent of schools.

Twelve (12) counties in six (6) multicounty units employ full time or part time county superintendents as follows:

Four (4) multicounty units -- with two (2) counties per unit -- employ a full time county superintendent. (Bottineau/Rolette; McHenry/Pierce; Morton/Burleigh; and Pembina/Walsh).

Two (2) multicounty units -- with two (2) counties per unit--employ a part time county superintendent. (Bowman/Slope; and Billings/Golden Valley).

We believe that Section 15.1-11-02 will address some of the problems that we have encountered regarding the county plans assigning the duties of county superintendents.

Attached is an amendment that addresses the Department's concerns regarding plan approval. We believe that plans should not simply be filed. We believe that they should be reviewed, approved, and filed.



We also believe that Section 15.1-11-02, would facilitate the planning process for the board of county commissioners choosing not to employ a county superintendent of schools.

This completes my testimony. I am available to answer any questions you may have at this time.

*Proposed  
amendment*

**Amendment Prepared by the Department of Public Instruction**

March 8, 1999

Page 55, line 3 after "instruction" insert "and obtains written approval of the assignments from the superintendent."

**NORTH DAKOTA  
COUNTY SUPERINTENDENT OF SCHOOLS**

*COUNTY PLANS FILED WITH THE LEGISLATIVE COUNCIL*

Individuals assigned to perform the statutory duties of the county superintendents of schools:

<u>County</u>	<u>Effective Date</u>	<u>Designee(s)</u>
Adams	01-01-97	State's Attorney County Auditor County Commissioners Superintendent/Principal
Burke	01-01-96	County Auditor County Treasurer County Sheriff County Extension County Commissioners State's Attorney School District Boards
Cass	08-01-95	County Auditor
Dickey	01-01-97	DPI County Auditor State's Attorney Schools Register of Deeds
Dunn	12-31-95	County Auditor
McLean	07-01-96	County Auditor

<u>County</u>	<u>Effective Date</u>	<u>Designee(s)</u>
Mountrail	09-27-96	DPI State's Attorney Schools County Commissioners County Auditor
Renville	01-01-96	DPI Schools County Auditor County Treasurer Register of Deeds State's Attorney County Sheriff
Sargent	08-01-97	DPI Schools County Auditor Register of Deeds State's Attorney
Sheridan	01-01-96	State's Attorney County Commissioners School District Superintendents County Auditor
Sioux	01-01-96	State's Attorney County Commissioners School Board Presidents School District Superintendents County Auditor
Stark	12-03-95	School Districts County Commissioners Special Education Unit
Traill	01-01-96	County Auditor

*COUNTY PLANS NOT FILED WITH THE LEGISLATIVE COUNCIL*

County

Barnes

Divide

Foster

Griggs

Mercer

Oliver

Ransom

Steele

Stutsman

NORTH DAKOTA COUNTY SUPERINTENDENTS  
31 Counties with County Superintendents;

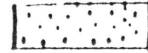
SIGNEES AND CONTACTS  
Counties with Designees

**County Superintendents**

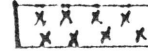
Single County: 19 with part time county superintendents  
(Blank)

Multi County Units: 6 (12 counties)  
25 county superintendents serving 31 counties  
( ← → )

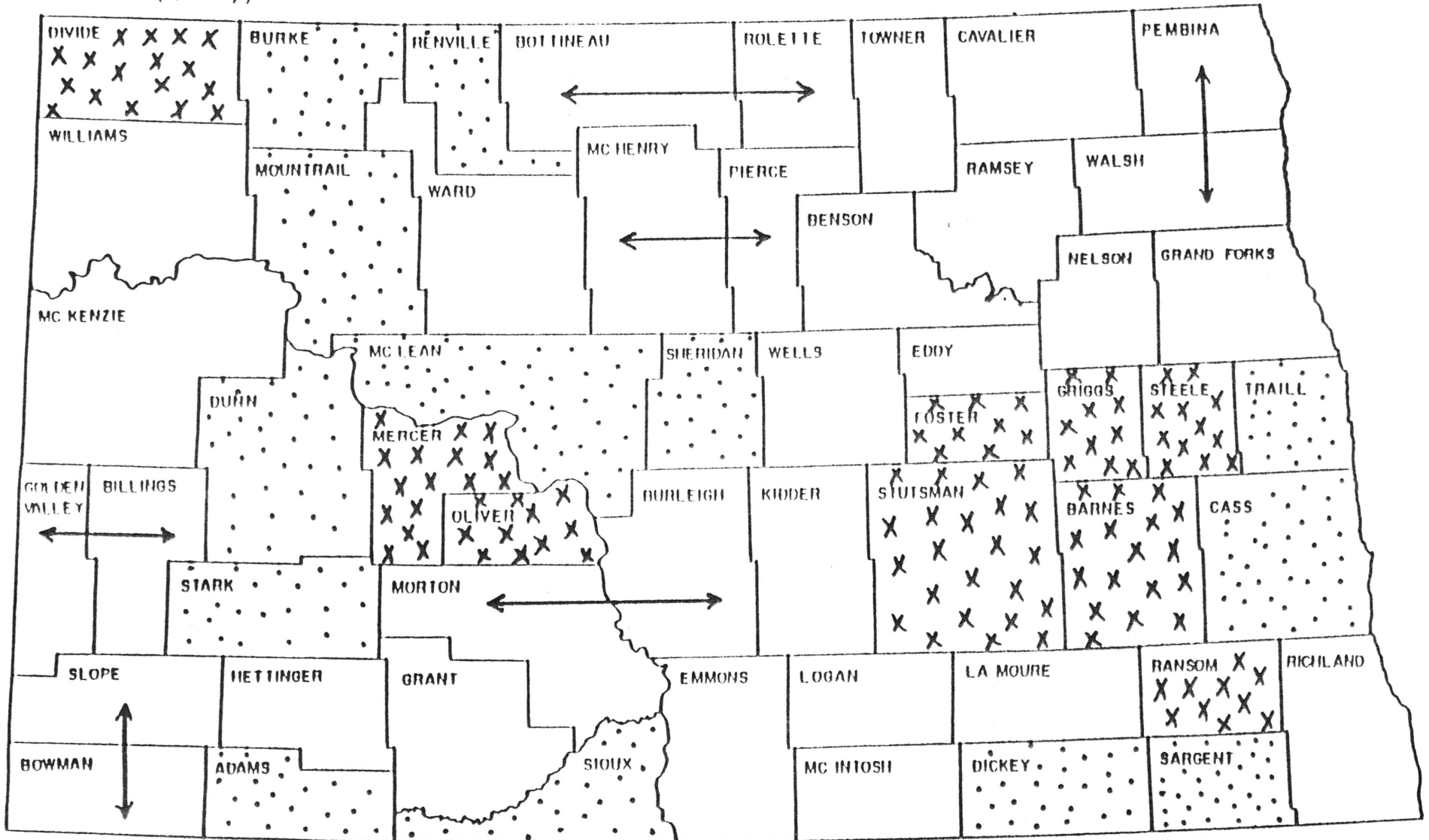
**Designees/Contacts**



County Plan filed with Legislative Council: 13



No county plan filed with Legislative Council: 9



**COUNTY SUPERINTENDENTS & DESIGNEES**

March 8, 1999

<b>County</b>	<b>Address</b>	<b>Phone # Fax # E-mail</b>	<b>Days</b>	<b>County Superintendent's Schedule</b>	<b>Designee Availability</b>
(1) Adams Betty Svihovec, Designee	PO Box 589 Hettinger, ND 58639-0589	P: 567-4363 F: 567-2910	M-F		8:30- 5:00
(2) Barnes (County Plan Not Filed)					
(3) Benson Jean Olson, Co. Supt.	PO Box 347 Minnewaukan, ND 58351-0347	P: 473-5340 P: 473-5370 F: 473-5571	Tu-F M	8:30- 4:30	
(4) Billings Virginia Bares, Co. Supt.	PO Box 334 Medora, ND 58645-0334	P: 623-4366 F: 623-4896	Th	9:00- 5:00	
(5) Bottineau Dwane Getzlaff, Co. Supt.	314 W 5th St Bottineau, ND 58318-1204	P: 228-2815 F: 228-2336	M W & F	8:30- 5:00	
(6) Bowman Lois Anderson, Co. Supt.	PO Box 380 Bowman, ND 58623-0380	P: 523-3478 F: 523-3428	W	8:30- 5:00	
(7) Burke Ranae Ehlke, Designee	PO Box 310 Bowbells, ND 58721-0310	P: 377-2861 F: 377-2020	M-F		8:30- 5:00
(8) Burleigh Karen Kautzmann, Co. Supt.	210 2nd Ave NW Mandan, ND 58554-3158	P: 667-3490 F: 667-3348 karenk@btigate.com	(Includes: M-F	Morton County) 8:00- 5:00	
(9) Cass Mike Montplaisir, Designee	PO Box 2806 Fargo, ND 58108-2806	P: 241-5601 F: 241-5728	M-F		8:00- 5:00
(10) Cavalier Rita Maisel, Co. Supt.	901 3rd St Langdon, ND 58249-2457	P: 256-2285 F: 256-2566	(Includes: M-F	other county responsibilities) 9:00- 4:30	
(11) Dickey Tom Strand, Designee	PO Box 148 Ellendale, ND 58436-0148	P: 349-3029 F: 349-4639	M-F		9:00- 5:00
(12) Divide (County Plan Not Filed)					

County	Address	Phone # Fax # E-mail	Days	County Superintendent's Schedule	Designee Availability
Dunn Reinhard Hauck, Designee	(13) PO Box 105 Manning, ND 58642-0105	P: 573-4448 F: 573-4444	M-F		8:00- 4:30
Eddy Joan Georgeson, Co. Supt.	(14) 524 Central Ave New Rockford, ND 58356-1639	P: 947-5615 F: 947-2279 echao16@stellarnet.com	M & W Tu & Th	8:00- 4:00 8:00-12:00	
Emmons Del Svalen, Co. Supt.	(15) PO Box 338 Linton, ND 58552-0338	P: 254-4486 F: 254-4012	M & Tu	8:30-12:00	
Foster (County Plan Not Filed)	(16)				
Golden Valley Virginia Bares, Co. Supt.	(17) PO Box 35 Beach, ND 58621-0035	P: 872-4543 F: 872-4383	Tu	8:00- 4:00	
Grand Forks David Godfread, Co. Supt.	(18) 500 Stanford Road Grand Forks, ND 58203-2713	P: 795-2777 F: 795-2770	(Includes: M-F	other county responsibilities) 8:00- 4:30	
Grant Karen Witkowski, Co. Supt.	(19) PO Box 279 Carson, ND 58529-0279	P: 622-3238 F: 622-3717	M & Tu	8:00- 4:00	
Griggs (County Plan Not Filed)	(20)				
Hettinger Sheila Steiner, Co. Supt.	(21) PO Box 668 Mott, ND 58646-0668	P: 824-2500 F: 824-2717	Th & F	8:00- 4:30	
Kidder Clarilyn Riedinger, Co. Supt.	(22) PO Box 136 Steele, ND 58482-0136	P: 475-2632 F: 475-2202	June-Aug. M Tu & W Sept.-May Tu & Th	9:00- 4:00 9:00- 5:00	
LaMoure Margaret Witt, Co. Supt.	(23) PO Box 128 LaMoure, ND 58458-0128	P: 883-5301 F: 883-5304	M & W	9:00- 5:00	
Logan Gary Schumacher, Co. Supt.	(24) 301 Broadway Napoleon, ND 58561-7010	P: 754-2756 F: 754-2270	Tu W	9:00- 5:00 9:00-12:00	

County	Address	Phone # Fax # E-mail	Days	County Superintendent's Schedule	Designee Availability
(25) McHenry Ioane Schmidt, Co. Supt.	PO Box 147 Towner, ND 58788-0147	P: 537-5642 F: 537-5969	Tu & Th	9:00- 4:30	
(26) McIntosh Coreen Schumacher, Co. Supt.	112 1st St NE Ashley, ND 58413-7009	P: 288-3346 F: 288-3671	W	7:30-Noon	
(27) McKenzie Nancy Wisness, Co. Supt.	PO Box 503 Watford City, ND 58854-0503	P: 842-3456 F: 842-4113 nwisness@4eyes.net	(Includes: M-F	other county responsibilities 8:30- 5:00	
(28) McLean Lori Foss, Designee	PO Box 1108 Washburn, ND 58577-1108	P: 462-8541 F: 462-3441	M-F		8:00- 4:30
(29) Mercer (County Plan Not Filed)					
(30) Morton Karen Kautzmann, Co. Supt.	210 2nd Ave NW Mandan, ND 58554-3158	P: 667-3490 F: 667-3348 karenk@btigate.com	(Includes: M-F	Burleigh County) 8:00- 5:00	
(31) Mountrail Karen Eliason, Designee	PO Box 69 Stanley, ND 58784-0069	P: 628-2145 F: 628-3975	M & Th		8:30- 4:30
(32) Nelson Sharon Young, Co. Supt.	PO Box 566 Lakota, ND 58344-0566	P: 247-2472 F: 247-2412 syoung@pioneer.state.nd.us	M W & Th	9:00- 2:45	
(33) Oliver (County Plan Not Filed)					
(34) Pembina Lois Olson, Co. Supt.	301 Dakota St W #11 Cavalier, ND 58220-4100	P: 265-4336 F: 265-4876	(Includes: M-F	Walsh County) 8:30- 5:00	
(35) Pierce Ioane Schmidt, Co. Supt.	240 2nd Street SE Rugby, ND 58368-1830	P: 776-5227 F: 776-5707 lschmidt@pioneer.state.nd.us	M W & F	9:00- 5:00	
(36) Ramsey Beverly Schmidt, Co. Supt.	524 4th Ave #1 Devils Lake, ND 58301-2490	P: 662-7062 F: 662-7049	M & Tu W	8:30- 4:30 8:30-12:00	



County	Address	Phone # Fax # E-Mail	Days	County Superintendent's Schedule	Designee Availability
Ransom (County Plan Not Filed) (37)					
Renville Susan Ritter, Designee (38)	PO Box 68 Mohall, ND 58761-0068	P: 756-6301 F: 756-7158	M-F		9:00- 4:30
Richland Peggy Carlson, Co. Supt. (39)	418 2nd Ave N Wahpeton, ND 58075-4400	P: 642-7713 F: 642-7701	M-F	8:00-12:00	
Rolette Dwane Getzlaff, Co. Supt. (40)	102 2nd Ave NE Rolla, ND 58367-7150	P: 477-5265 F: 477-5770	Tu & Th	8:30- 4:30	
Sargent LaDean Hettich, Designee (41)	PO Box 177 Forman, ND 58032-0177	P: 724-6241 F: 724-6244	M-F		9:00- 4:30
Sheridan Shirley Murray, Designee (42)	PO Box 636 McClusky, ND 58463-0636	P: 363-2205 F: 363-2953	M-F		9:00- 5:00
Sioux Renei Jochim, Designee (43)	PO Box L Ft Yates, ND 58538-0529	P: 854-3481 F: 854-3854	M-F		9:00- 4:30
Slope Lois Anderson, Co. Supt. (44)	PO Box MM Amidon, ND 58620-0448	P: 879-6277 F: 879-6278	Tu & Th Alternate M	9:00- 5:00	
Stark County Commissioners (45)	PO Box 130 Dickinson, ND 58602-0130	P: 264-7630 F: 264-7628	M-F		8:00- 5:00
Steele (County Plan Not Filed) (46)					
Stutsman (County Plan Not Filed) (47)					
Towner D. Allen Halley, Co. Supt. (48)	PO Box 603 Cando, ND 58324-0603	P: 968-4346 F: 968-4239	Tu	8:30-12:00	
Traill Rebecca ten, Designee (49)	PO Box 429 Hillsboro, ND 58045-0429	P: 436-4458 F: 436-4308	M-F		9:00- 4:30

County	Address	Phone # Fax # E-Mail	Days	County Superintendent's Schedule	Designee Availability
(50) Walsh Lois Olson, Co. Supt.	600 Cooper Ave Grafton, ND 58237-1535	P: 352-1060 F: 352-1104	(Includes: M-F	Pembina County) 8:30- 5:00	
(51) Ward Joan Holum, Co. Supt.	PO Box 5005 Minot, ND 58702-5005	P: 857-6495 F: 857-6414	June-Aug Sept -May	8:00-12:00 12:30- 4:30	
(52) Wells Evelyn Faul, Co. Supt.	PO Box 408 Fessenden, ND 58438-0408	P: 547-3221 F: 547-3719	Tu & Th	8:00- 4:30	
(53) Williams Grant Archer, Co. Supt.	PO Box 2047 Williston, ND 58802-2047	P: 572-1712 F: 572-1713	(Includes: M-F	other county responsibilities 9:00- 5:00	

**COUNTY SUPERINTENDENTS OF SCHOOLS  
ASSIGNMENT OF DUTIES  
(NDCC 15-22-01.1)**

Some of the problems encountered by the Department of Public Instruction staff with the elimination of the county superintendent ' s position are as follows:

- 1) Required plans are not on file in Legislative Council for all counties who have dropped their county superintendents.
- 2) Some counties are delegating responsibilities back to the Department of Public Instruction when they eliminate their county superintendent. This is not provided for in the law.
- 3) Auditors in some counties refuse to carry out tasks, which presumably have been assigned to them.
- 4) Requiring that the plans be filed with the Legislative Council does not help DPI know who has what responsibilities at the county level when there is no longer a county superintendent.
- 5) Who reviews the county plans for possible "conflict of interest" in the consignment of the duties?
- 6) Are all statutory duties of the county superintendents of schools covered in the county plans?
- 7) Several of the county plans on file with the Legislative Council are missing either the signature of the county commissioner or the school board president; and some are not signed at all.
- 8) Who does the Department contact when questions and concerns arise?
- 9) Who approves the county plans at the state level?
- 10) Who enforces the law?
- 11) Is there a penalty for non-compliance?