

2001 HOUSE EDUCATION

HB 1149

2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB1149

House Education Committee

Conference Committee

Hearing Date 01/23/01

Tape Number	Side A	Side B	Meter #						
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#3	X		1-1295						
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Committee Clerk Signature Sui Silberts									

Minutes:

Chairman R. Kelsch, Vice-Chair T. Brusegaard, Rep. Bellew, Rep. Grumbo, Rep. Haas, Rep. Hanson, Rep. Hawken, Rep. Hunskor, Rep. Johnson, Rep. Meier, Rep. Mueller, Rep. Nelson. Rep. Nottestad, Rep. Solberg, Rep. Thoreson

Chairman Kelsch: We will now open the hearing on HB1149.

Rep. Froelich: I'm here on behalf of schools in my district that have this problem that they border ND and SD.

Tom Decker: (DPI) *Please refer to written testimony*

Les Kramer: (Superintendent of Wilton public schools) Wilton, over the past three years, has lost over a third of its enrollment. Three years ago, we were offering a vocational program. My feeling was, it was not very responsible on our part not to pursue a liable program, such as the one in Bismarck. Not only were we not taking advantage of one of the best vocational programs in the upper Midwest, but we weren't even considering it, so with this past year, through a

negotiation process with Bismarck school district and Bismarck State College, we arranged for a cooperative agreement, where we are busing our senior high secondary students to BSC, and are working together on a cooperative basis. Everything starts in ND fairly slowly and there's nothing wrong with that, but in our case, I was anticipating 25-30 students taking advantage of this program. Today we only have six, but as a result of those students participating, they have now carried the message back home, and now I'm expecting a significant influx next year, so the cooperative agreement that Wilton is not involved in is probably as good as it can get, and any legislation you can pass that would support that sort of agreement or arrangement. I believe would be a positive step for the state of ND.

Rep. Bellew: Are there any current laws that you are aware of that allows your students to go to Bismarck to take an advanced math course?

Kramer: I believe we could participate at that level as well, and I certainly hope we could, but as a result of the colonial that exists in rural ND, it always takes someone to start the ball rolling.

I'm pretty happy that Wilton has gone first on this kind of thing.

Rep. Hawken: Could this kind of cooperative arrangement bend down through the state vocational board? I mean, I wonder if it's already happening?

<u>Kramer:</u> I'm not too sure, my initial contact was Dr. Jensen of the Bismarck school district. It's my understanding that we're just kind of loosening up the legislation.

Rep. Meier: Is there a cost incurred by the schools for transferring these kids into these particular programs?

Kramer: We're coming out with our six students who cost approximately \$6000 to us, but we're being reimbursed for transportation and the ND Vocational Department pays also a portion of the

cost. I think we're getting about \$600 per student. I would say that the only problem here would be if they only would have only so many slots available. Fortunately we're not faced with that at this time, but if suddenly we have 25 students instead of six, now it becomes something of a problem.

Rep. Thoreson: What's the configuration of your schools as far as in your district?

Kramer: This is my 29th year in education in ND. I saw Wilton as somewhat of a unique situation. I basically determined that our people are on the move, and that they will be moving to our larger trade centers. I saw Wilton as having tremendous potential. Moving to Bismarck has enhanced our program.

Rep. Nelson: It's great to share, especially vocational programs, because of the rural shortages, but my only question is Section 3, which is the new section. What does this do? I guess is loosens up the ability for you to do this. I don't read anything into this section that you didn't already do. Explain that to me if you could.

Kramer: Mr. Decker shared with me that this legislation would make that process we went through two years ago in getting our programs off the ground, would make it happen easier. Our school boards alone could have alone carried this off, without having to visit with the vocational people in Bismarck and the superintendent and having to arrange that prior.

Rep. Nelson: Under the situation you went through to get this agreement, you had to go to the vocational board?

Kramer: Yes, and get their approval, and there was some hesitancy on their part, and I can see that on their part. It all worked out well, but if it could have worked our quicker it would have been nice.

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Rep. Nelson: This does cut out a layer of bureaucracy in the process?

Tom Decker: I think that there are a great number of situations where just a hand full of students that want a vocational program and there's provisions to do that now that they require a membership in a center or an approved cooperative agreement. This will give a little more local control.

<u>Dulbert Frye:</u> (Superintendent of Selfridge public schools) I was in counseling for about twenty years in vocational counseling. Two years ago, I came to Selfridge. Thave about 105 students in my district. I have approximately 30% of my students that are tuitioned out into Lemon, Macintosh, Melaughin. When I came to Selfridge, we had a co-op. It was a co-op that consisted of all SD schools. I was the only school system in ND. What the co-op provided me was a vocational trailer that is located on my school's property. They would rotate that every semester. There were eight different units, so that my students would have course work informed that that to-op would no longer go buy trailers for my district. Therefore, I had to come up with a solution to the problem of getting vocational education to my students. Approximately 80% of the students in our society are going to be needing a vocational background or a college four year degree. Probably 95% of my kids would choose vocational instead of college. My solution was to transport my kids. I contacted DPI, and I was told that I had to provide six nits of vocational on a rotating basis, so we do not lose accreditation. Currently the closes district that would have provided a resource for me to tap into was the Flasher school system. I was advised that I was in violation of the schools current policy, because I didn't have an LEA that could handle the financial aspects of my district. We need to have approximately 15 or so students that would be involved in vocational. Currently I have 10 students that would meet that criteria. My problem

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is that if I went to the Flasher system, they would have a bus ride that would list at least an hour and a half. I would lose that time for education as well as the time away from the classes when they're on the road. Therefore, I went across the boarder. That's approximately a twenty minute trip. The bubble I ran into then was that Mclaughlin had to reach an agreement with me, and my students became secondary not primary. Therefore, if they did not have vacancies, my students would not be allowed to attend their school system, so we had to negotiate with the Mclaughlin district. I got my school's accreditation notice a couple of weeks ago, the problem that I ran into was that the SD instructors, who used to be certified in ND, but since they are not crossing the border anymore, they do not need accreditation, they didn't want to spend the extra \$100, so I find that the people that are giving the grades in SD are not allowed to give these grades to my students, so then I had to go back down and have SD give the grades down there, and then they transferred the grades into my district, so they could meet the accreditation standards. This bill gives me the flexibility that I need in my districts, because I don't have that many options.

Rep. Nelson: To make your trip even more worthwhile, I would invite you to also go up to visit

Rep. Hags: The \$5000 figure, that's per student right?

Frye: That's correct.

Rep. Haas: And how many students do you have in that category?

with Janet Welk from ESPB, and ask about teacher certification.

Frye: There are currently nine.

Rep. Thoreson: In your situation, are you the only school in that particular area?

<u>Frye:</u> The closest other school system would be Standing Rock Public, they're having problems as a vocational

Chairman Kelsch: Is there anyone that wants to appear in opposition to IIB1130?

Wayne Kutzer: (State Director of Vocational Technological Education) I'm appearing neutral.

As far as cooperative agreements, there are over sixty school districts that are sharing in cooperative arrangements with the State Board of Vocational Technical Education. All that requires is that the school districts talk together, it comes before our board and those cooperative agreements are approved on an annual basis, actually twice a year. The school that receives the student gets a 2% increase in their vocational reimbursement; the school that sends the student gets a 43% reimbursement on the cost of educating that student. Those cooperative arrangement apply in three different areas: in sharing instructors, in transporting students and also in interactive television. We have many situations where there's only one student that participates. The whole purpose of those cooperative arrangements is to provide access to vocational programming, and I'm in favor to anything that promotes vocational programming, I'm just not sure the need for this.

Rep. Haas: Can you give us a little more background on the possibilities down there between Selfridge and Standing Rock and Fort Yates.

<u>Kutzer:</u> My understanding is that they've been trying to work together. Currently federal legislation, which is called Perkin's legislation, provides federal dollars to school districts. The minimum amount of grant is \$15,000. Schools have to combine in order to reach that threshold, so we have many consortions across the state that do it. My understanding is that with those schools, there has been trouble trying to get them to cooperate to utilize those dollars.

<u>Chairman Kelsch:</u> We will close the hearing on HB1149.

2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1149 B

House Education Committee

☐ Conference Committee

Hearing Date 1/31/01

Tape Number	Side A	Side B	Meter //
3	X		0-830
Committee Clerk Signa	ture Pokin S.	Small	

Minutes:

REP. R. KELSCH called the committee to order, with all members present except REP. SOLBERG.

ACTION:

REP. NELSON explains to the committee as to what the decision of the subcommittee was. The first people to contact is DPI. They should go to the vocational board first and then set up the payment. Currently they are getting foundation aid payments, the Perkins fund from the vo-tech board. The only question of money is because of going into South Dakota, DPI can not pay transportation past the North Dakota, South Dakota border. So that is the only payment that their missing in this whole situation. The other question is from Superintendent Frye had was who would be able to receive the funds from the vo-tech board, and they are receiving them in Selfridge at the high school. So we didn't offer any amendments because we think that the law completely allows for these types of agreements. If the committee feels that this added section

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three, I guess we can pass it, if it is necessary. But from a personal stand point I don't think that is necessary. I think that we can kill the bill.

REP, R. KELSCH asks if they had consulted with the bill sponsors on this. REP, NELSON replies that they did, REP, FROELICH completely signed off. When we called the superintendent he stated that he was happy with what ever we did with this thing.

REP. HAAS states to the committee that REP, NELSON also asked him to look at the bill.

REP. HAAS comments that he agrees with REP. NELSON, I don't think we need this bill. I think that there already are provisions in place that take care of this issue.

General discussion.

REP. NELSON then motions for a DO NOT PASS, seconded by REP. BRUSEGAARD. The roll call vote was taken with 14 YES, 0 NO, and 1 ABSENT AND NOT VOTING. The motion carries. The CARRIER of the bill is REP. NELSON.

HB 1149: DO NOT PASS 14-0

CARRIER: REP. NELSON

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO. HBILL9

House House Education		· · · · · · · · · · · · · · · · · · ·	·	Com	mittee
Subcommittee on					
or					
Conference Committee					
Legislative Council Amendment Nur	nber _		an ann an Aireann an A		
Action Taken Do Not T	DASS				
Motion Made By Rep. Nels	on	Se	conded By Rep. Brus	segac	ard
Representatives	Yes	No	Representatives	Yes	No
Chairman-RaeAnn G. Keisch	V		Rep. Howard Grumbo	V	
V. Chairman-Thomas T. Brusegaard	4		Rep. Lyle Hanson	V	
Rep. Larry Bellew	V		Rep. Bob Hunskor	V	
Rep. C.B. Haas	V		Rep. Phillip Mueller	W	
Rep. Kathy Hawken	V	d s production and a second	Rep. Dorvan Solberg		
Rep. Dennis E. Johnson	V		, , , , , , , , , , , , , , , , , , , ,		
Rep. Lisa Meier	We.				
Rep. Jon O. Nelson	<u></u>				
Rep.Darrell D. Nottestad	V_{i}				
Rep. Laurel Thoreson	V				
Total (Yes) Click here to type	Yes Vote	. No	Click here to type No Vote	·	
Absent				*******************************	
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f the vote is on an amendment, briefly	/ indicat	e intent			

REPORT OF STANDING COMMITTEE (410) January 31, 2001 5:08 p.m.

Module No: HR-17-2055 Carrier: Nelson Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1149: Education Committee (Rep. R. Kelsch, Chairman) recommends DO NOT PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1149 was placed on the Eleventh order on the calendar.

2001 TESTIMONY

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TESTIMONY ON HB 1149 HOUSE EDUCATION COMMITTEE

January 23, 2001

By Tom Decker, Director of Finance and Organization
328-2267

Department of Public Instruction

I am here to speak in support of House Bill 1149.

In issue of access to vocational course work that is addressed in HB 1149 has arisen in a couple different settings in the last two years. We had this legislation drafted because we thought it would be beneficial to students and their school districts to have somewhat greater flexibility and access to vocational course work.

The legislation would make it possible for school districts who are not currently part of a vocational center structure or otherwise involved in formal vocational educational delivery mechanisms to reach agreements with other school districts both in state and out-of-state to provide vocational course work for their students and authorize the department to make payments from the Foundation Aid Program for that course work.

Representatives from districts with whom we worked through these issues are here to talk to you so I will keep my testimony short and that will allow you to hear from them.

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18001 Grand Forks 1	366	7137	1	6750	7,0	6606				<u> </u>
51001 Minot 1	233	4337		4425		4218		4249		3710
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47001 Jamestown 1	96	1786	91	1679	98	1763	96	1560	91	149
36001 Devils Lake 1	117	1504		1455	155	1576		1612	129	147
40007 Belcourt 7	76	1093		1164	90	1166		1267	92	1089
53001 Williston 1	67	1052		1031	60	970				
27001 McKenzie Co 1	37	533		561	42	591	46			
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29027 Beulah 27	34	488		492	35	403	28	443		484
34006 Cavaller 6	39	523	38	605	34	437	49	543		
9017 Central Cass 17	26	508	44	803	21	384	29	526		445
10023 Langdon 23	39	502	37	550	34	560	34	552	32	441
037 Wahpeton 37	47	665	46	669	41	617	36	542	27	437
5001 Bottineau 1	30	400		441	32	377	29	352	32	430
20018 Griggs County Central 18	26	419		409	20	309	35	607	28	408
39044 Richland 44	25	245	26	369	27	298	25	313	27	388
3030 Ft Totten 30	22	186	23	254	41	377	34	358		384
28051 Garrison 51	32	509	33	488	28	435	31	491	28	382
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17003 Beach 3	27	397	27	399	26	364	26	376		353
40001 Dunseith 1	17	211	13	160	24	272	24	310	25	352
50078 Park River 78	23	282	31	346	28	342	36	380	27	343
51028 Kenmare 28	27	395	27	430	28	394	27	377	24	341
38009 Mohall 9	23	285	27	357	30	393	30	361	30	340
18061 Thompson 61	17	326	20	397	20	390	19	342	17	325
12001 Divide County 1	23	407	23	364	27	375	27	331	26	325
52038 Harvey 38	26	341	30	358	29	359	30	358	27	314
19049 Elgin-New Leipzig 49					26	333	26	337	27	312
6001 Bowman 1	17	211	16	207	21	236	21	336	25	290
15036 Linton 36	25	314	23	284	28	372	17	254	20	285
35005 Rugby 5	19	333	17	215	22	303	25	337	22	280
18129 Northwood 129	16	226	19	272	18	206	20	228	20	279
37019 Lisbon 19	28	371	38	524	27	420	21	278	21	278
30007 New Salem 7	24	276	29	289	25	249	26	277	25	278
9097 Northern Cass 97		-227	24	329	21	280	16	237	18	278
9009 Hillsboro 9	18	296	17	284	15	248	18	313	17	273
040 Ellendale 40	26	320	29	369	28	327	28	287	26	273

3009	Maddock 9	21	330	16	183	17	280	18	197	17	258
	Edgeley 3	17	225		285		288				255
	New Rockford 1	28	408		418		403				251
	Velva 1	13	185		235		225				249
	Richardton 4	18	281		230		227		260		242
	Parshall 3	29	259		198		243				241
	Milnor 2	16	190		162		172			4	235
	Enderlin 22	19	363		369		332	<u> </u>			233
	Carrington 10	18	244		248		299	A	230		231
	Midway 128	26	309		317		267		327		223
	Washburn 4	17	237		225		205		211		222
	Belfield 13	23	345		253		280		261		219
	Dakota Prairie 1	29	481	21	321		275				215
	Wishek 19	13	148		171	11	184		167	13	211
	Killdeer 16	18	232	20	275		287	20	254		206
	Hope 10	19	177	15	164		196				203
45009	S Heart 9	21	239	18	241	22	260		232		202
	Flasher 39	17	295	20	295		234	16	198		199
	Newport 4	14	179	16	233		180	14	184		195
32066	Lakota 66	18	188	20	255		219	23	221	19	194
	Walhalla 27	17	217	16	172		157	29	288		193
	Steele-Dawson 26	22	293	21	244	16	217	18	215	18	193
	Medina 3	21	187	18	201	18	154	18	203	17	193
	Stanley 2	18	231	17	187	17	213	17	234	16	188
	Hebron 13	13	127	13	138	19	193		184	20	186
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	Sargent Central 6	20	148	24	163 197	27	161	16	129	20	173
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	Monteflore 1	22	239	22	315	21	265	8	117	14	162
31001N	New Town 1	26	388	24	242	22	246	19	209	17	161
	lapoleon 2	12	152	14	173	14	180	13	183	12	160
	Varwick 29	22	190	15	157	21	137	16	128	18	158
41003 N	lorth Sargent 3	19	185	23	199	24	239	26	161	22	157
	ight Mile 6	16	293	10	127	13	170	17	120	17	157
	eeds 6	9	107	10	134	10	151	12	145	12	151
	Center 18	11	144	9	130	10	121	11	153	10	150
	Inderwood 8	20	216	16	196	12	155	16	210	14	149
	lesson 2	17	238	18	259	18	228	18	203	15	146
	lankinson 8	23	182	21	148	23	159	20	138	15	141
	dinburg 106	16	133	12	128	12	115	19	164	17	134
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	It Pleasant 4	19	284	8	74	17	214	18	187	8	123
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	lenburn 26	13	148	9	106	10	139	8	92	8	121
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10019 Munich 19	12			144		·				110
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11041 Oakes 41	26		25	117		105				106
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5017 Westhope 17	9			196		146				106
39042 Wyndmere 42	22	203		189		184				105
36002 Edmore 2	11	109		96		115		140		102
34019 Drayton 19	7	70		144	14	128		1		101
9004 Maple Valley 4	12	103		109		132		140		100
39028 Lidgerwood 28	14	258		234	14	259			9	97
50020 Minto 20	11	39		30		118		117		93
34001 Pembina 1	8	74		51	50		7	70		91
51054 Berthold 54	10	89		97	10	102	9	103		89
52040 Fessenden 40	7	81	5	45	7	106		82		87
9080 Page 80	16	209		198		155		254		84
25057 Drake 57	12	109	15	115	13	99	15	126		83
51041 Surrey 41	23	406	14	240		37	3	51	6	82
25025 Granville 25	10	107	11	111	11	113		119		77
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28072 Turtle Lake-Mercer 72	10	71	10	80	10	84	8	55	8	68
7014 Bowbells 14	1	8	2	10	13	107	11	83	9	65
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21009 New England 9	15	200	11	133		102	9	123	6	60
28085 White Shield 85	15	81	15	74	16	75	18	93	10	59
49003 Central Valley 3	18	198	8	110	5	65	6	60	6	58
25014 Anamoose 14	6	57	6	56	6	53	3	46	8	58
29020 Golden Valley 20	6	51	7	55	7	69	7	56	7	56
5013 Willow City 13	11	93	11	90	11	77	11	89	7	55
34012 Valley 12	6	16	8	28	9	52	10	54	9	55
7027 Powers Lake 27	9	147	7	99	7	95	6	56	6	52
27036 Mandaree 36	7	32	11	118	6	53	12	87	7	48
38002 Sherwood 2	13	106	4	51	3	24	2	19	7	48
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50079 Fordville 79	10	124	10	200	10	127	13	123	3	43
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51158 N Shore 158	2	17	3	29	2	22	2	22	5	40
25029 Upham 29	7	49	7]_	46	7	52	7	29	6	39
27002 Alexander 2	8	55	10	75	9	50	10	70	8	38
13019 Halliday 19	7	83	5	37	3	26	8	72	7	37
22028 Tappen 28	16	171	4	37	10	77	9	70	5	37
14012 Sheyenne 12	16	181	7	74	9	96	5	48	3	37
054 Newburg-United 54	6	50	3	24	4	33	8	46	6	33
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o1016 Sa	awyer 16	2	20	12	109	2	22	3	32	4	21
26004 Ze				1	6	1	10	2	17		20
20007 M	idkota 7	2	18	1	5	2	16			2	20
34055 Ne	eche 55	8	80	1	1					3	20
28050 Ma	ax 50	5	32	7	63	3	50	3	26	3	19
	airmount 18	15	52	10	23	8	21	4	11	8	19
8028 W	ing 28	5	31	5	50	5	28	6	38	3	18
	ngree-Buchanan 10	5	15	3	10	3	10	5	13	4	17
52039 Sy	/kes 39	5	42	5	45	5	39	5	33	5	14
	innewaukan 5	6	14	5	10			2	6	7	13
43008 Se		6	38	6	34	6	46	6	26	2	12
	order Central 14	11	58	11	58	8	41	7	36	3	11
21014 Re	egent 14	2	13					2	21	1	11
	irke Central 36	5	33	3	23	5	33	6	37	3	10
8036 Dr		2	20	4	24	5	23	5	14	4	7
4001 BII	lings Co 1									1	7
	podrich 16	1	8	3	13	1	13	2	2	2	6
29022 Sta		9	65	4	26	3	14	2	8	2	2
43003 So		8	79	9	92			6	67		
31137 Pla		4	40	5	22	8	49	4	30		
10030 Mil		9	61	8	45	4	23	6	28		
43004 Ft								2	22		
2013 Ori		2	7	3	13	4	18	6	15		
062 Bu		2	13	2	12	2	12	2	7		
	nerado 127		3			6	80				
	ildrose-Alamo 91					2	8				
19016 Eig	nin 16	24	308	22	315						
19015 110	w Leipzig 15	3	33	3	37						
22014 Ro	binson 14	5	31	6	32 15						
35001 Wo	olford 1	3	24	3	15						
52035 Ple	easent Valley 35	1	9	1	10						
50128 Ada	ams 128			1	1.				Ī		
9003 Da		11	125								
9076 Car	ss Valley N 76	7	68								
26010 Ler	or 10	4	38								

Totals

4842 72074 5032 73028 5047 71892 5088 70794 4601 62549