

**SENATE BILL NO. 2257**

Introduced by

Senators Naaden, Freborg

1 A BILL for an Act to create and enact a new section to chapter 15-40.1 of the North Dakota  
2 Century Code, relating to the distribution of per student special education payments after  
3 closure of a school district.

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

5 **SECTION 1.** A new section to chapter 15-40.1 of the North Dakota Century Code is  
6 created and enacted as follows:

7 **School district closure - Distribution of per student special education payments.**

- 8 1. If a school district ceases to exist, the superintendent of public instruction shall  
9 calculate the amount of per student special education payments to which the  
10 former school district would have been entitled under section 15-40.1-07.6 for the  
11 provision of special education services during its final year of operation and shall  
12 certify the amount of the payments to the office of management and budget. The  
13 office of management and budget shall pay a percentage of the total amount  
14 certified to each North Dakota school district that enrolls students who attended the  
15 former school district during the prior school year. Each of the school districts  
16 eligible for a payment under this section is entitled to receive that percentage of the  
17 total amount certified which is the same as the percentage that the number of the  
18 district's students who attended the former school district during the prior school  
19 year bears to the total number of students who attended the former school district  
20 during the prior school year.
- 21 2. The office of management and budget shall make payments under this section in  
22 the manner and at the time provided for other state payments in section  
23 15-40.1-05.