

2001 HOUSE EDUCATION

нв 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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Committee Clerk Signatu	ire More	Summer	

#### 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. Beliew: 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. I have 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 Melaughlin 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 Melaughlin 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. Haas: 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?

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

sure the need for this.

Chairman Kelsch: Is there anyone that wants to appear in opposition to 11B1130?

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

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

programming, and I'm in favor to anything that promotes vocational programming, I'm just not

<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.

Chairman Kelsch: 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.

<u>REP. NELSON</u> then motions for a DO NOT PASS, seconded by <u>REP. BRUSEGAARD</u>. 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 <u>REP. NELSON</u>.

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 _	************		<del></del>	
Action Taken Do Not T	DASS				
Motion Made By Rep. Nels	on	Se	econded By Rep. Bru.	segac	ard
Representatives	Yes	No	Representatives	Yes	No
Chairman-RaeAnn G. Keisch	V		Rep. Howard Grumbo		
V. Chairman-Thomas T. Brusegaard	L/		Rep. Lyle Hanson	V	
Rep. Larry Bellew	V		Rep. Bob Hunskor		
Rep. C.B. Haas			Rep. Phillip Mueller	N	
Rep. Kathy Hawken		# + <del> </del>	Rep. Dorvan Solberg	<b></b>	
Rep. Dennis E. Johnson	<u></u>	·			
Rep. Lisa Meier Rep. Jon O. Neison	- Ke-		1		
Rep.Darrell D. Nottestad	174			<del> </del>	
Rep. Laurel Thoreson					
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If 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

нв 1149

## 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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8001 Bismarck 1	487	7374	496	7219	476	7024	481	7083	417	597
18001 Grand Forks 1	366	7137	366	6750		6606	412	6670	345	559
51001 Minot 1	233	4337	251	4425	251	4218	257	4249	247	371
9006 West Fargo 6	140	3195	162	3250	163	3311	159			306
45001 Dickinson 1	131	2603	120	2630	115	2253	119			232
30001 Mandan 1	118	2214	107	2084		2004	124	2219		188
47001 Jamestown 1	96	1786		1679		1763		1560		149
36001 Devils Lake 1	117	1504	141	1455		1576		1612		147
40007 Belcourt 7	76	1093		1164	90	1166		1267	92	108
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29027 Beulah 27	34	488	37	492	35	403	28	443		48
34006 Cavaller 6	39	523	38	605	34	437	49	543		
9017 Central Cass 17	26	508	44	803		384	29	526		44
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51007 United 7	23	376	20	305	29	450	26	409	27	36
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40001 Dunselth 1	17	211	13	160	24	272	24	310	25	35
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51028 Kenmare 28	27	395	27	430	28	394	27	377	24	34
38009 Mohall 9	23	285	27	357	30	393	30	361	30	34
18061 Thompson 61	17	326	20	397	20	390	19	342	17	32
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52038 Harvey 38	26	341	30	358	29	359	30	358	27	31
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47003	Medina 3	21	187	18	201	18	154	18	203	17	193
31002	Stanley 2	18	231	17	187	17	213	17	234	16	188
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	St John 3	14	227	14	226	14	234	14	224	12	179
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023 Bowdon 23	5	17		57		62	4	54		21
51016 Sawyer 16	2	20	12	109	2	22	3	32		21
26004 Zeeland 4	1		1	6		10	2	17	2	20
20007 Midkota 7	2	18	1	5	2	16			2	20
34055 Neche 55	8	80	1	1					3	20
28050 Max 50	5	32	7	63	3	50	3	26	3	19
39018 Fairmount 18	15	52	10	23		21	4	11	8	19
8028 Wing 28	5	31	5	50	5	28	6	38	3	18
47010 Pingree-Buchanan 10	5	15	3	10		10	5	13	4	17
52039 Sykes 39	5	42	5	45	5	39	5	33	5	14
3005 Minnewaukan 5	6	14		10			2	6	7	13
43008 Selfridge 8	6	38		34	6	46	6	26	2	12
10014 Border Central 14	11	58	11	58	8	41	7	36	3	11
21014 Regent 14	2	13					2	21	1	11
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8036 Driscoll 36	2	20	4	24	5	23	5	14	4	7
4001 Billings Co 1						·			1	7
42016 Goodrich 16	1	8	3	13	1	13	2	2 8	2	6
29022 Stanton 22	9	65		26	3	14	2		2	2
43003 Solen 3	8	79	9	92			6	67		
31137 Plaza 137	4	40	5	22	8	49	4	30		
10030 Milton 30	9	61	8	45	4	23	6	28		
43004 Ft Yates 4				<u> </u>			2	22		
2013 Oriska 13	2	7	3	13	4	18	6	15		
1062 Butte 62	2	13	2	12	2	12	2	7		
3127 Emerado 127				P	6	80				
53091 Wildrose-Alamo 91					2	8				
19016 Eigin 16	24	308	22	315						
19016 New Leipzig 15	3	33	3	37						
22014 Robinson 14	5	31	6	32 15						
35001 Wolford 1	3	24	3							
52035 Pleasent Valley 35	1	9	1	10					<u>-</u> .	
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