

Fifty-seventh
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1235

Introduced by

Representatives Hawken, R. Kelsch, L. Thoreson

Senator Cook

1 A BILL for an Act to amend and reenact subsection 1 of section 15-40.1-16 of the North Dakota
2 Century Code or in the alternative to amend and reenact section 15.1-27-26 of the North
3 Dakota Century Code, relating to school district transportation payments.

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

5 **SECTION 1. AMENDMENT.** If House Bill No. 1045 does not become effective,
6 subsection 1 of section 15-40.1-16 of the 1999 Supplement to the North Dakota Century Code
7 is amended and reenacted as follows:

- 8 1. There must be paid from state funds to each school district providing schoolbus
9 transportation in contract schoolbuses or in district-owned and operated
10 schoolbuses, and to school districts with students riding commercial buses to and
11 from school, the following amounts:
- 12 a. For schoolbuses and school vehicles ~~transporting students who live outside~~
13 ~~the incorporated limits of the city in which the students' school is located, a~~
14 ~~sum equal to twenty five cents per mile [1.61 kilometers] for vehicles having a~~
15 ~~capacity of nine or fewer students, a sum equal to twenty-five cents per mile~~
16 ~~[1.61 kilometers] and sixty seven cents per mile [1.61 kilometers] for~~
17 ~~schoolbuses and school vehicles having a capacity of ten or more students~~
18 ~~and for schoolbuses and school vehicles transporting students who live within~~
19 ~~the incorporated limits of a city in which the students' school is located, a sum~~
20 ~~equal to twenty five~~ sixty-seven cents per mile [1.61 kilometers]. School
21 districts qualifying for payments for buses having a capacity of ten or more
22 students are entitled to an amount equal to forty cents per day for each public
23 school student ~~living outside the city limits~~ who is transported in such buses.

- b. ~~For students who ride schoolbuses or commercial buses to or from school and who live within the incorporated limits of the city within which the school that the students attend is located, a sum equal to twenty cents per student per one-way trip.~~

The mileage payments provided for in this subsection must be made to each school district for transporting students to and from school. Payments may be made only to school districts operating schoolbuses in accordance with the laws of this state relating to standards for schoolbuses, and to the qualifications of schoolbus drivers. Certification as to compliance with the laws of this state in regard to schoolbuses and their drivers must be made in such manner and detail as the superintendent of public instruction may require at the time an application is made for payments provided under this subsection.

SECTION 2. AMENDMENT. Section 15.1-27-26 of the North Dakota Century Code as created by House Bill No. 1045, as approved by the fifty-seventh legislative assembly, is amended and reenacted as follows:

15.1-27-26. School district transportation of students - Payments.

1. Each school district providing transportation to students in contract schoolbuses or in district-owned and operated schoolbuses, ~~and each school district with students riding commercial buses to and from school~~ is entitled to receive the following amounts:
 - a. Twenty-five cents per mile [1.61 kilometers] for each schoolbus and school vehicle having a capacity of nine or fewer students ~~and transporting students who reside outside the incorporated limits of the city in which the students' school is located.~~
 - b. Sixty-seven cents per mile [1.61 kilometers] for each schoolbus and school vehicle having a capacity of ten or more students ~~and transporting students who reside outside the incorporated limits of the city in which the students' school is located.~~
 - c. ~~Twenty-five cents per mile [1.61 kilometers] for each schoolbus and school vehicle transporting students who reside within the incorporated limits of a city in which the students' school is located.~~

- 1 d. ~~Twenty cents for each one way trip by a student who rides a schoolbus or a~~
2 ~~commercial bus to or from school and who resides within the incorporated~~
3 ~~limits of the city in which the student's school is located.~~
- 4 2. A school district that is entitled to payments for a schoolbus having a capacity of
5 ten or more students is also entitled to receive forty cents per day for each public
6 school student who ~~resides outside the city limits and who~~ is transported in such a
7 bus.
- 8 3. Only a school district abiding by the laws of this state with respect to schoolbus
9 standards and schoolbus driver qualifications, as determined by the superintendent
10 of public instruction, may receive payments under this section.
- 11 4. For each student transported by family transportation in accordance with section
12 15.1-30-02, a school district is entitled to receive forty cents per day for each mile
13 [1.61 kilometers] over two miles [3.22 kilometers] measured from the front door of
14 the school attended by the student to the front door of the student's residence,
15 according to the most convenient route of public travel.