

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the department of  
2 public instruction, the school for the deaf, North Dakota vision services - school for the blind,  
3 and the state library; to provide for the distribution of special education payments; and to amend  
4 and reenact section 15.1-02-02 of the North Dakota Century Code, relating to the salary of the  
5 superintendent of public instruction.

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

7 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this  
8 section represent the base level funding component appropriated to the department of public  
9 instruction, the school for the deaf, North Dakota vision services - school for the blind, and the  
10 state library in section 3 of this Act as follows:

11 Subdivision 1.

12 DEPARTMENT OF PUBLIC INSTRUCTION

13 Salaries and wages	\$10,056,952
14 Operating expenses	14,892,308
15 Grants - State school aid	484,053,759
16 Grants - Special education contracts	15,500,000
17 Grants - Transportation	33,500,000
18 Grants - Tuition apportionment	71,600,000
19 Grants - Special education	37,000,000
20 Grants - Revenue supplement	5,000,000
21 Grants - Teacher compensation	50,912,120
22 Grants - Other grants	207,999,083
23 Reorganization bonuses	759,000
24 JPA incentives	1,000,000

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1	Transportation efficiency	30,000
2	National board certification	<u>40,000</u>
3	Total all funds - Base level	\$932,343,222
4	Less estimated income - Base level	<u>295,899,635</u>
5	Total general fund - Base level	\$636,443,587
6	Subdivision 2.	
7	STATE LIBRARY	
8	Salaries and wages	\$2,232,082
9	Operating expenses	1,381,772
10	Grants	<u>1,552,500</u>
11	Total all funds - Base level	\$5,166,354
12	Less estimated income - Base level	<u>1,659,272</u>
13	Total general fund - Base level	\$3,507,082
14	Subdivision 3.	
15	SCHOOL FOR THE DEAF	
16	Salaries and wages	\$5,035,602
17	Operating expenses	1,377,265
18	Capital assets	<u>279,495</u>
19	Total all funds - Base level	\$6,692,362
20	Less estimated income - Base level	<u>1,327,265</u>
21	Total general fund - Base level	\$5,365,097
22	Subdivision 4.	
23	VISION SERVICES - SCHOOL FOR THE BLIND	
24	Salaries and wages	\$2,696,280
25	Operating expenses	607,306
26	Capital assets	<u>67,470</u>
27	Total all funds - Base level	\$3,371,056
28	Less estimated income - Base level	<u>846,447</u>
29	Total general fund - Base level	\$2,524,609
30	Total general fund - Section 1	\$647,840,375



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1 Subdivision 3.

2 SCHOOL FOR THE DEAF

3	Salaries and wages	\$105,779
4	Operating expenses	137,018
5	Capital assets	<u>(129,495)</u>
6	Total all funds - Adjustments/enhancements	\$113,302
7	Less estimated income - Adjustments/enhancements	<u>(363,103)</u>
8	Total general fund - Adjustments/enhancements	\$476,405

9 Subdivision 4.

10 VISION SERVICES - SCHOOL FOR THE BLIND

11	Salaries and wages	\$177,735
12	Operating expenses	13,452
13	Capital assets	<u>74,630</u>
14	Total all funds - Adjustments/enhancements	\$265,817
15	Less estimated income - Adjustments/enhancements	<u>(2,330)</u>
16	Total general fund - Adjustments/enhancements	\$268,147
17	Total general fund - Section 2	\$76,359,321
18	Total special funds - Section 2	\$30,037,707
19	Total all funds - Section 2	\$106,397,028

20 **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the  
21 funds as may be necessary, are appropriated out of any moneys in the general fund in the state  
22 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
23 other income, to the department of public instruction, the school for the deaf, North Dakota  
24 vision services - school for the blind, and the state library for the purpose of defraying the  
25 expenses of those agencies, for the biennium beginning July 1, 2007, and ending June 30,  
26 2009, as follows:

27 Subdivision 1.

28 DEPARTMENT OF PUBLIC INSTRUCTION

29	Salaries and wages	\$11,811,194
30	Operating expenses	21,088,294
31	Grants - State school aid	724,165,879

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1	Grants - Special education contracts	17,500,000
2	Grants - Transportation	33,500,000
3	Grants - Other grants	227,530,806
4	JPA incentives	2,000,000
5	Transportation efficiency	30,000
6	National board certification	<u>40,000</u>
7	Total all funds	\$1,037,666,173
8	Less estimated income	<u>326,080,447</u>
9	Total general fund appropriation	\$711,585,726
10	Subdivision 2.	
11	STATE LIBRARY	
12	Salaries and wages	\$2,631,040
13	Operating expenses	1,477,772
14	Grants	<u>1,752,500</u>
15	Total all funds	\$5,861,312
16	Less estimated income	<u>1,881,600</u>
17	Total general fund appropriation	\$3,979,712
18	Subdivision 3.	
19	SCHOOL FOR THE DEAF	
20	Salaries and wages	\$5,141,381
21	Operating expenses	1,514,283
22	Capital assets	<u>150,000</u>
23	Total all funds	\$6,805,664
24	Less estimated income	<u>964,162</u>
25	Total general fund appropriation	\$5,841,502
26	Subdivision 4.	
27	VISION SERVICES - SCHOOL FOR THE BLIND	
28	Salaries and wages	\$2,874,015
29	Operating expenses	620,758
30	Capital assets	<u>142,100</u>
31	Total all funds	\$3,636,873

1	Less estimated income	<u>844,117</u>
2	Total general fund appropriation	\$2,792,756
3	Grand total general fund appropriation - S.B. 2013	\$724,199,696
4	Grand total special funds appropriation - S.B. 2013	\$329,770,326
5	Grand total all funds appropriation - S.B. 2013	\$1,053,970,022

6           **SECTION 4. APPROPRIATION - TUITION APPORTIONMENT.** The sum of  
7 \$76,200,000, included in the grants - state school aid line item in subdivision 1 of section 3 of  
8 this Act, is from the state tuition fund in the state treasury. Any additional amount in the state  
9 tuition fund that becomes available for distribution to public schools is appropriated to the  
10 department of public instruction for that purpose for the biennium beginning July 1, 2007, and  
11 ending June 30, 2009.

12           **SECTION 5. STATE SCHOOL AID AND SPECIAL EDUCATION EXPENDITURE**  
13 **AUTHORITY.** The superintendent of public instruction may expend funds included in the grants  
14 - state school aid and grants - special education contracts line items in subdivision 1 of  
15 section 3 of this Act in payment of grants for educational services that were due in the 2005-07  
16 biennium but which were not filed, claimed, or properly supported by the education provider  
17 until after June 30, 2007.

18           **SECTION 6. DISTRIBUTION OF SPECIAL EDUCATION AID.** The sum of \$400,000,  
19 included in the grants - state school aid line item in subdivision 1 of section 3 of this Act, must  
20 be distributed to reimburse school districts or special education units for gifted and talented  
21 programs upon the submission of an application that is approved in accordance with guidelines  
22 adopted by the superintendent of public instruction. The superintendent of public instruction  
23 shall encourage cooperative efforts for gifted and talented programs among school districts and  
24 special education units. State school aid payments for special education must be reduced by  
25 the amount of matching funds required to be paid by school districts or special education units  
26 for students participating in the medicaid program. Special education funds equal to the  
27 amount of the matching funds required to be paid by the school district or special education unit  
28 must be paid by the superintendent of public instruction to the department of human services on  
29 behalf of the school district or unit.

30           **SECTION 7. PAYMENTS FOR ENGLISH LANGUAGE LEARNER STUDENTS.**  
31 Payments to school districts educating English language learner students, as provided in

1 section 15.1-27-12, must be made by the superintendent of public instruction during the  
2 biennium beginning July 1, 2007, and ending June 30, 2009, using up to \$650,000 of the  
3 amount included in the grants - state school aid line item in subdivision 1 of section 3 of this  
4 Act.

5 **SECTION 8. INDIRECT COST ALLOCATION.** Notwithstanding section 54-44.1-15,  
6 the department of public instruction may deposit indirect cost recoveries in its operating  
7 account.

8 **SECTION 9. STATE AID TO PUBLIC LIBRARIES.** The line item entitled grants in  
9 subdivision 2 of section 3 of this Act includes \$1,200,000 for aid to public libraries, of which no  
10 more than one-half is to be expended during the fiscal year ending June 30, 2008.

11 **SECTION 10. FEES DEPOSITED IN VISION SERVICES - SCHOOL FOR THE BLIND**  
12 **OPERATING FUND.** Any moneys included in the estimated income line item in subdivision 4  
13 of section 3 of this Act, collected for subscription fees or braille fees, must be deposited in the  
14 North Dakota vision services - school for the blind operating fund in the state treasury and may  
15 be spent subject to appropriation by the legislative assembly.

16 **SECTION 11. AMENDMENT.** Section 15.1-02-02 of the North Dakota Century Code is  
17 amended and reenacted as follows:

18 **15.1-02-02. Salary.** The annual salary of the superintendent of public instruction is  
19 ~~eighty eighty-seven thousand five one hundred thirty-one three~~ eighty-eight thousand ~~five~~ one hundred ~~thirty-one~~ three dollars through June 30, ~~2006~~  
20 2008, and ~~eighty-three ninety~~ eighty-three thousand ~~seven~~ five hundred ~~fifty-three~~ eighty-seven dollars  
21 thereafter.