2009 HOUSE EDUCATION

HB 1276

### 2009 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1276

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House Education Committee

Check here for Conference Committee

Hearing Date: January 19, 2009

Recorder Job Number: 7212

Committee Clerk Signature

Minutes:

RayAnn Kelsch, District 34, introduced HB 1276. This bill authorizes an appropriation of \$2.5 million for after school programs. We did have a bill last session and there were a lot of questions about how these programs were actually working, how they were being administered, and whether or not we had enough information at that time to provide an appropriation. During the interim the Interim Education Committee heard lots of information regarding the benefits of after school programs. There are a lot of school districts that have this program and they certainly know the benefits. The value of these programs is probably most prevalent after the implementation of NCLB (No Child Left Behind). One of the requirements on school districts is that all of their students meet AYP and the after school programs became an integral part of maintaining that AYP or addressing AYP issues as they came up. This \$2.5 million would be included in the DPI budget and is outside of the recommended budget request; however, it is my hope that this will be included.

Representative Lois Delmore, District 43, testified in favor of the bill. I was going to draft such a bill when I found Representative Kelsch had already done so and she was kind enough to let me lend my name to it. After school programs are very important in my district in Grand Forks. We are looking for money for those programs. NCLB will make these programs more valuable than ever.

**Representative Joyce Kingsbury, District 15,** testified in support of HB 1276. I visited our after school programs and I can see the benefit for these children.

Dale Patrick, assistant director, DPI, provided testimony in support of the bill.

(Attachment 1) His testimony included information charts and data on current programs.

Don Vangsnes, DMD Associates, testified in favor of the bill. (Attachment 2)

Clyde Naasz, assistant superintendent, Ft. Yates Public and Standing Rock Community

**School**, testified in favor of the bill. We are part of the Missouri River 21<sup>st</sup> Century program.

this program. We have 85% that are members of this program. We have seen massive things

The program has been very, very helpful to our students. Of our K-5 students, 73% are part of

with our student's academics. We are working our way up. In three years we have 18.5% of

our students move "not" to proficient in reading. We have a hands on program with technology

assistance. We offer the academics in a different way than they would see it during the day.

The funding is very important. This past year we took a \$15,000 cut in our program. We try to

run the program the same we have done in the past—we can't. We've had to start the 2<sup>nd</sup>

week in September and we run out of money the 1st week in May. We would like to run it all

year around but you have to have the money to have that happen. The program is not paying

for our busses; we are paying it out of other funds. We have had the program for four years

and this fifth year we are involved with Missouri River. We've seen a lot of things happen for

our students.

**Representative Hunskor:** Who takes care of the staffing? How do you determine who qualifies? Is it voluntary?

Naasz: It is voluntary. The students apply. We have not turned any students away. Ninety-five percent of our staff is our day staff. It gets to be a long day but they know the students

Hearing Date: January 19, 2009

and students are getting the help they need. Our teachers know where a student is when they need help. That's been very beneficial.

**Representative Schatz:** Are your staff required to do this? Is it a voluntary situation on their part?

**Naasz:** It is voluntary—they apply for the position. We have had more staff wanting to do it than we have openings for finance-wise. They have taken ownership and are sold on this program. Behavior of the kids involved in the program is also so much better because they want to be a part of it.

Representative Schatz: What is the compensation for the teachers?

Naasz: We are paying them \$13 per hour. That is our school policy and negotiation agreement. It isn't a lot of money, but we do is we give them a prep hour that they get paid for as well as the hours that they are working. They also feed them a snack and an evening meal. We offer them so much per night.

Representative Rust: Would you say that transportation is problem in rural areas?

**Naasz:** We run a late bus for athletics and so we run that along with this. Where we run into problems is with it getting to be a very long day for our little kids. It says a lot for our program that they and their parents are willing to put up with it. At our site in Ft. Yates we have 230 kids each night, there are 65 each night at Cannon Ball, and 32 each night at Selfridge. Kids, staff and parents are sold on this program. It also provides a place for students to go after school in case there is no one at home.

Diane Pedersen, teacher at the Finley-Sharon School District, testified in favor of the bill.

(Attachment 3)

Vice Chairman Meier: What do you charge currently for your program?

Pederson: For one student it is \$50 and for two family members it's \$75 per month.

Page 4
House Education Committee
Bill/Resolution No. HB 1276
Hearing Date: January 19, 2009

Anna Truax, sixth grade student at Hope-Page Elementary School, testified in favor of the bill. (Attachment 4)

Del Quigley, principal, Lincoln Elementary, Dickenson, testified in favor of the bill. I also supervisor the 21st Century grant schools for the REA in SW North Dakota and supervise schools having after school programs not funded by the grant program. There are 394 students enrolled in the region. In Dickenson we are open after school for three hours every day. In the outlying schools such as Beach and Hebron they are open one hour in the morning before school and after school for two hours. In our non-school days we are open for services to children and we have a summer program open for our students and we'll have over 200 students during the summer. Eighty five percent of the families in SW ND and 82% statewide have all adults in the family working outside of the home. Gone are the days when one parent stayed home. In the Dickenson and the SW program, we maintain 65% to 75% educational activities. It is not just a babysitting service. Students are actively engaged. Our community is very supportive of the program. We have 3 major industries that report that since we have started the program they have virtually no parents leaving at 3:15 to transport them to after school or to home where they will be by themselves. And, they have virtually no phone calls from children. Our summer programs are also 65% to 75% academically related. There is much scheduled physical activity. 21st Century grants offers go only to schools that are 40% or greater free and reduced lunch counts. My school, Lincoln, does not qualify so we run ours with parent fees. I have students losing out on this educational opportunity because parents cannot afford to send them. Not qualifying is devastating to small schools. They cannot run a program unless they find outside dollars someplace. There are currently seven grandparents raising children in my school. They need some assistance.

Hearing Date: January 19, 2009

Representative Mueller: Is the curriculum you run pretty much a local call? Do you figure out what you need and put that in place?

Quigley: We figure out what we need on a local level except it is important that the federal mandate is that it be between 60% and 70% academic based. It often ties in with what is taught during the day and supplements that.

**Representative Mueller:** We see a lot of federal money involved in this. Is that in any jeopardy?

Quigley: Not that I'm aware of. I don't get any of the federal money for my school.

**Chairman Kelsch:** Last session there was a fear that dollars would be cut or go away. Just as all federal educational monies, we just don't know.

Representative Hunskor: Is the percentage involved equal among the grade levels?

**Quigley:** As they get older you start seeing less and less. When children start off in the program in kindergarten or first grade they are more apt to stay in as they get older.

The parents see the value of their continuing in the program as well. We are seeing an increase numbers in 6<sup>th</sup> grade. Parents know when they are in safe environment, it's important.

**Representative Mock:** You mentioned a 1:7 and 1:14 adult to student ratio. Does that depend on the grade level?

Quigley: What social services recommends is 1:14. If I'm running an in-home child care its 1:7. We stay below that 1:14.

Veronica Zietz, executive director of the Arc of Bismarck, testified in favor of the bill.

(Attachment 5)

Chairman Kelsch: Why do you believe that special needs children would be not be included?

Hearing Date: January 19, 2009

**Zietz:** It would not be specifically that they would be not included; I think there needs to be more outreach. (Unintelligble)

Boyd Strand, Minot Public Schools Learning Center, testified in favor of the bill.

(Attachment 6)

Lori Zahradka, co-project director, Red River Valley Extended School Program, testified in favor of the bill. (Attachment 6)

**Representative Mock:** In a lot of the testimony there is talk about not qualifying for federal funding. Would this appropriation make it so that every school district in ND that wishes to pursue an after school program can have the program without charging a fee to students.

**Zahradka:** They would probably charge fees but there would some money to give scholarships to families who cannot afford the fees. It would certainly help the economically disadvantaged students.

**Zahradka:** Cavalier which no longer receives any funding, charges \$40 per student per month. In Grand Forks it is \$270 a month. There is a range.

Renee Moon, co project director, Red River Valley Extended School Project: Our fees range from \$15 per month to \$90 a month. She also provided testimony in favor of the bill. (Attachment 7)

Bruce Murry, lawyer with the ND Protection and Advocacy Project, testified in favor of the bill. (Attachment 8)

Marc Bluestone, superintendent of the New Town Public School District, testified in favor of the bill. (Attachment 9)

John Leininger, project director, South East Education Cooperative, testified in favor of the bill. (Attachment 10)

Page 7 House Education Committee Bill/Resolution No. HB 1276 Hearing Date: January 19, 2009

Hearing closed.

Karen Alm, SEEC After School Outreach Coordinator, Page ND, provided written

testimony in favor of the bill. (Attachment 11)

### 2009 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1276

**House Education Committee** 

Check here for Conference Committee

Hearing Date: January 19, 2009

Recorder Job Number: 7246

Committee Clerk Signature

Minutes:

Chairman Kelsh opened discussion of HB 1276.

Representative Hunskor: When we think of all the students needing academic help in ND. They are frustrated in the lower grades and they are having difficulty. Maybe \$2.5 million is cheap. Maybe we need more. You think of the frustration of kids and parents when these kids go through school for 8, 10, 12 years; if that could be avoided. You think of the cost of remedial work. If kids get the right start they will be handle the ordinary course work, otherwise they may be getting special needs help for many years. With the frustration that goes with it, you think of potential dropouts if they don't get the right start. There is just host of things that may not always involve money; but it involves kids, parents, and frustrations. I certainly would support more than \$2.5 million because of what it could mean over a period of years.

Chairman Kelsch: I did hear funds are going to be cut; but, when I met with Linda Darling-Hammond, President Obama's education advisor, she indicated that these programs were actually going to receive more money under his administration. That was in July. With the economic stimulus package and if that puts some money toward education, it may be that these types of programs are going to receive more money because they are such a value. We

Page 2

House Education Committee Bill/Resolution No. HB 1276

Hearing Date: January 19, 2009

probably won't see education funding for a while. The way I came up with \$2.5 million was meeting with after school program people this summer.

Representative Mueller: I, too, think it's a great program and certainly don't want to do less than that. There's a difference. I think the \$2.5 million allows students that wouldn't necessarily qualify under the federal government's program to be involved in this. This allows us to expand that a bit.

**Representative Schatz:** I am concerned with HB 1230 and this. Neither of them was in the Governor's budget. Is there a reason they weren't?

Chairman Kelsch: HB 1230 was brought from the legislators in that area and the REA. We had a discussion about after school programs in the Education Commission and I thought we were going to include funding for them, but it did not happen. That's why I put it in as separate piece of legislation. Last year we had a bill for \$5 million but that did not pass. We'll just have to send this to the Appropriations Committee and see if they agree with us not.

Vice Chairman Meier: Are we looking at an amendment to include children with disabilities?

Chairman Kelsch: We need to ask that question. I would interested to know if they have special needs children that are involved in the programs. I think we could probably add a sentence in there as an amendment. It doesn't say they are not included.

Vice Chairman Meier: My question would be if you include those children, would they have to have an instructional aide with them?

Chairman Kelsch: That's one of the questions that we have that we don't know.

**Representative Rust:** I would think it possible that teaching would address that. If they are placed in the after school program then the support people would go with them.

Dale Patrick, DPI: Yes, it does cost extra money. They do have to follow the IEP. It would be special education money. There is nothing to preclude Special Education students.

Representative Rust: That would be consistent. There are summer programs for them.

**Representative Hunskor:** Is there any way to know based on the schools that would qualify, if this would be a major impact in their expenses or this going to be just a small amount of what they would need?

**Chairman Kelsch:** Dale Patrick said it would serve an additional 1500 kids. I don't know how many school districts that would be. I would assume in a lot of these programs that the school district is paying for staff and you charge fees in all situations.

Patrick: The fee-reduced kids pay nothing. The charges for others vary in the \$40 - \$60 range per month.

Chairman Kelsch: I think they were right when they stood up there and said that once you get these going in a community and no longer qualify for federal funds the following year the communities really, really work to come up with the resources to keep these going

**Representative Heller:** Is everybody in this legislative body going to have to approve the funding for this?

Chairman Kelsch: If it's not included during the following year in a budget, then every year we have to come in ask for an appropriation again. If we pass this, I'm guessing it may be included in DPI's budget. That's typically what happens once these programs are successful.

**Representative Rust:** This is for providing competitive grants so therefore let's not mistake that every school is going to be eligible for this.

Chairman Kelsch: Do we want to add that language in or do we feel comfortable that special needs kids are not included?

Representative Heller: Personally, I would put it in here.

Dave Loyce, superintendent of schools, Minot: You can't eliminate special education or you lose federal money.

Hearing Date: January 19, 2009

**Representative Wall:** Do you think this is outreach based where if you have a child at home you have to provide some after school program.

**Loyce:** Not after school. We do provide outreach for children that are homebound where it's medical. . . . If the child's EIP says it's provided, then it is provided.

**Representative Mueller:** We have a disconnect with the federal language. We talk about after school programs and I think federal funds are for before and after school programs. Is that a change we need to consider?

**Representative Hanson:** If a home school parent wants to put their student in the program, do you have to accept them?

Loyce: I've never been asked. I'd have to check the federal law because our program is based on that. Truthfully, if they came to me, I would probably say yes. It would seem strange that they keep them home all day long. We have had some that wanted to use us as babysitters and we refused that. They wanted to drop them off from 10 until 11 on Monday or Thursday because mom needs a haircut. We say no to that.

Vice Chairman Meier: How many students in your school system with disability are actually in those after school program? Do you have an instructional aide with them?

Loyce: I don't how many. If it's in their IEP we have an instructional aide.

Chairman Kelsch: Do you think it's necessary for us to add the "before school" at this stage.

**Loyce:** In Minot's case, it is important.

Chairman Kelsch: How do you staff that?

**Loyce:** We build it into our schedule. The teachers understand the importance and the demand. They are used to it.

Chairman Kelsch: We will hang on to this as we are the rest of our appropriation bills and then we will prioritize them and determine what direction we are going with money this session.

### 2009 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1276

House Education Committee

Check here for Conference Committee

Hearing Date: February 3, 2009

Recorder Job Number: 8544

Committee Clerk Signature

armen Hart

Minutes:

Vice Chair Lisa Meier moved to reduce the appropriation from \$2.5 million to \$1 million. Rep.

Mike Schatz seconded that amendment.

Chairman Kelsch: One of the issues in the stimulus package that we are unsure of that has

been talked about in the senate but don't exactly know what is going to happen with is some

funding for afterschool programs for at risk students. I am fairly confident that we will have a

program somewhat similar to No Child Left Behind. I know that the afterschool programs have

been very beneficial to helping school districts with AYP.

Rep. Karen Karls: I checked on what their budget is. Last biennium it was \$9 million in

federal funds. Next biennium is \$7.5 million federal funds.

A voice vote was taken to accept the amendment. The motion carried.

Vice Chair Lisa Meier moved for a Do Pass as Amended on HB 1276. Rep. Phillip Mueller

seconded the motion.

DO PASS AS AMENDED AND REREFERRED TO APPROPRIATIONS, 12 YEAS, 2 NAYS.

Rep. Phillip Mueller is the carrier of this bill.

90632.0101 Title.0200

### Adopted by the Education Committee February 3, 2009

VR 214/09

### PROPOSED AMENDMENTS TO HOUSE BILL NO. 1276

Page 1, line 4, replace "\$2,500,000" with "\$1,000,000"

Renumber accordingly

Date:	2-3-69
	Roll Call Vote #:

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House Education				Com	mittee
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Legislative Council Amendment Nur	nber <sub>.</sub>	90	0632.0101		
Action Taken	☐ Do 1	Not Pas	ss PAmended		
Motion Made By Repmeie		Se	conded By Rep Sc	hat.	
Representatives	Yes	No	Representatives	Yes	No
Chairman RaeAnn Kelsch			Rep. Lyle Hanson		
Vice Chairman Lisa Meier			Rep. Bob Hunskor		
Rep. Brenda Heller			Rep. Jerry Kelsh		
Rep. Dennis Johnson			Rep. Corey Mock		
Rep. Karen Karls			Rep. Phillip Mueller		#
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Date:_	2-3-09	
	Roll Call Vote #	2

### 2009 HOUSE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO. 12-76

House Education				Com	mittee
☐ Check here for Conference C	ommitt	ee			
Legislative Council Amendment Nun	nber .				
Action Taken Do Pass	☐ Do I	Not Pa	ss Amended		
Motion Made By Rep Me	ier	Se	econded By Rep Mu	eller	
Representatives	Yes	No	Representatives	Yes	No
Chairman RaeAnn Kelsch	·V.		Rep. Lyle Hanson	レレ	
Vice Chairman Lisa Meier	V		Rep. Bob Hunskor	V	
Rep. Brenda Heller	· · ·	<u> </u>	Rep. Jerry Kelsh		
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REPORT OF STANDING COMMITTEE (410) February 4, 2009 1:37 p.m.

Module No: HR-22-1628 Carrier: Mueller

Insert LC: 90632.0101 Title: .0200

#### REPORT OF STANDING COMMITTEE

HB 1276: Education Committee (Rep. R. Kelsch, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REREFERRED to the Appropriations Committee (12 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1276 was placed on the Sixth order on the calendar.

Page 1, line 4, replace "\$2,500,000" with "\$1,000,000"

Renumber accordingly

2009 HOUSE APPROPRIATIONS

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### 2009 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1276

House Appropriations Committee Education and Environment Division

Check here for Conference Committee

Hearing Date: February 10, 2009

Recorder Job Number: 9060

Committee Clerk Signature

Minutes:

Chairman Skarphol: Called the Committee to order to discuss HB 1276, appropriation to

provide after school learning programs.

Rep. Hawken: Motion to Do Pass.

Rep. Onstad: Second

Chairman Skarphol: Rep. Hawken would you bring us up to speed on this?

Rep. Hawken: You made a comment on HB 1230, that you'd like to see this stay alive and I

guess that would be my thought process as well. Whether it stays the same or changes if we

move forward. This is an important component and I would like to see us let it continue.

Rep. Onstad: Some of the schools already have it, it's not perceived as a babysitting class. It

adds to an after school tutorial program and really is adding to students' grade improvements

because they have that additional contact to work on homework, it has multiple benefits and I

hope we can pass it.

Rep. Wald: How prevalent is it?

Rep. Hawken: Most of the schools have it and this will aid some of the school districts that

don't have a Y program or something that they can pull in. What Rep. Onstad brings out

about the tutoring, that is a positive by product of this. It is done in a positive situation. It

Hearing Date: February 10, 2009

doesn't feel so much like school and so the kids feel good about what they are doing. Fargo has had it for a number of years; in some instances parents help us defray the cost. I'd like to see some of the rural communities be able to do some of this.

**Chairman Skarphol:** Do you think this is designed to offer to new programs as opposed to the existing ones?

**Rep. Hawken:** That was my understanding, it could be. There was more money in this originally.

Chairman Skarphol: It doesn't say that anywhere in the bill.

Rep. Hawken: It doesn't say that it's not, either.

**Rep. Wald:** Addressing Joe Morrissette, OMB Staff, Joe, was this in the Governor's? Was there any money for the program and this is additional?

Joe Morrissette, OMB Analyst: No general fund money in the Governor's budget.

**Rep. Kroeber:** This is an excellent program, we have it in Jamestown basically run by the Y but it is held in the schools. It is a very good program.

Chairman Skarphol: This would be a new initiative, however.

Rep. Williams: Question for Rep. Kroeber, up through ninth grade?

**Rep. Kroeber:** Ours are not through ninth grade, ours are through the elementary grades. They are basically K-5.

Rep. Williams: Same as in Wahpeton. I didn't understand up through ninth grade.

**Rep. Wald:** I have a grandson in the Dickinson system and is this cookies and the milk after class ends until 5:00 when they can be picked up and the little nap on the mat and all that kind of thing? My son pays for whatever the little fee is.

Page 3

House Appropriations Committee

Education and Environment Division

Bill/Resolution No. 1276

Hearing Date: February 10, 2009

Rep. Hawken: There are different after school programs. It could be. There are also after

school programs that are more tutoring. They may well have an after school snack. It is not

babysitting. It is activities, it is tutoring, and it is a number of things. It does depend on the

ability to pay.

Rep. Wald: Would you object if we said through grade 6? I move that amendment.

Chairman Skarphol: We have a motion to change that to grade six on line #9. Is there a

second?

Rep. Williams: Second.

Chairman Skarphol: Further discussion?

Rep. Onstad: I am going to oppose that because junior high is pretty critical. Right after

school, they start getting into trouble, etc. We would lose that if we don't keep it at grade nine.

I'm gonna resist the amendment.

Chairman Skarphol: Take a roll on the amendment, to change it to grade six.

Do Pass: Yes 5, No 3, Absent 0. Motion carries.

**Chairman Skarphol:** What are the Committee wishes on the bill?

Rep. Hawken: Do Pass as amended.

Rep. Onstad: Second.

Do Pass: Yes 7, No 1, Absent 0. Motion carries. Carrier: Rep. Hawken.

### 2009 HOUSE STANDING COMMITTEE MINUTES

### **Bill No. HB 1276**

**House Appropriations Committee** 

Check here for Conference Committee

Hearing Date: February 11, 2009

Recorder Job Number: 9285

Committee Clerk Signature

Minutes:

Chairman Svedjan reopened the hearing on HB 1276.

Rep. Hawken: this bill has an amendment 90632.0201 which replaces on line 9 the number 9 with 6. (See attachment) Motion Made by Rep. Hawken to move the amendments; Seconded By Rep. Wald.

**Rep. Hawken:** this simply changes the grade level that this bill would affect. This bill deals with after school programs. It is a granting program and is something that we would like to keep up and around because of the positive aspects it has added in other areas. It could be affect by stimulus money. This is a grant program to allow schools to have after school programs. These programs are more of a tutoring program.

Rep. Bellew: This would not take the place of a day care or something like that.

**Rep. Hawken**: They do tutoring and they would be learning things with the students that are there. It is not extended day care. It is a program.

**Rep. Dosch**: Do we know what we are anticipating increasing the funding right now with K-12? I find it difficult to think they cannot find it in their budget to do this now. What kind of an increase in new dollars are they looking for to do this?

Page 2 House Appropriations Committee Bill No. HB 1276.

Hearing Date: February 11, 2009

**Rep. Hawken**: I think the increase is in the neighborhood of \$110 million. That is because of moving to the 70%.

Rep. Berg: I think Fargo already has these.

Rep. Hawken: they already have this. It is a grant program. There are a number of groups that would like to have this but don't have a Y that can do it. This would provide some funding to do that. I am not sure how they envision this totally being done. I do know that the programming for this kind of thing is really positive in the lives of kids. The school district would be the ones putting this together where places don't have a Y. It would be a comprehensive grant.

Voice vote Carried.

Motion Made to Do Pass As Amended by Rep. Hawken: Seconded by Rep. Meyer

Vote 14 Yes 11 No 0 Absent carrier: Rep. Hawken

Hearing closed.

Date: Feb. 10, 2009 Roll Call Vote #: 1

### 2009 HOUSE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO.

House Appropriations Education and Environment					Committee	
☐ Check here for Conference	Commit	tee		_		
Legislative Council Amendment Nu	ımber					
Action Taken Do Pass	☐ De	o Not F	Pass			
Motion Made By Rep. Zlau	Iken	Se	econded By Rep. O.	nslao		
Representatives	Yes	No				
Bob Skarphol – Chairman	V		Representatives Joe Kroeber	Yes	No	
Francis Wald - Vice Chairman			Kenton Onstad	<del> </del>		
Kathy Hawken			Clark Williams	1		
Matthew M. Klein				-		
Bob Martinson				<del> </del>		
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Prepared by the Legislative Council staff for House Appropriations - Education and Environment February 10, 2009

### PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1276

Page 1, line 9, replace "nine" with "six"

Renumber accordingly

Date: 46.10,2009 Roll Call Vote #: 2

## 2009 HOUSE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO. 1276

House House	Appropriations Edi	ucation a	nd Env	vironment	Com	mittee
Check here	for Conference (	Committ	ee		<del></del>	
Legislative Counc	cil Amendment Nu	mber	a	mendment being	draf	ted
Action Taken	Do Pass	□ Do	Not F	Pass Amended		-
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Bob Skarphol – (		V		Joe Kroeber	1	
Francis Wald – V	ice Chairman	V	·—.	Kenton Onstad		
Kathy Hawken Matthew M. Kleir		V		Clark Williams		
Bob Martinson	<u> </u>	<del>                                     </del>	<u> </u>			
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Bill Carrier	Rep. H	awk	en			
If the vote is on an	/ amendment, briefl	y indicate	e intent			
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Date:	-2/11/09
Roll Call Vote #:	

## 2009 HOUSE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO. 1276

### **Full House Appropriations Committee** ☐ Check here for Conference Committee Legislative Council Amendment Number 906320201 adopt prendment. 0201 Action Taken Motion Made By Handen Seconded By Wald Representatives Yes No Representatives Yes Chairman Svedjan Vice Chairman Kempenich Rep. Skarphol Rep. Kroeber Rep. Wald Rep. Onstad Rep. Hawken Rep. Williams Rep. Klein Rep. Martinson Rep. Delzer Rep. Glassheim Rep. Thoreson Rep. Kaldor Rep. Berg Rep. Meyer Rep. Dosch Rep. Pollert Rep. Ekstrom Rep. Bellew Rep. Kerzman Rep. Kreidt Rep. Metcalf Rep. Nelson Rep. Wieland (Yes) \_\_\_\_\_ No \_\_\_\_ Total Absent Floor Assignment If the vote is on an amendment, briefly indicate intent:

Voice Vote - Carries

Date: Roll Call Vote #:	2/11/09
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# 2009 HOUSE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO. \_\_\_\_/274

### Full House Appropriations Committee

Legislative Council Amendment Nu	ımber		90632.0201					
Action Taken	lass	1-3	90632.0201  Lineraled  Seconded By Mayor					
Motion Made By Musselm	,	\$	Seconded By Mune	7				
Representatives	Yes		······································					
Chairman Svedjan	108	No	Representatives	Yes	No			
Vice Chairman Kempenich	<del> </del>	- V						
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Rep. Skarphol	<del>                                     </del>		Bon Krock					
Rep. Wald	+ -		Rep. Kroeber Rep. Onstad					
Rep. Hawken	1 ./	<del>`</del> _	Rep. Williams	+ 4				
Rep. Klein		<del></del>	Trep. Williams					
Rep. Martinson				_				
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Rep. Delzer		1/	Rep. Glassheim	+				
Rep. Thoreson			Rep. Kaldor					
Rep. Berg			Rep. Meyer	1				
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oor Assignment <u>Jun</u>	See			<del></del>				

REPORT OF STANDING COMMITTEE (410) February 16, 2009 2:21 p.m.

Module No: HR-27-2923 Carrier: Hawken

Insert LC: 90632.0201 Title: .0300

### REPORT OF STANDING COMMITTEE

HB 1276, as engrossed: Appropriations Committee (Rep. Svedjan, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (14 YEAS, 11 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1276 was placed on the Sixth order on the calendar.

Page 1, line 9, replace "nine" with "six"

Renumber accordingly

2009 SENATE EDUCATION

HB 1276

### 2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 1276

Senate Education Committee

Check here for Conference Committee

Hearing Date: March 3, 2009

Recorder Job Number: 10031, 10080

Committee Clerk Signature

### Minutes:

Chairman Freborg opened the hearing on HB 1276. All members were present.

Dale Patrick, Assistant Director, Department of Public Instruction, testified in favor of the bill.

See written testimony.

Senator Lee asked if the Department of Public Instruction has funding in their budget for these after school programs.

Dale Patrick said the department has no state funding for after school programs. It is all federal dollars specifically identified for after school programs.

Senator Lee asked why this wasn't included in the Department of Public Instruction budget if it was a priority for them.

Dale Patrick said because it was a federal grant and there have not been any state dollars in the program. They didn't look at it.

Senator Taylor asked how many school districts would meet the 40% free and reduced criteria.

Dale Patrick said he is not sure, probably about 50%. We have 200 school districts and half are currently qualifying.

Senator Taylor said on page 6 of the testimony, in some categories the ESP starts out higher than the others, so they are not in the programs because of low scores?

Hearing Date: March 3, 2009

Dale Patrick said it could be because of poverty, they have to meet the 40% free and reduced and it does not necessarily mean they were low performing.

Senator Flakoli asked how many students were involved in Cannonball.

Dale Patrick said he doesn't know.

Senator Flakoll said the language in the bill says this is for K - 6. What are we doing for those with developmental disabilities that would be beyond the scope of those grades for after school programming?

Date Patrick said any student who wishes to participate in the after school program is allowed to participate under the same conditions as regular school attendance.

Senator Flakoll asked why there is the K – 6 language.

Dale Patrick said Representative Kelsch put it in the bill because the majority of the students who attend the after school program are in grades K – 8. Older kids typically have other activities after school and they are not interested in the program.

Senator Flakoll asked about the qualifications, is it free and reduced or is it academic deficiency based.

Dale Patrick said it is both. If a school has 40% free and reduced, all students qualify. If a school is low performing, all students qualify. Some schools who qualify choose not to participate. Sometimes they could not get staff because the Department of Public Instruction strongly recommends they use certified teachers in the programs and they are difficult to get for some school districts.

Bruce Murry, North Dakota Protection and Advocacy Project, testified in favor of the bill. See written testimony.

Veronica Zietz, The Arc of Bismarck, testified in favor of the bill. See written testimony.

Senator Bakke asked if there are waiting lists for the programs.

Hearing Date: March 3, 2009

Veronica Zietz said she is not aware of whether or not there are waiting lists. She has heard concern expressed by parents of children with disabilities that they don't feel activities are always inclusive or there is not enough outreach to get them involved.

Senator Bakke asked if there are cases where students have been denied participation in the programs.

Veronica Zietz said she does not know of specific cases where participation has been denied.

They have expressed to her they do not feel activities are inclusive enough for children with disabilities.

Senator Flakoll asked about the reference in her testimony to outreach to children with disabilities "and their families". What is the meaning of "and their families".

Veronica Zietz said it means if the students are benefitting, the families are benefitting, too.

Representative Delmore testified in favor of the bill. She is a teacher at Red River High School and her son has gone through the Grand Forks system. She knows the benefit of after school programs.

Bev Nielson, North Dakota School Boards Association, testified in favor of the bill. They have a resolution in support of after school program funding. Everyone wants better academic results from our kids. With at risk students particularly, if we don't start doing some things differently, we can't expect different results.

Senator Flakoll asked her thoughts on language specific to students with developmental disabilities.

Bev Nielson said with the requirements for inclusiveness of students with disabilities, she would be surprised if they were not included. This is the first she has heard about it.

Warren Larson, North Dakota Council of Educational Leaders, testified in favor of the bill. The Williston Public Schools have been involved with the program for a number of years. They

saw their test scores rise measurably. This fills a real niche in the community. Students with disabilities were an issue early on because it is very costly but they tackled it head on and provided programs for them. The bill would help with excess costs.

Senator Flakoll asked what test scores went up.

Warren Larson said their MAP test scores went up measurably. He can't quote NAPE exactly. Senator Flakoll asked his thoughts on students with developmental disabilities.

Warren Larson said the first year it was an issue they dealt with. They did not deny them privileges; they had to determine ways to meet their needs. When you move into after school, you don't always get your teachers, they struggled with staffing. They were able to do it. He couldn't see how they could or should be denied.

Marc Bluestone, Superintendent of New Town Public Schools, testified in favor of the bill. See written testimony.

Senator Flakoll asked if the stimulus money will target after school programming.

Marc Bluestone said with all the rhetoric with the stimulus package, some of the title funding they were relying on for the first go around, their school district would benefit about \$110,000 each year for two years, is now seeming to go to a competitive grant. It is hard to tell what is going to happen next.

Senator Taylor said 125 students are doing the academic tutoring and enrichment, how many students are doing the physical and cultural enrichment? Does he find when kids are physically active, does that improve their academics?

Marc Bluestone said they require all the students that go to the boys and girls club to participate in an hour and half of "power hour", homework and reading, before they get to the other programs. A recent study in their school district, a part of their preparation to write a

Hearing Date: March 3, 2009

Carol White physical education grant, that shows 65% of their students are not healthy, that are obese and the extracurricular activity helps their health and helps them rest at night. Senator Bakke asked how much money they get through the 21st Century grant.

Marc Bluestone said this go around, a 3-5 year funded grant; they got \$541,000 for all the schools. He was the primary grant writer. Previously, they had another 21st Century grant for a 5 year project that was \$2 million that included all the schools on the reservation. All the schools are on high poverty level and other at risk factors. There are additional tribal funds that go to after school activity and the school district allocates \$100,000.

Senator Bakke said the bill is for \$1 million. If he is spending \$500,000, would the \$1 million be substantial enough? How much school district money goes into the program?

Marc Bluestone said \$100,000 and that also includes their summer activities. They have 18 teachers hired, their hourly rate is from \$21 - \$39. The original House bill had an appropriation of \$2.5 million and that would have been a more accurate range. They are fortunate, on the Fort Berthold reservation, they do not charge anything to the families to participate. Other programs have to charge. In New Town, they provide meals and snacks and transportation. It keeps the children safe.

Fern Pokorny, North Dakota Education Association, testified in favor of the bill. Anything that can help expand the program would help. If fully funded, it would serve 7000 kids, it serves 5000 now. She provided charts showing funding changes (attached).

Kari Helgoe, Site Director, Cavalier Extended School Project, testified in favor of the bill. See written testimony.

Dr. Larry Nybladh, Superintendent of Grand Forks Public Schools, testified in favor of the bill. He focused on the academic portion of the Grand Forks program. Until last year, Title 5 supported their after school program from the federal government. That title no longer exists. Page 6 Senate Education Committee Bill/Resolution No. 1276 Hearing Date: March 3, 2009

There are no monies available currently nor will there be in the stimulus program. In 2003 the Grand Forks Public Schools received \$119,000 for this program. In 2007 they received \$32,000. In 2008 they received \$0. As a new superintendent to the district, he was confronted immediately with the problem of what to do about that. They had a history of a highly successful program. As a new superintendent he was met with a lot of requests. This was one exception he made to their budget despite the fact he was asked by the school board for a 5 mill reduction in the budget in his first month on the job. These are kids that are the needlest in the district academically. He allotted \$10,000 to keep the program alive. He has staff that volunteers their time to keep the program alive this year as they look for a solution. In Grand Forks they used the former Title 5 funds to develop and maintain school homework clubs.

They focus on academic skills and getting homework done. These were targeted to non Title 1

schools. Title 1 schools will see stimulus dollars and get money for after school programs. \$10,000 doesn't cut it in their district, he suspects \$1 million won't cut it across the state but at least it is a sign of support. In a Grand Forks study of these programs the last 3 years, based on the assessment of teachers, of 253 students, 100% of the teachers were surveyed, the improvement was: 68% improved in turning in homework on time, 63% improved on completing homework to the teacher's satisfaction, 60% improved on participating in class, 58% improved on volunteering in class, 32% improved on attending class regularly, 54% improved on being attentive in class, 53% improved on behaving in class, 72% improved on achievement tests, 59% improved on coming to school motivated to learn, 57% improved on getting along well with others. It is money well spent.

Jack McDonald, YMCA's of North Dakota, testified in favor of the bill. They support activity programs for school children, especially after school programs.



Kayla Pulvermacher North Dakota Farmers Union, testified in favor of the bill. See written testimony.

Ned Strand, Minot Public Schools Community Learning Centers Site Coordinator, testified in favor of the bill. See written testimony. He also submitted the testimony of Mike Anderson, Minot Public School Community Learning Center Site Coordinator.

Chairman Freborg closed the hearing on HB 1276.

Later in the day, Chairman Freborg opened the discussion on HB 1276.

Senator Flakoll asked Senator Bakke if there is a need for language for those with disabilities.

Senator Bakke said she is ok without the language. The IEP is in effect. She doesn't know of any kids denied access to these programs.

Senator Flakoll asked if a 14 year old above grade 6 could participate in the program.

Senator Bakke said a 14 year old in grades K - 6 could participate. If the 14 year old was in  $8^{th}$  grade, they could not participate. All kids K - 6 can participate.

Senator Flakoll asked if excludes students over grade 6.

Senator Bakke said yes.

Senator Freborg asked if the federal funding dried up.

Senator Bakke said yes, they were put towards the war effort.

Senator Flakoll said preliminary talks are that this is high priority area from some of the new work being done at the federal level. That is why it is important to have a vehicle here.

Senator Bakke asked if we have this in place and there is other federal money, we would have a vehicle to filter it through.

Senator Flakoll said there are a lot of "we don't knows" out there. In talking to the prime sponsor on the way to lunch, it seemed it was important to keep this moving forward to insure our eligibility for federal dollars stays intact.

Page 8 Senate Education Committee Bill/Resolution No. 1276 Hearing Date: March 3, 2009



Senator Bakke said the bill started at \$2.5 million.

Senator Flakoll moved a Do Pass and Rerefer to Appropriations on HB 1276, seconded by Senator Taylor.

The motion passed 5-0. Senator Bakke will carry the bill.



Date:	3/3/09	
Roll Call Vote #:	//	

# 2009 SENATE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO. 1276

Senate Education				Com	mittee
☐ Check here for Conference	Committ	ee		···	
Legislative Council Amendment Nu	-				
Action Taken Do Pass	o and	2 Re	refer & approgra	steas	
Action Taken Do Pass Motion Made By Sen, Flato	0//	Se	econded By Sen.	ayer	
Senators	Yes	No	Senators	Yes	No
Senator Freborg	$\nu$		Senator Taylor	1/	110
Senator Gary Lee	V		Senator Bakke	V	
Senator Flakoll	1				
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REPORT OF STANDING COMMITTEE (410) March 3, 2009 3:58 p.m.

Module No: SR-38-3981 Carrier: Bakke Insert LC: Title:

#### REPORT OF STANDING COMMITTEE

HB 1276, as reengrossed: Education Committee (Sen. Freborg, Chairman) recommends DO PASS and BE REREFERRED to the Appropriations Committee (5 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1276 was rereferred to the Appropriations Committee.

2009 SENATE APPROPRIATIONS

HB 1276

#### 2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1276

Senate Appropriations Committee

Check here for Conference Committee

Hearing Date: March 13, 2009

Recorder Job Number: 10896

Committee Clerk Signature

Minutes:

**Chairman Holmberg** called the committee hearing to order on HB 1276 which was an appropriation for afterschool learning programs.

## RaeAnn Kelsch, State Representative, District 34

When this bill was first heard in the House, I introduced it with \$2.5 M dollars. The House reduced that to \$1 M for after school learning programs. The bill is short but I want to give you a bit of history. Most of you know what afterschool learning programs are, but I want to give you further information about the validity of them and the need for this appropriation to pass. The State of North Dakota currently receives \$5.3 M dollars annually and funds eight grants across the state. These are federal dollars and there are about 100 schools that currently participate in the after school programs. There are more than 5,000 students that are enrolled in before and after school programs and with this additional funding, \$2.5 M, there would be about 1500 additional students that could get into the program. Basically, when you look at some of the issues that are in No Child Left Behind, it provides academic enrichment including tutorial services for students. It also offers students a broader array of additional services programs, activities, such as youth development activities, drug and violence prevention, counseling, arts, music and recreational programs. These programs are designed to reinforce and complement the regular academic program for participating students. We do have

Page 2 Senate Appropriations Committee Bill/Resolution No. HB 1276

Hearing Date: March 13, 2009

performance indicators that must be met for these programs. One is achievement; a student regularly participating in the program will show continuous improvement in achievement through measures such as test scores, grades and/or teacher reports. Another is behavior; the students must show improvement on measures such as, school attendance, classroom performance and decreased disciplinary actions or other adverse behaviors. There are core educational services; more than 65% of the centers will offer high quality services in the core academic areas. An example would be reading or literacy, mathematics and science. There is enrichment and support activity; more than 85% will offer enrichment and support activities such as nutrition and health, art, music, technology and recreation. Community involvement; all centers will establish and maintain partnerships within the community to continue to increase levels of community collaboration in planning, implementing and sustaining the programs. Services to families of eligible students; more than 85% of centers will offer services to families with eligible students. Extended hours; all centers will offer services at least 15 hours/week on average and provide services when school is not in session, such as during the summer and holidays. High need communities; all centers will serve students that attend schools that are in need of improvement or are from schools that need or exceed 40% free and reduced meals. Each one of the grantees is required to have a sustainability plan on file with the department and currently the grants that were awarded last year were awarded for a period of up to five years. Then there would be a competition to distribute the funding to those grantees again after they submit their applications. The grants can be awarded for three to five years and they must be awarded to schools identified as high poverty or low performing. What we are seeing with these after school programs is that test or performance results are showing that the students are falling more into the proficient or highly proficient than the students that are not participating in the programs, so these are very valuable programs.

Senate Appropriations Committee

Bill/Resolution No. HB 1276

Hearing Date: March 13, 2009

When we look at the southwestern part of the state, we had about 85% of the families in that area that has school aged students where both parents are working. This gives students the opportunity to receive the necessary skills that they need to be successful. One guestion that may come up is why wasn't this in the DPI budget. It is not the traditional K12 funding. It does not fall into that category. These are competitive grants that are applied for, so they don't necessarily fall into the traditional K12 funding.

Senator Warner: I'm trying to envision how this fits in with the stimulus dollars, do those grants flow directly to the schools, but use of questionnaire and the superintendent of public instruction? They seem to follow some of the same pathways that high needs schools meet and disability schools receive a disproportionate share of the stimulus money anyway. Is this mechanism already in place with a greater sum of money or is there a discretionary funds within the department that the department receives the stimulus that they can dole out.

Rep. RaeAnn Kelsch: It is my understanding that this is a federal program that is already set up and so the federal dollars come to the department of public instruction where they have a competitive grant process that they go through. The \$5.3 M comes directly to the department, so this \$1 M dollars is obviously general fund appropriations. The stimulus money, as I understand it, will not go to the afterschool programs. It does not qualify.

Senator Wardner: Aren't there some programs in place now that do after school, like Latchkey or community action? Are you aware of them?

Rep. RaeAnn Kelsch: The programs that we talked about in our committee were the programs that are directing funds through the school districts. I believe Latch-key is more of a private sector program sometimes run through daycare or sometimes through Parks and Rec.

Page 4

Senate Appropriations Committee

Bill/Resolution No. HB 1276

Hearing Date: March 13, 2009

Senator Christmann: Are the people who are working with these students additional people

that are hired in most cases or are they the regular teachers who are being paid additional

money?

**Rep. RaeAnn Kelsch:** These are typically teachers in the school district who have taken on

the responsibility and will come in after hours to work. In some of the cases that we've heard,

it's not necessarily the same teachers all the time. Some may be flexible and you might end

up with different teachers in there. But they are people who are compensated in some cases

and some aren't. So some are volunteers, but most are compensated.

Rep. Joyce Kingsbury, District 16

I want to lend my support to this bill. It is very important to our area. I have visited the

classroom in Grafton and I can see it's a very well used program. They are playing, studying,

and using computers, very disciplined. I was impressed with the program. I hope the program

can continue.

Dale P. Patrick, Department of Public Instruction

I wanted to answer Senator Wardner's question about the Latch-key program. The Latch-key

program was discontinued by the federal program in 1998 in lieu of this program. In 1998 they

established what was known as the Century program because they saw school's empty after

4:00 at the end of the day. They saw this as a waste of resource and wanted to fill up the

schools with kids. So the afterschool programs began and the federal government ran the

program for four years. In 2002, because the program became so large, the federal

government then turned it over to the states. There are certain requirements and each one of

the states now manages the program.

Senator Krebsbach: Has their been funding included for this in other areas in education in

the past?

Senate Appropriations Committee

Bill/Resolution No. HB 1276 Hearing Date: March 13, 2009

**Dale P. Patrick**: There has been very little funding to afterschool programs in the past.

Sometimes certain schools can use a little bit of their Title I funds. That is limited because it has to be a Title I school.

**Senator Krauter**: Do you have to have a certain percentage of your students Title I eligible to be a Title I school? What is the criteria?

**Dale P. Patrick**: Yes, you do and I can't remember the number but there is a certain percentage. In our program, the way our grant was written, 40% of the kids have to be on the poverty level and use the Free and Reduced School Lunch. We use that standard and we also added the school improvement or Title I.

**Senator Krauter**: What's the Title I eligibility?

Dale P. Patrick: I don't know. I don't do much work in the Title I area.

Fran Pokorny, North Dakota Education Association

Testified in favor of HB 1276. No written testimony, but handed out chart showing federal money distributed to ND and number of children served by No Child Left Behind – see attached # 1.

V. Chair Grindberg closed the hearing on HB 1276 and stated that this bill will go to the subcommittee on the Department of Public Instruction.

# 2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1276

Senate Appropriations Committee
☐ Check here for Conference Committee
Hearing Date: April 2, 2009
Recorder Job Number: 11646
Committee Clerk Signature Rose Janing
Minutes:
Chairman Holmberg opened discussion on HB 1276.
Senator Wardner moved <u>Do Not Pass.</u>
Senator Robinson seconded.
A Roll Call vote was taken. Yea: 13 Nay: 0 Absent: 1
Senator Robinson will carry the bill.

Chairman Holmberg closed the hearing on HB 1276.

# 2009 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1276

Senate Appropriations Committee

☐ Check here for Conference Committee

Hearing Date: April 6, 2009

Recorder Job Number: 11740

Committee Clerk Signature

Minutes:

Chairman Holmberg called the committee to order. Roll call was taken and he opened discussion on HB 1276.

We passed out the other day on the information that was provided by NDEA on HB 1276 which deals with afterschool programs and the information was that the money could be used for all children for afterschool programs. Since that time, the department has provided some pretty overwhelming evidence that stimulus money can be used for any kind of afterschool program, but it only can be used for afterschool programs for Title I students. The bill is on the calendar today for a Do Not Pass 13-0, and I know that there were a few people who are uncomfortable with the Do Not Pass and would prefer to have voted "No" on the Do Not Pass. The best I can do is we can amend the report of the standing committee to have a different vote and you can change your vote that was in the record here for the committee. Someone else can carry the bill.

If you voted "yes" on the committee report and would rather be recorded as voting "no", would you raise your hands? There are six "no" votes.

V. Chair Grindberg: Voted 'no' on the bill?

**Chairman Holmberg**: No. Those that voted "yes". We all voted yes, except one person on the bill itself. Now they would rather be recorded as "no" and the committee report will record

Page 2 Senate Appropriations Committee Bill/Resolution No. HB 1276 Hearing Date: April 6, 2009

you as having voted "no". So the vote 8-6-0 Do Not Pass and I will carry the bill. Thank you for bringing that to our attention.

A Do Not Pass show of hands vote was taken. Yea: 8 Nay: 6 Absent: 0 Chairman Holmberg will carry the bill.

Date: 4-2-09 Roll Call Vote #: /

# 2009 SENATE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO.

Senate	Sena	ate Appr	opria	tions	Comr	nittee
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Legislative Counc	il Amendment N	lumber				
Action Taken	☐ Do Pass	Do No	t Pass	Amended		
Motion Made By	Ware	lner	Se	conded By Robin	so~	
Represe	entatives	Yes	No	Representatives	Yes	No
Senator Wardner		1		Senator Robinson		
Senator Fischer			-	Senator Lindaas	1	- "
V. Chair Bowmar	1			Senator Warner		
Senator Krebsba				Senator Krauter	L-	-
Senator Christma	ann	A		Senator Seymour		
Chairman Holmb	erg	1	-	Senator Mathern	L	
Senator Kilzer		L				
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Date: April 6, 2009 Roll Call Vote #: 2

# 2009 SENATE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO. 1276

Senate Se	nate Appr	opria	tions	Com	mittee
Check here for Conferen		e e		_ Com	) ob e-V
Legislative Council Amendmen	t Number _				
Action Taken Do Pass	S 🕱 Do No	t Pas	S Amended		
Motion Made By	7	Se	econded By		
Representatives	Yes	No	Representatives	Yes	No
Senator Wardner	U		Senator Robinson		4
Senator Fischer	V		Senator Lindaas		
V. Chair Bowman	U		Senator Warner		1
Senator Krebsbach	<i>U</i>	-	Senator Krauter		U
Senator Christmann	V		Senator Seymour		<i>u</i>
Chairman Holmberg	V		Senator Mathern		
Senator Kilzer		-			
V. Chair Grindberg		<del>-</del> 			
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REPORT OF STANDING COMMITTEE (410) April 6, 2009 8:50 a.m.

Module No: SR-56-6201 Carrier: Holmberg Insert LC: Title:

## REPORT OF STANDING COMMITTEE

HB 1276, as reengrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends DO NOT PASS (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1276 was placed on the Fourteenth order on the calendar.

2009 TESTIMONY

HB 1276

# TESTIMONY ON HB 1276 HOUSE EDUCATION COMMITTEE

in one

Monday, January 19, 2009 By Dale Patrick, Assistant Director 328-1644

**Department of Public Instruction** 

Chairperson Kelsch, Members of the Committee:

Thank you for the opportunity to address your committee.

grants across the state in which nearly 100 schools participate.

My name is Dale Patrick representing the Department of Public Instruction in support of House Bill 1276. I manage the 21<sup>st</sup> Century Community Learning Centers Grant (21 CCLC) program funded by the US Department of Education. This program is sometimes referred to as the Before and After School Program. The State of North Dakota currently receives \$5.3 million annually and funds 8

There currently are more than 5000 students enrolled in before and after school programming and this additional funding would allow approximately 1500 more students from high poverty schools to participate. Current federal funding for this program is being administer through the Regional Education Associations and has resulted in decreased administration costs. This collaboration has also allowed schools to leverage more funding for student programming.

Authorized under Title IV, Part B, of the Elementary and Secondary Education Act (ESEA), as amended by the No Child Left Behind Act of 2001, the law's specific purposes are to: (1) provide opportunities for academic enrichment, including providing tutorial services for students (students in high-poverty areas and those who attend low-performing schools as determined on the State Assessment) to meet State and local student performance standards in core academic subjects such as reading, mathematics, and science; (2) offer students a broad array of additional services, programs, and activities, programs, and activities, such as youth development activities, drug and violence prevention programs, counseling programs, art music, and recreation programs, technology education programs, and character education programs, that are designed to reinforce and complement the regular academic program of participating students; and (3) offer families of students served by the community learning centers opportunities for literacy and related educational development.

Objectives identified by the Department of Public Instruction in the performance indicators when the grant was awarded to the State are:

- **1.1 Achievement.** Students regularly participating in the program will show continuous improvement in achievement through measures such as test scores, grades, and/or teacher reports.
- 1.2 Behavior. Students participating in the program will show improvements on measures such as school attendance, classroom performance, and decreased disciplinary actions or other adverse behaviors.
- **2.1 Core educational services.** More than 65% of Centers will offer high quality services in core academic areas, e.g. reading and literacy, mathematics, and science.
- 2.2 Enrichment and support activities. More than 85% of Centers will offer enrichment and support activities such as nutrition and health, art, music, technology, and recreation.
- **2.3 Community involvement.** All centers will establish and maintain partnerships within the community that continue to increase levels of community collaboration in planning, implementing, and sustaining programs.
- 2.4 Services to families of eligible students. More than 85% of Centers will offer services to families of eligible students.

- 2.5 Extended hours. All centers will offer services at least 15 hours a week on average and provide services when school is not in session, such as during the summer and holidays.
- **3.1 High-need communities.** All centers will serve students that attend schools that are in need of improvement or are from schools that meet or exceed 40% free and reduced meals as defined by School Foods.

Grantees are required to have a Sustainability plan on file with the Department. Some components of the sustainability plans include a sliding fee schedule with no student being denied access to the program based upon ability to pay or other local funding sources such as actual cash allocations out of the local district budget, transportation costs, and staff to name a few of those sources.

Grants are geographically distributed throughout the State with the south-central region being the exception. There are no dollars available to allow expansion into any other school districts with the current funding allotment. The current grants were awarded this past year for a period of up to 5 years, at which time there would be a competition to distribute funding to those grantees chosen from the applications submitted at that time. Grants can be awarded for 3-5 years and grants must be awarded to those schools identified as high-poverty or low-performing.

At the end of this testimony is data from several schools that currently participate in 21 CCLC programming. The first is a comparison from an elementary school in Mandan, ND using the North West Evaluation Association (NWEA) Measurement of Academic Progress (MAP) scores from fall to spring. These scores are for the same class of students for both math and reading in grades 3, 4, and 5. It is worth noting that in almost all cases, the gain for those students attending 21 CCLC is higher than the gain for those students not attending.

Pages 7-12 list several schools from across the State that are participating in the program and compares State Assessment scores of those students that participate in the program with students from the same school that do not participate in the program. It should be noted that in most cases, students that participate in the 21 CCLC program score more often at the proficient or advanced level than those students that do not participate in the program as the data demonstrates this to be true for both reading and math.

Your favorable consideration of this funding request would allow many more students to participate in extended learning opportunities and promote enhanced academic achievement.

	Fall '05	Fall '05	Spring '06	Spring '06	Fall '06	Fall '06	(+ or -)
	Math	Reading	Math	Reading	Math	Reading	
3rd ESP	181	173.8	192.2	184.6	193	187	
3 <sup>rd</sup> rest	185	173.6	190.4	183.3	190.1	183.92	
4 <sup>th</sup> ESP	190.5	185.25	201.75	198.25	203.5	205.5	
4th Rest	189.5	181.86	201.25	195	202.125	200.6	
5 <sup>th</sup> ESP	201.25	199.25	209.75	202.75	209.25	203.25	
5 <sup>th</sup> Rest	202	195.8	211.35	205	208.69	204.125	

3 grade reading tabl	e fall '05- fall '06			
ESP	173.8	184.6	187	13.7 increase
Rest (others)	173.6	183.3	183.92	10.32 increase
3 grade math table f	all '05- fall '06			
ESP	181	192.2	193	12 increase
Rest	185	190.4	190.1	5.1 increase
4th grade reading tal	ole fall '05- fall '06			
ESP	185.25	198.25	205.5	20.25 increase
Rest	181.86	195	200.6	18.14 increase
4 <sup>th</sup> grade math table	fall '05- fall '06			
ESP	190.5	201.75	203.5	13 increase
Rest	189.5	201.25	202.125	12.625 increase
5 <sup>th</sup> grade reading tal	ole fall '05- fall '06			
ESP	199.25	202.75	203.25	4 increase
Rest	195.8	205	204.125	8.325 increase
5th grade math table	fall '05- fall '06			
ESP	201.25	209.75	209.25	8 increase
Rest	202	211.35	208.69	6.69 increase

ESP = Extended Sexon Progra

			Reading 2005 *	005 *			Math 2005	1 1 1	
		_ ˈz	Part Prof	ovice Part Prof Proficient Advanced	Advanced	Novice	Part Prof	Part Prof Proficient Advanced	Advanced
Jeannette Myhre Elem School   0800145800K06 CCS	145800K06 CCS	10.34%	0.34% 20.69%	59.77%	9.20%	16.09%		16.09% 52.87%	14.94%
Jeannette Myhre Elem School 0800145800K06 NotCCS	145800K06 NotCCS	%98.6	25.35%	i i	7.75%	13.48%	: 1	50.35%	9.93%
			Reading 2006	\$900			Math 2006		
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Jeannette Myhre Elem School   0800145800K06   NotCCS	145800K06 NotCCS	12.90%	29.57%	50.54%	6.99%	12.37%	25.81%		50.54% 11.29%

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		Reading 2005				Math 2005		
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	Novice	Part Prof	Part Prof   Proficient Advanced	dvanced	Novice	Part Prof	Part Prof Proficient Advanced	Advanced
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McKinley Elem Schod 5100156100K05 NotCCS	9.43%	26.42%	50.94%	13.21%	18.87%	16.98%	64.15%	0.00%
		Reading 2006	900			Math 2006		
								ļ
McKinley Flem Schod 5100156100K05 CCS	4.00%	20.00%		20.00%	8.00%			
McKinley Flem Schod 5100156100K05 NotCCS	6.25%	1	1	25.00% 31.25%	18.75%	21.88%	43.75%	15.63%

				Reading 2005	906			Math 2005		
			Novice	Part Prof	Novice Part Prof Proficient Advanced	Advanced	Novice	Part Prof	Novice Part Prof Proficient Advanced	Advanced
Wilkinson Elem School 5300194120K06 CCS	5300194120K06 (	SCS								
Wilkinson Elem School 5300194120K06 NotCCS	5300194120K06 I		2.40%	2.40% 18.40%	55.20%	24.00%	4.00%	15.20%	4.00% 15.20% 57.60%	23.20%
				Reading 2006	90(			Reading 2006	900	
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Wilkinson Elem School   5300194120K06   CCS	5300194120K06 (	SSS	%00.0		43.75%		0.00%		62.50%	25.00%
Wilkinson Elem School   5300194120K06   NotCCS	5300194120K06 I	VotCCS	5.98%	17.95%	52.99%	23.08%	2.54%	15.25%	55.93%	26.27%

		Reading 2005				Math 2005		
	Novice	Part Prof	Proficient Advanced	Advanced	Novice	Part Prof	Proficient Advanced	Advanced
Cannon Ball Elem 94300312780K06 CCS				!				
Cannon Ball Elem \$4300312780K06 NotCCS	S 41.67%	35.42%	20.83%	2.08%	33.33%	47.92%	16.67%	2.08%
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Cannon Ball Elem \$4300312780K06 CCS	26.47%	44.12%	26.47%	2.94%	23.53%	41.18%		2.94%
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1017 390429 3904296270k	KOB CCS	0000	11.76%	70.59%	17.65%	5.88%		i i	41.18%
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# Testimony of Donald Vangsnes, DMD Associates 21st CCLC Evaluator House Bill 1276 House Education Committee January 19, 2009

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Chairman Kelsch, members of the House Education Committee, I am Don Vangsnes from DMD Associates, a research and evaluation firm under contract with the ND Department of Public Instruction to conduct a statewide evaluation of the 21<sup>st</sup> Century Community Learning Centers – commonly referred to as after-school programs. I am here today to provide some background information and data in support of HB 1276.

A growing body of research and evaluation studies shows that participation in after-school programs can make a difference in students' lives – improving academic achievement, social and developmental outcomes, prevention outcomes and healthy lifestyles. Critical factors in achieving these outcomes include access to and sustained participation in programs, quality programming and strong partnerships (Harvard Family Research Project, 2008). After-school programming under the current 21<sup>st</sup> CCLC umbrella in North Dakota focuses on these critical factors, attempting to provide access to a growing number of schools desiring assistance, but still falling short of meeting the demand.

The 21<sup>st</sup> CCLC program administered by the ND Department of Public Instruction has placed a premium on evaluating the quality of programming as well. DMD is in its second year of evaluation activities – the first year was spent developing a statewide evaluation plan. This second year has been focused on the implementation of a database that provides comprehensive

and uniform data across programs. At the end of this year, the positive anecdotal evidence will be bolstered by more rigorous and detailed analysis of program outcomes.

Key aspects of the evaluation that are important to support expanded funding for after school programs include a closer examination of the "intensity" (hours per week/month) of students participation in after-school programming. It is the sustained participation that is key to positive outcomes for many students. The current evaluation plan includes this variable in its analysis.

Similarly, the analysis of the amount of time devoted to academic enrichment activities is important. The North Dakota 21<sup>st</sup> CCLC programs are required to have 65% of their programming related to academic enrichment activities – all of which are tracked in the database by subject area.

A final key factor in the evaluation of the 21<sup>st</sup> CCLC programs will be the use of test scores to determine whether or not participants actually show progress. In addition to the state assessments, the Measures of Academic Progress (MAP) assessments will be used to track students' academic growth over the year. The MAP assessment format is essentially a pre/post-format that will document the change in math and reading skills from fall to spring.

While we don't have any critical outcomes data yet this year, some preliminary program data that shows the scope of the services provided includes 260,000 contact hours with 4,493 students. (It is estimated that approximately 15% of student/program data is not yet in the database, so the total number of students actually being served exceeds 5,000.)

Selected data from one region's 21st CCLC after-school program includes:

- Serving 723 students at six elementary school sites with a daily average attendance of almost 400 students
- Approximately 44% of the students are free/reduced lunch
- Provided more than 400 sessions of tutoring, homework help, and enrichment activities including on average more than 40 hours of mathematics and more than 40 hours of reading

The intent of my testimony today has been to highlight an important aspect of the 21<sup>st</sup> CCLC programs, i.e., an evaluation process that will document the outcomes of a program that is deemed successful and worthy of state support.

Thank you. If you have any questions, I would be happy to answer them.

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Charperson Xelsch + members of the House Education, Committe, I am Diane Pedersen, Education Committe, I am wans, -non-,
of I have been teaching in the after school program for
I am here to represent the Finley-Sharon School District. We were very fortunate 9 years to be included in the 21st Century After-School Grant for eight years. We did not qualify for the grant for the 2008-2009 school year. Our parents and community were determined to keep the after school program funded. Our story reached the ears of the Fargo Forum. They wrote an article about our community and entitled it, Finley-Sharon Community Unite to Save at-risk After-school program. With the program's fate in limbo, the parents and community fought to hold on to our after-school program by uniting through fundraisers and events to save what they said their elementary students could not do without. More than \$1,500 was raised by selling pizza. A community family dance was held in the spring which raised another \$600. A grant for \$4,000 was written by our city coordinator, Lori Tuite. Because of these funds our school board decided to keep offering the after-school program for this year. The board President, Angie Gullicks said they didn't want the program to die, but the budgets are getting tighter and tighter. She also said that the board's decision would have been different if the community had not shown its support. Our superintendent, Merlin Dahl said that it is a priority that the Finley-Sharon community is willing to make, even though monthly rates will rise and the program will be reduced to two hours a day. He stated, "This is a community that values education. We have to really battle to keep it going."

Our attendance for the last year with the grant was 28 students. This year we have dropped to 16 because families must pay for their children to attend. There are

many more children that need our program, but the parents cannot afford it. The money that we are requesting could help us give scholarships to those students who are in need of this program. The after school program gives our students that chance to grow socially, emotionally, and educationally because of the multi-aged grouping. We are a family!

Today our country is celebrating the life of Martin Luther King Jr. In his famous "I Have a Dream" speech, he said "I have a dream that my four little children will one day live in a nation where they will not be judged by the color of their skin but by the content of their character." Dr. King stood for equality for all. The torch has been passed to President-elect Barack Obama. In the Grand Forks Herald Parade Magazine, he writes a letter to his daughters. In the letter he states, "I want all our children to go to schools worthy of their potential--schools that challenge them, inspire them, and instill in them a sense of wonder about the world around them. I want them to have the chance to go to college--even if their parents aren't rich. And I want them to get good jobs; Jobs that pay well and give them benefits like health care, jobs that let them spend time with their own kids and retire with dignity." I think Dr. King and president-elect Barack Obama would be proud of our after-school program. We want to offer it to all, not just those that can pay. Every child has the right to feel safe and secure at all times and distributing the money among all schools that have an after school program would help pay for these students.

tregram, and so as a studer Im asking that you make n can have an After-Schoo Representative Celen, and members of the House Education Commitee Charperson

In name is Anna Trock and I'm a sixth grader at Hope-Rage Elementary.

Eve afterded the After-school pregram, since I was in Kindergaston. I went to the After-School club because I loved the crafts we did and all the Summer, and I usually had home work, and because of the help I got, I went from a Bote an 194. I loved it when the extension service helped us make ice-cream in a boag. It was brother and I always came hower with our homework done.

I really don't think its fair that not every extract in ND ->



# The Arc of Bismarck

1211 Park Avenue Bismarck, ND 58504 Phone/Fax: 701-222-1854 arcbis@midconetwork.com www.thearcofbismarck.org



# Testimony of Support House Bill No. 1276 January 19, 2009

Good morning Chairman and members of the Education Committee. My name is Veronica Zietz (#166); I am the Executive Director at The Arc of Bismarck and am here today representing The Arc of Bismarck and The Arc of Cass County.

I support House Bill No. 1276 because it would allow funding for afterschool programs and act as an incentive for schools to implement a valuable service for students and their families.

Afterschool programs offer many benefits to students including increased learning, improved health, increased exposure to career choices, and enhanced social and psychological development. Specific examples are as follows:

## Increased Learning:

- Increased achievement in math, reading, and other academic subjects
- Enhanced reading ability and motivation, and greater self-confidence in reading
- · Improved school attendance and reduced drop-out rate
- Completion of more and better-quality homework
- Reduced in-grade retention and placement in special education

#### Healthier Students:

- Decreased risk of teen parenthood
- Decreased likelihood of substance abuse
- · Enhanced nutrition and wellness
- Increased opportunities to engage in fitness activities

#### Career Outcomes:

- Exposure to a variety of careers and related interests through targeted activities (e.g., job shadows, speakers, workplace visits, etc.)
- Increased commitment to schooling and a subsequent development of higher aspirations for the future, including the intention to complete high school and college

## Social & Psychological Development:

- Fewer behavioral problems in school
- Enhanced ability to handle conflicts

- Better social skills (more cooperative attitude with adults and peers)
- Improved self-confidence through development of caring relationships with adults and peers
- Growth in personal sense of community

The benefits of afterschool programs do not end with the student; both schools and communities also reap benefits. Specific examples are as follows:

- More effective use of funding (e.g., better use of public libraries, parks, and recreational facilities)
- Increased capacity to serve children
- Increased business support and involvement
- Increased parental involvement and support of the school
- Maintenance or increase of student enrollments
- · Improved school image
- · Decreased vandalism and delinquency
- Increased advocacy on the part of the community for the school
- Decreased crime rates. (e.g. juvenile crime rates peak during after-school hours)

There will be many wonderful changes in students, schools, and our local communities with the implementation of afterschool programs; however I must ask that you consider adding language to this bill which would support inclusion of children with disabilities. Specific language would ensure that the benefits of afterschool programs are available to all children. By promoting inclusion of children with disabilities in this bill you would be creating an integrated environment where all children can learn and grow together, and develop an understanding that we are all more alike than different.

# Minot Public School Community Learning Center House Bill 1276 House Education Committee Pioneer Room 1-19-09

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Chair person Kalsch

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Chairman and members of the House Education Committee, my name is Boyd Strand and I am the Minot Public Schools Community Learning Center Before and After School Project Director. I would like to share some program information, and provide support for the \$2.5 million dollars requested for afterschools programs under the HB 1276.

The Minot Public Schools CLC mission statement is to "Empower all learners to succeed in a changing world." Our vision statement is to bring the school and community together to encourage students and community members to realize their potential, and promote life long learning experiences.

The Before & After School program is committed to the following 4 program goals:

Goal 1-To provide a safe, nurturing environment for children outside of the regular school day

 $\label{eq:Goal 2-To provide a stimulating learning environment for academic improvement.$ 

 $Goal\ 3-To\ establish\ partnerships\ among\ families,\ students\ and\ the\ Minot\ community.$ 

Goal 4 - To provide parents with services needed to improve skills for career and personal enhancement.

The Before & After School program has been in operation since June 1, 2000. Community Learning Centers are in operation at six elementary schools in the Minot Public Schools. The centers provide expanded learning opportunities and enrichment activities outside of regular school hours for children in a safe and healthy environment. The program is offered before school (7:00 – 8:45 am), after school (3:00 to 6:00 pm), and a summer program (7:45 am – 12:00 pm). Also, evening programs are offered for parents and family events.

The CLC Before & After School program has an enrollment of 685 students and a school enrollment of 1409. 49% of students in the six elementary schools are enrolled in the program. We have students that have been referred to our program from others schools, social services, and domestic violence. These agencies and principals know the value of our program will meet the needs of the referred students. Our program provides tutors and aides to assist in subject areas of student's concerns.

The Before & After School program has also made a difference in the State Assessment Standards. The Math Standards saw 35% of students tested increase their grade by half a grade or more. The Reading Standards had 33% of the students increase their grade by half a grade or more. Counselors, principals and parents are very pleased with the assistance and impact we have made on the students educational progress.

Importance of state funding for our CLC afteschool program:

- 1. Adding additional sites that do not qualify for the grant
- 2. Additional funding for sites struggling to make on existing federal funding

Our parents, teachers, administration and school board support the Minot Public Schools Before & After Schools Community Learning Center. The program provides a substantial impact on the student's academic enrichment. We provide a safe, and educational environment for students to continue their educational growth.



# Testimony of Lori Zahradka, Co-Project Director Red River Valley Extended School Project House Bill 1276 House Education Committee Pioneer Room January 19, 2009

Chairman Kelsch and members of the Committee, I am Lori Zahradka, the Co-Project Director for the Red River Valley Extended School Project. I am here today in support of HB 1276, which provides funding for afterschool learning programs.

The Red River Valley Extended School Project currently serves 915 students in the school districts of Emerado, Grafton, Grand Forks, Midway, Park River,

St. Thomas and Walhalla.

In districts with existing afterschool programs, CTB reading and math scores show that the gap is decreasing between economically disadvantaged students and their peers.

Emerado	Reading Composite	Reading Economically Disadvantaged	Reading Gap	Math Composite	Math Economically Disadvantaged	Math Gap
2003-2004	81.25%	53.85%	27.40%	56.25%	30.77%	25.48%
2007-2008	66.67%	64.71%	1.96%	87.18%	82.35%	4.83%

Grand Forks Wilder Elementary	Reading Composite	Reading Economically Disadvantaged	Reading Gap	Math Composite	Math Economically Disadvantaged	Math Gap
2003-2004	85.00%	60.00%	25.00%	75.00%	65.00%	10.00%
2007-2008	73.33%	63.64%	9.69%	86.05%	78.26%	7.79%

Midway	Reading Composite	Reading Economically Disadvantaged	Reading Gap	Math Composite	Math Economically Disadvantaged	Math Gap
2003-2004	72.41%	74.07%	-1.66%	51.72%	44.44%	7.28%
2007-2008	68.68%	62.16%	6.52%	75.94%	75.93%	0.01%

St. Thomas	Reading Composite	Reading Economically Disadvantaged	Reading Gap	Math Composite	Math Economically Disadvantaged	Math Gap
2003-2004	60.00%	37.50%	22.50%	53.33%	25.00%	28.33%
2007-2008	87.23%	80.95%	6.28%	59.22%	54.05%	5.17%

The districts equate part of this success in narrowing the gap to afterschool programs that target students in need of improved reading and mathematics skills.

Afterschool programming results in higher student achievement.

Even though I don't have hard data to back me up, I believe it is important for this committee and others to know that our communities who have afterschool programs have seen an increase in the numbers of Hispanic students graduating from high school and attending post-secondary schools. Just last spring, Grafton had ten Hispanic students graduate from high school with eight planning to further their education. Many of these students are the first member of their family to ever graduate from high school, let alone attend college. Afterschool programs have helped change the culture of our Hispanic families by providing quality daily programming for students and opportunities for family members to work as staff in the program as adult aides, come into the school on a daily basis to pick up their children, communicate with staff, and participate in literacy and skill building activities with other parents in the community. The rewards of the relationship building become greater each year. I would surmise that the same is true for low income families.

Last Spring, during a mock interview, a senior (Hispanic ethnicity) from St. Thomas indicated to me that she was planning to pursue her education at Northland College to become a teacher's aide. When I asked her why she wasn't planning on becoming a teacher her eyes became misty as she explained to me that she was the first member of her family to graduate from high school. She added that she found out she really enjoyed helping kids learn while working as a student aide in the afterschool program. I encouraged her to pursue her dreams.

Because the need for afterschool programs in North Dakota currently exceeds the Federal dollars available, the State limited its current 21<sup>st</sup> Century Community Learning Center (21<sup>st</sup> CCLC) grant awards to projects serving only school buildings where 40% of the students qualified for free and reduced lunches. What that means in our region of the state is that the school districts of Adams, Edmore, Cavalier, Minto, Larimore and Thompson, which during the 2006-2007 school year, had more than 400 students enrolled in afterschool programs, no longer have 21<sup>st</sup> CCLC programs. Do they continue to have afterschool programs? The four larger school districts do—but only students whose parents can afford to pay the fees are able to attend. This legislation is essential so that students who are living in poverty and who need additional academic assistance are able to attend afterschool programs. All youth in North Dakota need access to quality, safe and enriching afterschool programs.

Chairman Kelsch and committee members, it is with expectation that I urge a do pass on HB 1276. Thank you and I would be happy to answer any questions that you may have.

# North Dakota Department of Public Instruction School Year 2003 - 2004

18-127 Emerado 127 (0K-08)

Modified 09/08/2004 Page 1 of 1

Instructions on the interpretation of the North Dakota Adequate Yearly Progress Report can be accessed at: <a href="https://www.dpi.state.nd.us/testing/account/aypinst.pdf">www.dpi.state.nd.us/testing/account/aypinst.pdf</a>.

Reading  4th Grade 634 Established proficient cutpoints  8th Grade 678 12th Grade 720	Math  4th Grade – 635 Established proficient cutpoints  8th Grade 716 12th Grade 768
Percent of students that must meet the cutpoint 64.13%	Percent of students that must meet the cutpoint 42.44%
Listed below are your district's scores	Listed below are your district's scores
Reading Performance 95% Rule  District Composite Score 81.25% 100.00%	Math Performance 95% Rule  District Composite Score 56.25% 100.00%
Subgroups:	Subgroups:
Economically disadvantaged 53.85% 100.00%	Economically disadvantaged 30.77% 100.00%
Major racial/ethnic groups	Major racial/ethnic groups
White 84.62% 100.00%	White 53.85% 100.00%
Native American	Native American
Black	Black
Asian	Asian
Hispanic	Hispanic
Other	Other
Students with disabilities 18.18% i 100.00% i	Students with disabilities <=5.0% i 100.00% i
Students with limited English proficiency	Students with limited English proficiency
District Secondary Indicator(s): >=95.0%	(Graduation Rate)
Adequate Yearly Progress Category:	Met Adequate Yearly Progress

Note: An asterisk (\*) indicates the area(s) where the district failed to meet adequate yearly progress. Some areas may be below the cutpoint, but not identified due to the lack of statistical reliability in small numbers of students. Statistics are not shown for fewer than ten students. An (i) indicates insufficient data to determine 2003-04 adequate yearly progress; value reported results from the combining of up to three years' results.

## North Dakota Department of Public Instruction School Year 2007 - 2008

18-127 Emerado 127 (0K-08)

Modified 08/05/2008 Page 1 of 1

Instructions on the interpretation of the North Dakota Adequate Yearly Progress Report can be accessed at: <a href="https://www.dpi.state.nd.us/testing/account/AYP0708.pdf">www.dpi.state.nd.us/testing/account/AYP0708.pdf</a>

Reading 2008 State Intermedia	ate Goals	8th Grad	e 82.6% e 80.7% e 71.5%	Math 2008 State Intermedia	ate Goals	8th Gra	de 72.9% de 66.7% de 62.1%
Listed bel	ow are your o	district's sc	ores	Listed be	low are your	district's sco	ores
Reading	Achievement A Goal	Achievement F Result	Participation 95% Rule	<u>Math</u>	Achievement Goal	Achievement F Result	Participation 95% Rule
Composite Score	81.44%	66.67%	97.50%	Composite Score	69.11%	87.18%	97.50%
Subgroups:				Subgroups:			
Economically disadvantaged	81.44%	64.71%	100.00%	Economically disadvantaged	69.11%	82.35%	100.00%
Ethnicity:				Ethnicity:			
White	81.44%	75.86%	100.00%	White	69.11%	89.66%	100.00%
Native American				Native American			
Black				Black			
Asian				Asian			
Hispanic	75.76%	54.55%	100.00%	Hispanic	59.88%	81.82%	100.00%
Other				Other			
Students with disabilities	81.44%	72.73%	100.00%	Students with disabilities	69.11%	72.73%	100.00%
Students with limited English proficiency				Students with limited English proficiency			
District Second	dary Indicat	or(s):	Graduatio Attendan		73.09% 93.00%	Result: >=9	95.0%
Adequate Yearly Progress Category: Met Adequate Yearly Progress							

Note: An asterisk (\*) marks the indicator(s) where the district did not meet adequate yearly progress. If an indicator's value is below the achievement goal but no (\*) is marked, then the indicator's value is within statistical reliability. Statistics are not shown for fewer than ten students. An (i) indicates insufficient data to determine adequate yearly progress; the value results from the combining of up to three years' data.

Achievement goals are raised every three years and may vary among categories when insufficient student numbers exist and multiple-year averaging is required. All students are held to the state's challenging achievement standards.

North Dakota Department of Public Instruction School Year 2003 - 2004

> Modified 08/16/2004 Page 16 of 17

### Grand Forks 1 18-001-9406 Wilder Elem School (0K-05)

Instructions on the interpretation of the North Dakota Adequate Yearly Progress Report can be accessed at: <a href="https://www.dpi.state.nd.us/testing/account/aypinst.pdf">www.dpi.state.nd.us/testing/account/aypinst.pdf</a>.

Reading  4th Grade 634 Established proficient cutpoints 8th Grade 678 12th Grade 720  Percent of students that must meet the cutpoint 65.10%  Listed below are your school's scores	Math  Stablished proficient cutpoints  Established proficient cutpoints  8th Grade 716 12th Grade 768  Percent of students that must meet the cutpoint  45.70%  Listed below are your school's scores
Reading       Performance       95% Rule         School Composite Score       85.00%       100.00%         Subgroups:       Economically disadvantaged       60.00%       100.00%         Major racial/ethnic groups         White       88.89%       100.00%         Native American       Black       Image: Composite Score         Asian       Image: Composite Score       50.00%       i 100.00%         Students with disabilities       50.00%       i 100.00%       i 100.00%         Students with limited English proficiency       Image: Composite Score       95% Rule	Math         Performance         95% Rule           School Composite Score         75.00%         100.00%           Subgroups:         65.00%         100.00%           Major racial/ethnic groups         77.78%         100.00%           Native American         100.00%           Black         100.00%           Asian         100.00%           Hispanic         100.00%           Other         71.43%         100.00%           Students with disabilities         71.43%         100.00%           Students with limited English proficiency         100.00%         1
School Met Secondary Indicator:  Adequate Yearly Progress Category:	>=95.0% (ADA or Graduation Rate)  Met Adequate Yearly Progress

Note: An asterisk (\*) indicates the area(s) where the school failed to meet adequate yearly progress. Some areas may be below the cutpoint, but not identified due to the lack of statistical reliability in small numbers of students. Statistics are not shown for fewer than ten students. An (i) indicates insufficient data to determine 2003-04 adequate yearly progress; value reported results from the combining of up to three years' results.

North Dakota Department of Public Instruction School Year 2007 - 2008

# Grand Forks 1 18-001-9406 Wilder Elem School (0K05)

Modified 08/04/2008 Page 17 of 18

Instructions on the interpretation of the North Dakota Adequate Yearly Progress Report can be accessed at: <a href="http://www.dpi.state.nd.us/testing/account/AYP0708.pdf">http://www.dpi.state.nd.us/testing/account/AYP0708.pdf</a>

Reading 2008 State Intermedia	eading 4th Grade – 08 State Intermediate Goals 8th Grade 11th Grade		e 80.7%	Math 2008 State Intermediate Goals		8th Grad	de 72.9% de 66.7% de 62.1%
Listed be	low are your	school's sco	ores	Listed be	low are your	school's sco	res
Reading	Achievement A	Achievement F Result	Participation 95% Rule	<u>Math</u>	Achievement Goal	Achievement P Result	articipation 95% Rule
Composite Score	82.60%	* 73.33%	100.00%	Composite Score	72.90%	86.05%	100.00%
Subgroups:				Subgroups:			
Economically disadvantaged	82.60%	63.64%*	100.00%	Economically disadvantaged	72.90%	78.26%	100.00%
Ethnicity:				Ethnicity:			:
White	82.60%	65.71%	100.00%	White	72.90%	88.57%	100.00%
Native American				Native American			
Black				Black			
Asian				Asian			
Hispanic				Hispanic			
Other				Other			
Students with disabilities	82.60%	46.67% i	100.00% i	Students with disabilities	72.90%	80.00% i	100.00%i
Students with limited English proficiency				Students with limited English proficiency			
School Secondary Indicator: Attendance Goal: 93.00% Result: >=9					5.0%		
Adequate Yearly Progress Category: Did not meet Adequate Yearly Progress							

Note: An asterisk (\*) marks the indicator(s) where the school did not meet adequate yearly progress. If an indicator's value is below the achievement goal but no (\*) is marked, then the indicator's value is within statistical reliability. Statistics are not shown for fewer than ten students. An (i) indicates insufficient data to determine adequate yearly progress; the value results from the combining of up to three years' data.

Achievement goals are raised every three years and may vary among categories when insufficient student numbers exist and multiple-year veraging is required. All students are held to the state's challenging achievement standards.

# North Dakota Department of Public Instruction School Year 2003 - 2004

18-128 Midway 128 (0K-12)

Modified 09/08/2004 Page 1 of 1

Instructions on the interpretation of the North Dakota Adequate Yearly Progress Report can be accessed at: <a href="https://www.dpi.state.nd.us/testing/account/aypinst.pdf">www.dpi.state.nd.us/testing/account/aypinst.pdf</a>.

Reading  Established proficient cutpoints	4th Grade 634 8th Grade 678 12th Grade 720	Math  Established proficient cutpoints	4th Grade 635 8th Grade 716 12th Grade 768
Percent of students that must me	et the cutpoint 57.16%	Percent of students that must mee	t the cutpoint 35.17%
Listed below are yo	ur district's scores	Listed below are you	ur district's scores
Reading District Composite Score	Performance 95% Rule 72.41% 100.00%	Math  District Composite Score	Performance 95% Rule 51.72% 100.00%
<u>Subgroups:</u>		Subgroups:	
Economically disadvantaged	74.07% 100.00%	Economically disadvantaged	44.44% 100.00%
Major racial/ethnic groups		Major racial/ethnic groups	
White	75.00% 100.00%	White	53.85% 100.00%
Native American		Native American	
Black		Black	
Asian		Asian	
Hispanic		Hispanic	
Other		Other	
Students with disabilities	27.78% 100.00%	Students with disabilities	<=5.0% * 100.00%
Students with limited English proficiency		Students with limited English proficiency	
District Secondary Ind	icator(s): >=95.0%	] (ADA Rate) >=95.0%	(Graduation Rate)
Adequate Yearly Prog	ress Category:	Did not meet Adequate Ye	arly Progress

Note: An asterisk (\*) indicates the area(s) where the district failed to meet adequate yearly progress. Some areas may be below the cutpoint, but not identified due to the lack of statistical reliability in small numbers of students. Statistics are not shown for fewer than ten students. An (i) indicates insufficient data to determine 2003-04 adequate yearly progress; value reported results from the combining of up to three years' results.

# North Dakota Department of Public Instruction School Year 2007 - 2008

18-128 Midway 128 (0K-12)

Modified 08/05/2008 Page 1 of 1

Instructions on the interpretation of the North Dakota Adequate Yearly Progress Report can be accessed at: <a href="https://www.dpi.state.nd.us/testing/account/AYP0708.pdf">www.dpi.state.nd.us/testing/account/AYP0708.pdf</a>

Reading 2008 State Intermedia	ite Goals	8th Grade	e 82.6% e 80.7% e 71.5%	Math 2008 State Intermedia	te Goals	8th Grad	de 72.9% de 66.7% de 62.1%
Listed bel	ow are your o	listrict's sco	res	Listed bel	ow are your	district's sco	res
Reading	Achievement A Goal	chievement F Result	Participation 95% Rule	<u>Math</u>	Achievement Goal	Achievement F Result	Participation 95% Rule
Composite Score	78.34%	68.68% *	97.79%	Composite Score	66.88%	75.94%	97.79%
Subgroups:				Subgroups:			
Economically disadvantaged	78.34%	62.16%	94.74%	Economically disadvantaged	66.88%	75.93%	94.74%
Ethnicity:				Ethnicity:			
White	78.34%	71.64%	100.00%	White	66.88%	77.50%	100.00%
Native American				Native American			
Black				Black			
Asian				Asian			
Hispanic	78.34%	40.63%	83.33%	Hispanic	59.16%	60.00%	83.33%
Other				Other			
Students with disabilities	78.34%	45.59%	90.91%	Students with disabilities	66.88%	50.00%	90.91%
Students with limited English proficiency	78.34%	41.38%	81.82%	Students with limited English proficiency	55.64%	55.56%	81.82%
District Second	dary Indicat	or(s):	Graduati Attendan		73.09% 93.00%		0.00% 95.0%
Adequate Yearly Progress Category: Did not meet Adequate Yearly Progress					ess		

Note: An asterisk (\*) marks the indicator(s) where the district did not meet adequate yearly progress. If an indicator's value is below the hievement goal but no (\*) is marked, then the indicator's value is within statistical reliability. Statistics are not shown for fewer than ten students. (i) indicates insufficient data to determine adequate yearly progress; the value results from the combining of up to three years' data.

Achievement goals are raised every three years and may vary among categories when insufficient student numbers exist and multiple-year averaging is required. All students are held to the state's challenging achievement standards.

North Dakota Department of Public Instruction School Year 2003 - 2004

34-043 St Thomas 43 (0K-12)

Modified 09/08/2004 Page 1 of 1

Instructions on the interpretation of the North Dakota Adequate Yearly Progress Report can be accessed at: <a href="https://www.dpi.state.nd.us/testing/account/aypinst.pdf">www.dpi.state.nd.us/testing/account/aypinst.pdf</a>.

Reading Established proficient cutpoints Percent of students that must me Listed below are yo		Math  Established proficient cutpoints  Established proficient cutpoints  Ath Grade 635 8th Grade 716 12th Grade 768  Percent of students that must meet the cutpoint  33.43%  Listed below are your district's scores		
Reading - District Composite Score Subgroups:	Performance 95% Rule 60.00% 100.00%	Math  District Composite Score  Subgroups:	Performance 95% Rule 53.33% 100.00%	
Economically disadvantaged  Major racial/ethnic groups  White  Native American  Black  Asian  Hispanic  Other  Students with disabilities	37.50% 100.00%  66.67% 100.00%  28.57% 100.00%  10.00% i 100.00% i	Economically disadvantaged  Major racial/ethnic groups  White  Native American  Black  Asian  Hispanic  Other  Students with disabilities	25.00% 100.00% 58.33% 100.00% 100.00% 1 100.00% i	
Students with limited English proficiency  District Secondary Indi	cator(s): >=95.0%	Students with limited English proficiency  (ADA Rate) >=95.0%	i (Graduation Rate)	
Adequate Yearly Prog	ress Category:	Met Adequate Yearly Progr	ress	

Note: An asterisk (\*) indicates the area(s) where the district failed to meet adequate yearly progress. Some areas may be below the cutpoint, but not identified due to the lack of statistical reliability in small numbers of students. Statistics are not shown for fewer than ten students. An (i) indicates insufficient data to determine 2003-04 adequate yearly progress; value reported results from the combining of up to three years' results.

### North Dakota Department of Public Instruction School Year 2007 - 2008

34-043 St Thomas 43 (0K-12)

Modified 08/05/2008 Page 1 of 1

Instructions on the interpretation of the North Dakota Adequate Yearly Progress Report can be accessed at: <a href="https://www.dpi.state.nd.us/testing/account/AYP0708.pdf">www.dpi.state.nd.us/testing/account/AYP0708.pdf</a>

Reading 2008 State Intermedi	ate Goals	8th Grad	e 82.6% e 80.7% e 71.5%	Math 2008 State Intermedia	te Goals	8th Grad	de 72.9% de 66.7% de 62.1%
Listed be	low are your o	district's sco	ores	Listed bel	ow are your	district's scc	res
Reading	Achievement A Goal	chievement F Result	Participation 95% Rule	<u>Math</u>	Achievement Goal	Achievement P Result	articipation 95% Rule
Composite Score	78.80%	87.23%	92.16%	Composite Score	67.40%	59.22%	100.00%
Subgroups:				Subgroups:			
Economically disadvantaged	78.80%	80.95%	87.50%	Economically disadvantaged	67.44%	54.05%	100.00%
Ethnicity:				Ethnicity:			
White	78.80%	92.50%	97.56%	White	67.75%	58.54%	100.00%
Native American				Native American			
Black				Black			
Asian				Asian			
Hispanic	78.07%	58.82% i	85.00% i	Hispanic	67.40%	30.00% i	100.00% i
Other				Other			
Students with disabilities	78.07%	66.67% i	81.82%	Students with disabilities	67.75%	36.36%	100.00%
Students with limited English proficiency	78.07%	40.00% i	83.33% i	Students with limited English proficiency	67.40%	25.00% i	100.00% i
District Secon	dary Indicat	or(s):	Graduati Attendan		73.09% 93.00%		6.67% i 95.0%
Adequate Yea	Adequate Yearly Progress Category: Met Adequate Yearly Progress						

Note: An asterisk (\*) marks the indicator(s) where the district did not meet adequate yearly progress. If an indicator's value is below the achievement goal but no (\*) is marked, then the indicator's value is within statistical reliability. Statistics are not shown for fewer than ten students. An (i) indicates insufficient data to determine adequate yearly progress; the value results from the combining of up to three years' data.

Achievement goals are raised every three years and may vary among categories when insufficient student numbers exist and multiple-year veraging is required. All students are held to the state's challenging achievement standards.



# TESTIMONY – PROTECTION AND ADVOCACY PROJECT BILL 1276 (2009)

# HOUSE EDUCATION COMMITTEE Honorable RaeAnn Kelsch, Chairman January 19, 2009

Chairman Kelsch, and members of the Senate Human Services
Committee, I am Bruce Murry, a lawyer with the North Dakota
Protection and Advocacy Project (P&A), an independent state disability
rights agency.

P&A supports increased access to after school programming. Some children require program accommodations because of disabilities. The education system accommodates students with disabilities as required under state and federal law. However, some of those laws, like the Americans with Disabilities Act or Section 504 of the Rehabilitation Act, work on a sliding scale. Smaller schools sometimes have a smaller duty to provide accommodations outside of academics.

The competitive grants in this bill would create an opportunity. P&A recommends that the Department of Public Instruction (DPI) provide incentives in the request for proposals for schools to go above and beyond the minimum requirements of the law in accessibility for students with disabilities. DPI should award extra points to schools that demonstrate particular practices or effectiveness in serving students with disabilities.

Thank you very much for your consideration.



I would like to thank the committee members for the opportunity to say a few words in support of this bill. My name is Marc Bluestone. I am the Superintendent of the New Town Public School District #1 in New Town, North Dakota. I am here to testify on behalf of our school district and community in support of House Bill 1276 to provide funding for after school learning programs.

The New Town Public School District has implemented after school programming for our elementary students for the past six years. It was expanded to the high school and middle school two years ago. We have used district funding and 21st Century Program funding to hire teachers to assist students with improving their academic skills. We believe after school programming has been critical to our success in making Adequate Yearly Progress under the No Child Left Behind legislation. Prior to this past year when we joined the ranks of 169 other schools in North Dakota, our elementary school had made AYP for four years. Our middle school had made AYP for two years and our high school made AYP for three years. Our high school was the only school in our district to make AYP this past year.

We have two types of after school programming available for our students. Academic enrichment and tutoring is held in our school buildings

three days a week. Last year, 39% of our elementary students (125 students) and 27% of our middle school and high school students (93 students) participated in academic enrichment programming on a regular basis in our buildings. After school activities such as health, recreational, technology, cultural, and exploratory programs are available five days a week from 4:00 pm to 8:30 pm at the Three Affiliated Tribes Boys and Girls Club via their 21st Century Program funds. Last year, 59% of our students (426 students) were active members of the local Boys & Girls Club.

After school programs give at-risk students a safe and positive environment to go to after they are done with school. After school programming gives latch key kids learning opportunities instead of staying home and watching television and/or playing video games. Over the past six months, our students have participated in archery classes, cooking classes, weightlifting and recreational classes, golfing instruction, baseball and basketball leagues, character education classes, science/technology club activities, walking/running clubs, and learning more about the culture and history of the Mandan, Hidatsa, and Arikara people.

School districts across the country have attributed some of their success of making Adequate Yearly Progress to implementing strong after school programs including the schools on the Fort Berthold Indian

Reservation. The No Child Left Behind legislation recommends that schools implement after school programming for those schools that have not made Adequate Yearly Progress. Unfortunately, the legislation has not provided the funding to fully implement this. House Bill 1276 would be a step in the right direction. I encourage you to give House Bill 1276 a Do Pass recommendation. Thank you. If you have any questions, I would be happy to answer them.

# Testimony of Renee Moon, Co-Project Director Red River Valley Extended School Project House Bill 1276 House Education Committee Pioneer Room January 19, 2009



Chairman Kelsch and members of the Committee, I am Renee Moon, the Co-Project Director for the Red River Valley Extended School Project. I am here today in support of HB 1276, which provides funding for after school learning programs. The Red River Valley Extended School Project currently serves 915 students in the school districts of Emerado, Grafton, Grand Forks, Midway, Park River, St. Thomas and Walhalla.

I would like to share with you a typical after school experience at a Grand Forks site.

3:00 - 4:00 Power Hour

Activities during this hour directly align to the regular school day and include:

- Homework
- Practicing spelling words
- Studying for tests in the content areas
- Literacy and math activities with certified teachers
- Individual skill building as recommended by the classroom teacher

4:00 - 4:15 Snack

4:15 – 5:15 Academic Enrichment (Festivals)

Activities during this hour directly align to North Dakota state standards.

The activities, or festivals, are science based, utilizing the GEMS (Great

Expectations in Math and Science) curriculum and are usually completed in 20-30

days. Below is an excerpt from the CSI Festival. The 30 days of activities align to

North Dakota standards in science and math; include Goal statements for student

leaning objectives and assessment ideas. The \*s indicate which standards, goals, and

assessment directly align to the described activity.

### **CSI Festival**

Standards: (covered in the 30 days of activities)

Science: \*2(Inquiry), 3 (Physical Science) 4 (Life Science)

Math: 1(Numbers), 2 (Geometry and Spatial Sense),\* 3((Data Analysis, Statistics,

and Probability), \*4 (Measurement), 5 (Algebra, Function, and Patterns)

### Goals:

### **Students Can:**

- \*Ask questions directly related to scientific investigations.
- \*Conduct simple investigations to answer questions based on observations.
- Collect and record data.
- Formulate an explanation supported by data.
- Use data to state possible outcomes, formulate questions, and draw conclusions for a given situation.
- Record observations based on a simple investigation.

### Assessment:

- Students will correctly identify mystery powder and mystery mixture.
- Students will choose 2 powders and describe them.
- \* The teacher can assess students' understanding that a certain ingredient consistently causes stickiness in the making their own personal paste activity.
- As a going further activity after the cola session, students design an
  advertisement for cola. In this advertisement, students are asked to include a
  description of the attributes of their cola, the ingredient, as well as some of

the data they collected. Students are invited to explain what caused their cola to be the way it is.

- Students will make attribute riddles, correctly identifying attributes.
- Students will solve the mystery.

### Activity

- Staff will read mystery case example of "The Mystery Paste".
- On a chart students will collect the following information about the case:
  - o Where
  - Suspects
  - o Evidence
  - Motive (usually collected after the case is solved)
- Staff will review with students the measuring and water drop technique previously learned.
- Students will test the 4 powders. (Just one ingredient does not make the best paste so students must find a combination Pg 24)
- Students create a graph.
- Students create an art project using the homemade paste or make art using beans.
- \*standard, goal, and assessment align to this activity

### 5:15 – 5:45 Recreation/Nutrition/Social Development

Physical education, character education, and/or health education are offered during this 30-minute block.

### 5:45 - 6:00 Structured socialization

Free play and the opportunity for relationship building with peers and staff finish out the day.

Because the need for after school programs in North Dakota currently exceeds the Federal dollars available, the State limited the current 21st Century Community

Learning Center (21<sup>st</sup> CCLC) grant awards to projects serving school buildings where 40% of the students qualify for free and reduced lunches. What that means in Grand Forks is that Century, Kelly, and Ben Franklin Elementary Schools do not offer academic after school programs and Grand Forks can no longer serve students at Viking Elementary. At all four of these schools the disaggregated scores from the economically disadvantaged students is lower than the composite score representing all students assessed within the school.

# Annual Adequate Yearly Progress Report North Dakota Department of Public Instruction School Year 2007 – 2008

School	Century	Kelly	Ben Franklin	Viking
Reading Composite	78.95%	85.32%	75.63%	78.36%
Economically Disadvantaged	71.43%	83.78%	63.86%	71.05%
Math Composite	86.40%	90.08%	77.64%	86.57%
Economically Disadvantaged	77.14%	86.49%	64.71%	81.58%
# of free/reduced students/enrollment	162/468	89/466	123/347	117/299

In Grand Forks, with more funding, we could offer academic after school programming to 491 more students.

All youth in North Dakota need access to quality, safe, and enriching after school programs.

Chairman Kelsch and committee members, it is with expectation that I urge a do pass on HB 1276. Thank you and I would be happy to answer any questions that you may have.



# Testimony of John Leininger, Project Director South East Education Cooperative House Bill 1276 House Education Committee Pioneer Room January 19, 2009

Chairperson Kelsch and members of the House Education Committee, I am John Leininger, the Project Director for the after-school programs in the west half of the South East Education Cooperative consisting of the following school districts:

LaMoure, Griggs Co. Central, two Midkota sites, two Barnes Co. North sites,

Kensal, Fessenden-Bowdon, Medina, and four Jamestown sites. I am here today in support of HB 1276, which provides funding for after-school programs in North Dakota.

The above named schools have more than 300 K-6 students participating in after-school programs. The students who regularly attend the after-school programs have demonstrated significant advancement in the academic areas of math, science and reading. The additional homework assistance they receive after school is the top positive comment received from the parents. The after-school programs also provide a safe environment and a structured schedule for the participating students from 3:00 – 6:00 p.m. five days a week.

Another 100 plus students in grades 7-12 have taken advantage of the homework assistance that is available at several of our sites through their respective breakfast club or extended library hours. Quoting from one of our high school principals:

"We have never experienced such a small number of students receiving deficiency grades as we have since the after-school program started providing tutoring and homework help.

Currently, there are 70 schools in North Dakota providing after-school programs that are financed through the \$5.2 million provided annually by the Federal government. These dollars are administered and distributed through the ND Department of Public Instruction. In the 70 participating schools, more than 8,500 students are involved in the after-school programs. If HB 1276 were enacted and funded, an additional 5,000 students could have access to after-school programs in North Dakota, providing the Federal dollars continue to be appropriated.

On behalf of all students in the state of North Dakota, I urge your support and passage of HB 1276, which will provide \$2.5 million during next biennium. These dollars will be targeted to schools who are willing to provide an after-school program for students in grades K-6. The after-school programs should be required to follow the federal guidelines regarding the academic requirements of the grants. This means that at least 65% of the program will center on math, science and language arts.



Rep. Kelsch and other dignified education committee members:

My name is Karen Alm. I live at Page, ND, and my title is SEEC After-School Outreach Coordinator - SEEC being South East Education Cooperative. Our REA involves onethird of the students in North Dakota, stretching from Ellendale, north to Fessenden-Bowdon, then angling towards Fargo and from there down to the South Dakota border. Within this area there are 14 schools with After-School programs which are directly tied to the 21st Century Community Learning Center grant. We have 8 other programs, either within our REA or in our area, struggling to exist with funds received through school district money. These programs were part of the 21st CCLC grant and are no longer eligible because of Federal or state guidelines. How are they coping? I have visited each of these schools and presented them with a questionnaire. Answers that I found: Some have cut back to 4 days instead of the usual 5, plus cutting time each day. Some have gone to total tutoring or homework help with no additional academics during this time and still another has allowed a community person the use of the school to have a daycare during those hours with a certain amount of homework being accomplished. Whatever I observed in visiting these schools, the quality of academic education suffers. Why? Because the schools absolutely are running on a tight budget or are in a deficit situation already and are not able to hire staff to operate the program. When I asked each administrator what the REA or state could be doing for them the answer was always the same: find us some funding. These are schools that saw the worth in having an After-School program and so have struggled to continue somehow.

1.In the 8 years I have worked with After-School programs, I have experienced enough stories to write a book concerning the students who have been a part of these programs. A lot of the students come from "dysfunctional" families – of course, what is dysfunctional? – We all experience that once-in-a-while within our own homes. But, I am talking truly dysfunctional, with families moving every one to two years, students sometimes being uprooted in the middle of the school year not just once but sometimes even twice. And where is there stability? – the school day –their day is structured so they know what to expect from hour to hour, they are in a safe environment, they are treated with respect and they are shown kindness. Why can't we find the monies to keep these children the extra time during the day to help continue that stability?

- 2. I have seen a lot of children accomplish almost nothing in the regular classroom during the day because of an attention problem. They have come to the After-School program and are able to do homework in a quiet setting with a minimal amount of help. Their homework is accomplished in a short time, it's more accurate, their reading and math skills improve and as a result their test grades are higher. Why can't we find the money to keep these children the extra time during the day to help them with what they need academically.
- 3. And I've seen children improve their social skills because they attend an AS program and feel like they have an extended family. They have to relate to different age groups, they are put in social settings sometimes out in public where they learn proper public behavior and how to respect all people. Again,

why can't we find the money to keep these children the extra time during their day to help them with what they need socially?

You are all intelligent people – you wouldn't be in the position you are today without other people recognizing that; so, I ask that along with that intelligence that you would use your heart to see how important this extra time with our students is each day – for academic, social, and emotional purposes. Please consider After-School programs in our state vital within our education system. And please look at finding additional education money so that ALL schools within North Dakota would be able to extend their school day by having an After-School program.

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\*Schools in which 50% or more of the enrolled students are eligible for free or reduced price meals are considered "area eligible" for participating in the USDA At Risk After School Snack Program and the Summer Food Service Program.





### TESTIMONY - PROTECTION AND ADVOCACY PROJECT BILL 1276 (2009)

## SENATE EDUCATION COMMITTEE Honorable Layton Freborg -- Chairman March 3, 2009

Chairman Freborg, and members of the House Education

Committee, I am Bruce Murry, a lawyer with the North Dakota

Protection and Advocacy Project (P&A), an independent state disability rights agency.

P&A supports this bill because it increases access to after school programming. Several laws set minimum levels of accommodation for students with disabilities. These include Title 15.1 of the North Dakota Century Code, the Individuals with Disabilities Education Act, the Americans with Disabilities Act, and Section 504 of the Rehabilitation Act. Most of these laws adjust their expectations according to the resources of the school district.

Sometimes, however, schools find clever ways to serve students through a variety of modes and at a variety of levels. We urge the Department of Public Instruction to build incentives for going above and beyond the minimum levels of accessibility in this competitive grant process.

Thank you very much for your consideration.



#### The Arc of Bismarck

1211 Park Avenue Bismarck, ND 58504 Phone/Fax: 701-222-1854 arcbis@midconetwork.com www.thearcofbismarck.org

#### Testimony of Support House Bill No. 1276 March 3, 2009

Good morning Chairman Freborg and members of the Education Committee. My name is Veronica Zietz (#166); I am the Executive Director at The Arc of Bismarck. I am here today representing The Arc of Bismarck and The Arc of Cass County.

I support House Bill No. 1276 because it would allocate money towards afterschool programs through competitive grants and act as an incentive for schools to implement a valuable service for students and their families. However, I would like to offer an amendment to HB1276. I would suggest that competitive grants which focus on inclusion of children with disabilities be given priority when awarded. This would be an incentive for afterschool programs to provide the necessary outreach to children with disabilities and their families, but also to ensure activities are inclusive.



Afterschool programs offer many benefits to students including increased learning, improved health, increased exposure to career choices, and enhanced social and psychological development. Specific examples are as follows:

#### Increased Learning:

- Increased achievement in math, reading, and other academic subjects
- Enhanced reading ability and motivation, and greater self-confidence in reading
- Improved school attendance and reduced drop-out rate
- Completion of more and better-quality homework
- Reduced in-grade retention and placement in special education

#### **Healthier Students:**

- · Decreased risk of teen parenthood
- Decreased likelihood of substance abuse
- Enhanced nutrition and wellness
- Increased opportunities to engage in fitness activities

#### Career Outcomes:



 Exposure to a variety of careers and related interests through targeted activities (e.g., job shadows, speakers, workplace visits, etc.)



 Increased commitment to schooling and a subsequent development of higher aspirations for the future, including the intention to complete high school and college

#### Social & Psychological Development:

- Fewer behavioral problems in school
- Enhanced ability to handle conflicts
- Better social skills (more cooperative attitude with adults and peers)
- Improved self-confidence through development of caring relationships with adults and peers
- Growth in personal sense of community

The benefits of afterschool programs do not end with the student; both schools and communities also reap benefits. Specific examples are as follows:

- More effective use of funding (e.g., better use of public libraries, parks, and recreational facilities)
- Increased capacity to serve children
- Increased business support and involvement
- Increased parental involvement and support of the school
- Maintenance or increase of student enrollments
- Improved school image
- Decreased vandalism and delinquency
- Increased advocacy on the part of the community for the school
- Decreased crime rates. (e.g. juvenile crime rates peak during after-school hours)

House Bill 1276 has the ability to make a very positive impact on many children; however I must ask that you consider adding language to this bill which would support outreach and inclusion of children with disabilities. One in every five households in North Dakota has a child with a disability and I believe these children should participate in afterschool programs at a proportional rate and receive the same benefits from afterschool programs. By promoting inclusion of children with disabilities in this bill you would be creating an integrated environment where all children can learn and grow together, and develop an understanding that we are all more alike than different.



I would like to thank the committee members for the opportunity to say a few words in support of this bill. My name is Marc Bluestone. I am the Superintendent of the New Town Public School District #1 in New Town, North Dakota. New Town is located on the Fort Berthold Indian Reservation. We have 711 students in grades prekindergarten to 12<sup>th</sup> grade. Of which, 68% of our students qualify for the free and reduced cost meal program. I am here to testify on behalf of our school district and community in support of House Bill 1276 to provide funding for after school learning programs.

The New Town Public School District has implemented after school programming for our elementary students for the past six years. It was expanded to the high school and middle school two years ago. We have used both district funding and 21st Century Program funding to hire teachers to assist students with improving their academic skills. This summer, New Town Schools was fortunate to be included in the recently received 21<sup>st</sup> Center Program competitive grant awarded to the Great Northwest Education Consortium. This program serves more than 1,200 students from New Town, Mandaree, Parshall, White Shield, Twin Buttes, Williston, and Trenton.

We believe after school programming has been critical to our success in making Adequate Yearly Progress under the No Child Left Behind legislation. Prior to this past year when we joined the ranks of 169 other schools in North Dakota, our elementary school had made AYP for four years. Our middle school had made AYP for two years and our high school made AYP for three years. Our high school was the only school in our district to make AYP this past year.

We have two types of after school programming available for our students.

Academic enrichment and tutoring is held in our school buildings three days a week.

Last year, 39% of our elementary students (125 students) and 27% of our middle school and high school students (93 students) participated in academic enrichment programming on a regular basis in our buildings. After school activities such as health, recreational, technology, cultural, and exploratory programs are available five days a week from 4:00 pm to 8:30 pm at the Three Affiliated Tribes Boys and Girls Club via their 21st Century Program funds. Last year, 59% of our students (426 students) were active members of the local Boys & Girls Club. We would serve even more students but transportation is a challenge in our school district.

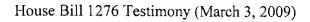
After school programs give at-risk students a safe and positive environment to go to after they are done with school. After school programming gives latch key kids learning opportunities instead of staying home and watching television and/or playing video games. Over the past six months, our students have participated in archery classes, cooking classes, weightlifting and recreational classes, golf instruction, life skills, baseball and basketball leagues, character education classes, science/technology club activities, walking/running clubs, and learning more about the culture and history of the Mandan, Hidatsa, and Arikara people.

School districts across the country have attributed some of their success of making Adequate Yearly Progress to implementing strong after school programs including the schools on the Fort Berthold Indian Reservation. The No Child Left Behind legislation recommends that schools implement after school programming for those schools that have not made Adequate Yearly Progress. Unfortunately, the



legislation has not provided the funding to fully implement this. House Bill 1276 would be a step in the right direction. I encourage you to give House Bill 1276 a Do Pass recommendation. Thank you. If you have any questions, I would be happy to answer them.





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Testimony of Kari Helgoe, Site Director Cavalier Extended School Project House Bill 1276 Senate Education Committee Missouri Room March 3, 2009

Chairman Freborg and members of the Committee, I am Kari Helgoe. I have been the site director for the Cavalier Public School's Extended School Program (ESP) for the past eight years. I am here today in support of HB 1276, which provides funding for afterschool learning programs.

For the first seven years of Cavalier's after school programming we were part of North Valley's Extended School Project with federal funding provided through 21st Century Community Learning Centers. This year Cavalier did not qualify for state 21st Century funding due to the district's lower free and reduced numbers.

We did not enter into our eighth year of existence lightly. First the students' need for after school services was assessed. From teacher input and previous years' program data, it was determined that regular attendees of ESP benefited academically and socially from the after school environment. Homework assistance, reinforcement activities and enrichment learning opportunities have positive impacts on student achievement, self-esteem, and cooperation. Also, information from parent surveys and focus groups indicated a gap in childcare services within the community for children ages 6-12. Working families were concerned about the safety and well-being of their children after school. Assurances of support were garnered from Cavalier's school board, administration, teaching staff, the families in our district, and community members before making the decision to continue offering after school services.

After seven years in existence we were reluctant to deviate from previous programming standards and today continue to offer an after school program with similar hours and activities with a strong emphasis on academics including math, language arts, and science. Currently the program is staffed daily by 2-4 certified teachers depending on student attendance. The program also relies on partnerships within the community to provide programming resources including NDSU Extension, 4-H after school, the Cavalier Public Library, Icelandic State Park, Pembina County Public Health, and Cavalier Parks and Recreation. Family members also continue to volunteer their time with the program.

Revenue sources and funding continue to be obstacles we face each month. Cavalier ESP is very fortunate to have the support of the local school board and administration. The Cavalier School District included after school funding in its current budget comprising 1/3 of ESP's annual budget. Monthly parent fees comprise another third of the budget. Donations and fundraisers complete our budget. This year we have already successfully raised over \$9,400 in a community with a population just over 1,300. We are still anticipating a shortfall of \$3,000 by the end of May and will be looking at other fundraising options in the upcoming month.

Cavalier has 213 students in grades K-6. This year we have served over 80 different students, 70 of which are considered full-time attendees. Our average daily attendance is 48 students. ESP has 15 students attending daily who qualify for free and reduced status. There are an additional 80 free and reduced students in the Cavalier school system that could use our services but choose not to.

Previously, Cavalier has not had to charge families for our before and after school services due to the fact that our school district funded 25% of our 21st CCLC program. Since implementing fees,

we've lost 1/3 of the families enrolled in our program. Monthly fees for our program are \$60/month for a family; \$40/month for a reduced family; and no charges for those with free status. Some of the families that regularly used the program in the past are no longer with us. Many of them have chosen to let their children stay home alone for an extra hour or are having them join them at work. Some have found babysitters or other family members to care for them. Of course this choice is theirs to make, but the ones that sadden me the most are the unsupervised children I see hanging

out on the playground with nothing to do.

These same children were learning and interacting with us a year ago. Children I know qualify for reduced or even free meals today. My heart aches because I want to speak to the parents and lobby with them to use our services, but I know our bottom line can't handle many more non-paying students without making the fundraising burden harder for my other families. So I watch them roam the school grounds, see them uptown unattended or hanging out in the hallways waiting for ballgames to start after school. Sometimes hard decisions are made easier though because bottom line or not to do nothing is worse than any budget concern.

Take for example a situation I encountered earlier this year. Right before the fall parent teacher conferences I had a fourth grade teacher approach me wanting to recommend our study hall services for a student struggling to keep up academically. I knew the student. Other teachers in other years had also recommended to her parents she attend ESP to strengthen her math and reading skills. She had come but only once or twice each year. She receives Title services during the day and had sporadically attended our summer programming in the past. And now this year her parents were going to have to pay - a reduced fee- but still a fee for her to receive extra homework assistance. I knew if I mentioned a fee for these services she'd never attend. And she'd fall further behind. So I



waived it because attendance was teacher recommended. And she's been coming to ESP three days a week since November. She's more confident and outgoing today. She's been turning in her homework and passing her tests.

Am I bothered by my decision to make an exception in this case based on academics? When I see the smile on the face of that student I can honestly say "no". When I run into a former ESP student in the hallway who I know is alone after school, "yes I am". Would I make an exception for them if they asked? Yes, I would.

All students today should have the valuable opportunity to learn and develop new skills under the supervision of teachers and qualified community members. They all should have the chance to be in an environment that is safe where they can build relationships and gain self-confidence. It's important that there should be funding for all students throughout North Dakota to have access to after school learning.

Chairperson Freborg and committee members, it is with expectation that I urge a do pass on HB 1276. Thank you and I would be happy to answer any questions that you may have.



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March 3, 2009

HB 1276 Senate Education Committee Senator Layton Freborg, Chairman

Chairman Freborg and members of the Senate Education Committee,

My name is Kayla Pulvermacher; I am here representing North Dakota Farmers Union. I stand in support of House Bill 1276.

forth Dakota Farmers Union believes every child in our nation should have equal opportunity to obtain the most effective education that can be provided by the nation's resources.

Our organization supports legislation that will allow all school districts in North Dakota an equal opportunity to participate with after-school programming.

North Dakota Farmers Union appreciates the quality of education provided by our rural schools and believes that HB 1276 is a necessary enhancement to North Dakota education. I respectfully ask for a "do pass" recommendation on HB 1276.

Thank you, Chairman Freborg and members of the Committee. I would be happy to answer questions.





Testimony of Ned Strand, Site Coordinator Minot Public Schools Community learning Centers House Bill 1276 House Education Committee March 3rd, 2009

My name is Ned Strand and I am a site coordinator at Roosevelt Elementary School in Minot. I'm here today to voice my support for the 21st Center Community Learning Center Programs.

I have been a Site Coordinator since the inception of the Minot Public Schools Community Learning Centers (CLC) Programs started in the Spring of 2000. Over the almost nine years of its existence I have witnessed growth not only in numbers, but in quality of the programs we provide. Roosevelt Elementary sits in the NE corner of Minot and has an enrollment of about 130 students. Roosevelt has a diverse socioeconomic population. At present the CLC program has 91 students enrolled with a free and reduced rate of about 80%.

Just to give you a picture of a normal day at the CLC program at Roosevelt, I have included the following. At 7am there are a few students and parents anxiously waiting to get in the door. By 7:30am there are 20 or so students and by 8am we are buzzing with approximately 60 students on a daily basis. Students get homework help or extra educational enrichment. Other students are enjoying educational board and card games with their peers and friends. Students are helped and supervised through breakfast as well. After breakfast students join a station that rotates on a daily basis. Some may enjoy reading time in the library, time in the computer lab, or physical activity in the gym. Students are also assisted in their transition to their classroom at the 8:40a.m. bell to start the school day.

After school there are about 70 students participating on any



normal day. Classroom teachers bring their CLC students to the attendance area at 3pm. CLC personnel greet students and assist students in hanging up their coats and backpacks. Students enjoy some social time as attendance is taken. Students then rotate through the lunch room for a nutritious snack and in the gym for a little energy release time. By 3:45pm students are in their groups rotating through stations. Stations are in various rooms in the school where we focus on activities for enrichment in the areas of math, reading, and science. Students are also tutored on a daily basis. Yesterday stations included the lunch room where Mrs. Lee from the Taube Museum of Arts discussed Geometric shape art and history. Then students were able to make their own masterpiece and leave their signature on it. Tutoring took place for 2nd and 3rd graders as they focused on Math. There was assistance in the computer lab that focused on math and some great sites that students practice their skills learned in the classroom. Another station was in the gym as students enjoyed activities with a large parachute. The final station was in the multipurpose area where students worked with tangrams in order to make various geometric shapes.

The great part of the after school program is the homework help portion. Parents, teachers, and administration love this part of the program. Students who have homework or need assistance have time in the homework station or are able to take it with as they travel from station to station. Students like it because the CLC aides are college students who can relate to their work better than their parents. Parents like it because they have more time for family activities and don't have to argue at home over homework assistance. Teachers like it because the students are getting their homework in on time and are learning beyond the regular school hours. Administrators like it because proficiency test scores have risen each year.



The CLC program is not only an extended part of the school day, but a necessity in the culture of the schools that we operate at.

Not only is Minot Public Schools implementing the Professional Learning Communities concept into our schools, but we see it already tying in smoothly with the CLC programs as we already collaborate with classroom teachers and special education teachers about the educational needs of our students.

As I stated earlier I have been with the CLC program since May of 2000 and have seen tremendous growth in numbers, quality of our program, and success of our students we serve. I have seen families come through the program who are struggling to make ends meet financially to those struggling to find treasured family time and have received many "thank yous" from parents at both ends of the spectrum. The CLC program has brought the school together as a unit in teaching "our" students to ensure learning for all.

As I close, there is a special note I'd like to share. In the Fall of 2000, Stephanie Ward was a 5th grade student in the Roosevelt CLC program. Two years later she volunteered in the Summer program. Stephanie's much younger sister was in the program from 2002-2008. This past fall, as a freshman at Minot State University majoring in Elementary Education, Stephanie joined the CLC program as an employee. I can already tell you that Stephanie is having a great experience giving back to what her family treasured for a number of years.

I encourage you to support House Bill 1276 as these programs affect families far more than we can ever know. Thank you.

**Ned Strand** 

# Testimony of Mike Anderson, Site Coordinator Minot Public School Community Learning Center House Bill HD 1276 Senate Education Committee March 3, 2009

My name is Mike Anderson and I am the Site Coordinator for the Community Learning Center(CLC) at Lincoln Elementary in Minot. I would like to share some information on my program at Lincoln to support the \$1 million for before and after school programs in North Dakota.

The Minot Public School CLC mission statement is to "Empower all learners to succeed in a changing world." Our vision statement is to bring the school and community together to encourage students and community members to realize their potential, and promote life long learning experiences. I believe that our CLC programs are a vital part of this process.

Currently at Lincoln we have 89 students enrolled in the program. We have had as many as 106 this school year. That number has dropped because we had to raise our fees from what they have been in the past. We no longer have any families that are totally free. 69 families comprise that 89 total number of students. Of those 69 families, 32 receive free lunches or 48 students. 8 families are on reduced lunch plans, or 9 students. The remaining 29 families, 32 students, pay full price for lunches. That is 64% of my students at Lincoln are either free or reduced. Of the 17 students that are no longer in the program, at least 7 have dropped out because they didn't want to, or couldn't afford to make the payment for the program. Those students are now going home to an empty house or to a friends house doing who knows what after school.

We had to raise our monthly fees, because like everything else it is costing us more to run the program. Also to amount of Federal dollars that we are receiving has dropped from years past. The following is a breakdown of our monthly fees that we charge in Minot. Families that pay full price for lunch - 1 student = \$90 a month, 2 students = \$100, 3 or more students = \$110. Families that pay reduced rates for lunch - 1 student = \$40, 2 students = \$50, and 3 or more students = \$60. Those receiving free lunches - 1 student = \$10, 2 students = \$20, and 3 or more students = \$30. Compared to daycares in our community, that isn't very much, but some of those families just can't afford it. The money

that HB 1276 is asking for would help us around the state to be able to reach more students before and after school.

The program has also made a difference in the State Assessment Standards. In 2007 the Math Standards saw 35% of students tested increase their grade by half a grade or more. The Reading Standards had 33% of the students increase their grade by half a grade or more. Counselors, principals and parents are very pleased with the assistance and impact we have made on the students educational progress. Our parents, teachers, administration and school board support the Minot Public Community Learning Center. The program provides a substantial impact on the student's academic enrichment. We provide a safe, and fun-learning environment for students to continue their growth in our educational system.

