

April 21, 2009

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1400

That the Senate recede from its amendments as printed on pages 1194-1219 of the House Journal and pages 1059-1084 of the Senate journal and that Engrossed House Bill No. 1400 be amended as follows:

Page 25, replace lines 5 through 31 with:

"SECTION 29. AMENDMENT. Section 15.1-27-41 of the North Dakota Century Code is amended and reenacted as follows:

15.1-27-41. North Dakota commission on education improvement - Membership - Duties - Report to legislative council - Reimbursement for expenses.

1. The North Dakota commission on education improvement consists of:
 - a. (1) The governor or an individual designated by the governor, who shall serve as the chairman;
 - (2) One individual, appointed by the ~~governor, who~~ chairman of the legislative council from a list of three nominees submitted by the North Dakota council of educational leaders, provided each nominee is employed as the superintendent of a high school district having more than one thousand students in average daily membership and has not served on the commission for more than one interim;
 - (3) One individual, appointed by the ~~governor, who~~ chairman of the legislative council from a list of three nominees submitted by the North Dakota council of educational leaders, provided each nominee is employed as the superintendent of a high school district having more than two hundred twenty but fewer than one thousand students in average daily membership and has not served on the commission for more than one interim;
 - (4) One individual, appointed by the ~~governor, who~~ chairman of the legislative council from a list of three nominees submitted by the North Dakota council of educational leaders, provided each nominee is employed as the superintendent of a high school district having fewer than two hundred twenty students in average daily membership and has not served on the commission for more than one interim;
 - (5) ~~One individual, appointed by the governor, who is employed as a school district business manager;~~
 - ~~(6)~~ (6) The chairman of the senate education committee or the chairman's designee;
 - ~~(7)~~ (6) The chairman of the house education committee or the chairman's designee;
 - ~~(8)~~ (7) The senate minority leader or the leader's designee;

- (9) (8) One legislator appointed by the chairman of the legislative council; ~~and~~
 - (10) (9) The superintendent of public instruction or an assistant superintendent designated by the superintendent of public instruction; and
 - (11) The director of the department of career and technical education or the director's designee; and
- b. The following nonvoting members:
- (1) ~~One nonvoting member individual~~ representing the North Dakota council of educational leaders; ~~one nonvoting member;~~
 - (2) One individual representing the North Dakota education association; ~~and one nonvoting member;~~
 - (3) One individual representing the North Dakota school boards association;
 - (4) One individual who is the president of a private four-year institution of higher education, appointed by the chairman of the legislative council;
 - (5) One individual who is the owner or manager of a business located in this state, appointed by the chairman of the legislative council from a list of three nominees submitted by the North Dakota chamber of commerce; and
 - (6) The commissioner of higher education or the commissioner's designee.
2. The commission shall establish its own duties and rules of operation and procedure, including rules relating to appointments, terms of office, vacancies, quorums, and meetings, provided that the duties and the rules do not conflict with any provisions of this section.
3. a. The members of the commission are entitled to reimbursement for actual and necessary expenses incurred in the same manner as state officials.
- b. In addition, members of the legislative assembly who serve on the commission and the individual who is the owner or manager of a business located in this state are entitled to receive compensation in the amount of one hundred thirty-five dollars per day if they are attending meetings or performing duties directed by the commission. The superintendent of public instruction shall use up to forty thousand dollars from moneys appropriated in the grants - state school aid line item in ~~section 3 of Senate Bill No. 2013~~ the appropriation bill for the superintendent of public instruction, as approved by the ~~sixtieth~~ legislative assembly, to provide the compensation and reimbursements.
4. The commission shall ~~examine~~:
- a. Examine the current system of delivering and financing public elementary and secondary education and shall develop recommendations addressing educational adequacy, the equitable distribution of state education funds, the allocation of funding

responsibility between federal, state, and local sources, and any other matters that could result in the improvement of elementary and secondary education in the state;

- b. Examine the state's high school graduation requirements, curricular standards, and assessments to ensure that students have the academic skills necessary to move seamlessly and without remediation from high schools to institutions of higher education or to meet the performance levels expected by employers;
 - c. Examine the measures enacted by the most recent legislative assembly to improve student performance, confirm their full implementation, and recommend future measures for continued improvement; and
 - d. Examine the measures enacted by the most recent legislative assembly to improve the quality of instruction, confirm their full implementation, and recommend future measures for continued improvement.
5. The commission shall provide periodic reports to the governor and to the legislative council."

Page 26, remove lines 1 through 31

Page 27, remove lines 1 through 16

Renumber accordingly