

**FIRST ENGROSSMENT
with Senate Amendments**

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1171

Introduced by

Representatives Grande, R. Kelsch, Karls, L. Meier

Senators G. Lee, Miller

1 A BILL for an Act to amend and reenact sections 15.1-23-01, 15.1-23-03, 15.1-23-06,
2 15.1-23-08, and 15.1-23-17 of the North Dakota Century Code, relating to home education; and
3 to provide an expiration date.

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

5 **SECTION 1. AMENDMENT.** Section 15.1-23-01 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **15.1-23-01. Home education - Definition.** For purposes of this chapter, "home
8 education" means a program of education supervised by a child's parent,~~in the child's home,~~ in
9 accordance with the requirements of this chapter.

10 **SECTION 2. AMENDMENT.** Section 15.1-23-03 of the North Dakota Century Code is
11 amended and reenacted as follows:

12 **15.1-23-03. Home education - Parental qualifications.** A parent may supervise
13 home education if the parent:

- 14 1. Is licensed to teach by the education standards and practices board or approved to
15 teach by the education standards and practices board;
- 16 2. Holds a ~~baccalaureate degree~~ high school diploma or a general equivalency
17 diploma;
- 18 3. Has met or exceeded the cutoff score of a national teacher examination given in
19 this state or in any other state if this state does not offer such a test; or
- 20 4. Meets the requirements of section 15.1-23-06.

21 **SECTION 3. AMENDMENT.** Section 15.1-23-06 of the North Dakota Century Code is
22 amended and reenacted as follows:

23 **15.1-23-06. Home education - Required monitoring of progress.** A parent who ~~has~~
24 ~~a high school diploma or a general education development certificate~~ does not meet the

1 qualifications provided in section 15.1-23-03 may supervise home education but must be
2 monitored in accordance with section 15.1-23-07 for the first two years. If a child receiving
3 home education obtains a basic composite standardized achievement test score below the
4 fiftieth percentile nationally, the parent must be monitored for at least one additional school year
5 and until the child receives a test score at or above the fiftieth percentile. If testing is not
6 required by section 15.1-23-07 during the first two years of monitoring, the period of monitoring
7 may not be extended, except upon the mutual consent of the parent and the monitor. If a
8 parent completes the monitoring requirements of this section for one child, the parent may not
9 be monitored with respect to other children for whom the parent supervises home education.

10 **SECTION 4. AMENDMENT.** Section 15.1-23-08 of the North Dakota Century Code is
11 amended and reenacted as follows:

12 **15.1-23-08. ~~Monitoring or test~~ Test administration.** An individual who in accordance
13 with this chapter ~~monitors a child receiving home education or who~~ administers a standardized
14 achievement test to a child receiving home education shall notify the child's school district of
15 residence.

16 **SECTION 5. AMENDMENT.** Section 15.1-23-17 of the North Dakota Century Code is
17 amended and reenacted as follows:

18 **15.1-23-17. Home education - High school diplomas.**

- 19 1. A child's school district of residence, an approved nonpublic high school, or the
20 center for distance education may issue a high school diploma to a child who,
21 through home education, has met the issuing entity's requirements for high school
22 graduation provided the child's parent submits to the issuing entity a description of
23 the course material covered in each high school subject, a description of the
24 course objectives and how the objectives were met, and a transcript of the child's
25 performance in grades nine through twelve.
- 26 2. In the alternative, a high school diploma may be issued by the child's school district
27 of residence, an approved nonpublic high school, or the center for distance
28 education provided the child, through home education, has completed at least
29 twenty-one units of high school coursework from the minimum required curriculum
30 offerings established by law for public and nonpublic schools and the child's parent
31 or legal guardian submits to the issuing entity a description of the course material

covered in each high school subject, a description of the course objectives and how the objectives were met, and a transcript of the child's performance in grades nine through twelve. The issuing entity may indicate on a diploma issued under this subsection that the child was provided with home education. Beginning with the 2009-10 school year, the number of units required by this section increases to twenty-two and beginning with the 2011-12 school year, the number of units required by this section increases to twenty-four.

3. If for any reason the documentation required in subsection 1 or 2 is unavailable, the entity issuing the diploma may accept any other reasonable proof that the child has met the applicable requirements for high school graduation.

SECTION 6. EXPIRATION DATE. This Act is effective through July 31, 2011, and after that date is ineffective.