

HOUSE BILL NO. 1078

Introduced by

Education Committee

(At the request of the Superintendent of Public Instruction)

1 A BILL for an Act to create and enact a new subsection to section 25-06-02 of the North Dakota
2 Century Code, relating to the facilitation of acquisition of instructional materials in alternate
3 formats to students with print disabilities; to amend and reenact sections 25-06-01 and
4 25-06-01.1 of the North Dakota Century Code, relating to the facilitation of acquisition of
5 instructional materials in alternate formats to students with print disabilities; and to provide an
6 appropriation.

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

8 **SECTION 1. AMENDMENT.** Section 25-06-01 of the North Dakota Century Code is
9 amended and reenacted as follows:

10 **25-06-01. North Dakota vision services - school for the blind - Maintained -**
11 **Location.** There must be maintained at Grand Forks, in Grand Forks County, a statewide
12 service, resource, and referral center for the education and training of all residents of this state
13 who are blind or have a visual impairment and to serve as the national instructional materials
14 accessibility center authorized user for the purpose of facilitating access to and conversion of
15 accessible instructional materials in alternate formats for use by blind individuals, individuals
16 with visual impairment, and students with other print disabilities, which must be known as the
17 North Dakota vision services - school for the blind.

18 **SECTION 2. AMENDMENT.** Section 25-06-01.1 of the North Dakota Century Code is
19 amended and reenacted as follows:

20 **25-06-01.1. Definitions.** For purposes of this chapter, ~~an~~:

21 1. An individual who is blind means an individual who is totally blind or whose central
22 visual acuity does not exceed twenty/two hundred in the better eye with corrective
23 lenses, or the widest diameter of the visual field is no greater than twenty degrees;
24 ~~and an~~

1 2. An individual with a visual impairment means an individual with an impairment in
2 vision which, even with correction, adversely affects the individual's functional
3 ability; and

4 3. A student with print disabilities means a student enrolled in elementary or
5 secondary school who has an individualized education program, which includes
6 documentation of either an inability to read or use standard printed material as a
7 result of physical limitations or a reading disability resulting from an organic
8 dysfunction that has been certified by competent authority to be of sufficient
9 severity to prevent reading of printed material in a normal manner.

10 **SECTION 3.** A new subsection to section 25-06-02 of the North Dakota Century Code
11 is created and enacted as follows:

12 Serve as the national instructional materials accessibility center authorized user for
13 the purpose of facilitating access to and conversion of accessible instructional
14 materials in alternate formats for use by blind individuals, individuals with visual
15 impairment, and students with other print disabilities.

16 **SECTION 4. APPROPRIATION.** The funds provided in this section, or so much of the
17 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
18 treasury, not otherwise appropriated, to the North Dakota vision services - school for the blind
19 for the purpose of serving as the national instructional materials accessibility center authorized
20 user to facilitate access to and conversion of accessible instructional materials in alternate
21 formats for the biennium beginning July 1, 2009, and ending June 30, 2011, as follows:

22 Salaries and wages	\$47,808
23 Operating expenses	<u>4,554</u>
24 Total general fund appropriation	\$52,362
25 FTE	.50