

Sixty-fourth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2013

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the department of
2 public instruction, the state library, the school for the deaf, and the North Dakota vision
3 services - school for the blind; to create and enact a new section to chapter 54-24 of the ~~of the~~
4 North Dakota Century Code, relating to the state library operating fund; to amend and reenact
5 sections 15.1-02-02, 15.1-07-33, 24-02-03.3, and 39-01-03 of the North Dakota Century Code,
6 relating to the salary of the superintendent of public instruction, PowerSchool, and the
7 management and use of motor vehicles owned by the state; to provide an exemption; to provide
8 a statement of legislative intent; and to provide for legislative management studies.

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

10 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
11 as may be necessary, are appropriated out of any moneys in the general fund in the state
12 treasury, not otherwise appropriated, and from special funds derived from federal funds and
13 other income, to the department of public instruction, the school for the deaf, North Dakota
14 vision services - school for the blind, and the state library for the purpose of defraying the
15 expenses of those agencies, for the biennium beginning July 1, 2015, and ending June 30,
16 2017, as follows:

17 Subdivision 1.

18 DEPARTMENT OF PUBLIC INSTRUCTION

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
21 Salaries and wages	\$15,940,953	\$2,415,113	\$18,356,066
22 Accrued leave payments	322,068	(322,068)	0
23 Operating expenses	29,430,802	1,397,390	30,828,192
24 Integrated formula payments	1,752,100,000	278,700,000	2,030,800,000

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1	Grants—special education contracts	16,500,000	800,000	17,300,000
2	Grants—transportation	53,500,000	6,500,000	60,000,000
3	Grants—other grants	272,996,261	(2,115,539)	270,880,722
4	PowerSchool	0	6,000,000	6,000,000
5	Rapid enrollment grants	13,600,000	1,200,000	14,800,000
6	Transportation efficiency	30,000	0	30,000
7	National board certification	120,000	0	120,000
8	Total all funds	\$2,154,540,084	\$294,574,896	\$2,449,114,980
9	Less estimated income	436,996,759	71,684,108	508,680,867
10	Total general fund	\$1,717,543,325	\$222,890,788	\$1,940,434,113
11	Full-time equivalent positions	99.75	0.00	99.75
12	<u>Salaries and wages</u>	<u>\$15,940,953</u>	<u>\$2,339,053</u>	<u>\$18,280,006</u>
13	<u>Accrued leave payments</u>	<u>322,068</u>	<u>(322,068)</u>	<u>0</u>
14	<u>Operating expenses</u>	<u>29,430,802</u>	<u>1,397,390</u>	<u>30,828,192</u>
15	<u>Integrated formula payments</u>	<u>1,752,100,000</u>	<u>164,540,000</u>	<u>1,916,640,000</u>
16	<u>Grants - special education contracts</u>	<u>16,500,000</u>	<u>800,000</u>	<u>17,300,000</u>
17	<u>Grants - transportation</u>	<u>53,500,000</u>	<u>3,500,000</u>	<u>57,000,000</u>
18	<u>Grants - other grants</u>	<u>272,996,261</u>	<u>(4,379,034)</u>	<u>268,617,227</u>
19	<u>PowerSchool</u>	<u>0</u>	<u>6,000,000</u>	<u>6,000,000</u>
20	<u>Rapid enrollment grants</u>	<u>13,600,000</u>	<u>1,200,000</u>	<u>14,800,000</u>
21	<u>Transportation efficiency</u>	<u>30,000</u>	<u>0</u>	<u>30,000</u>
22	<u>National board certification</u>	<u>120,000</u>	<u>0</u>	<u>120,000</u>
23	<u>Total all funds</u>	<u>\$2,154,540,084</u>	<u>\$175,075,341</u>	<u>\$2,329,615,425</u>
24	<u>Less estimated income</u>	<u>436,996,759</u>	<u>71,635,714</u>	<u>508,632,473</u>
25	<u>Total general fund</u>	<u>\$1,717,543,325</u>	<u>\$103,439,627</u>	<u>\$1,820,982,952</u>
26	<u>Full-time equivalent positions</u>	<u>99.75</u>	<u>0.00</u>	<u>99.75</u>
27	Subdivision 2.			
28		STATE LIBRARY		
29			Adjustments or	
30		Base Level	Enhancements	Appropriation
31	Salaries and wages	\$3,780,053	\$423,714	\$4,203,767

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1	Accrued leave payments	75,354	(75,354)	0
2	Operating expenses	1,895,726	0	1,895,726
3	Grants	2,519,000	616,500	3,135,500
4	Total all funds	\$8,270,133	\$964,860	\$9,234,993
5	Less estimated income	2,394,145	45,116	2,439,261
6	Total general fund	\$5,875,988	\$919,744	\$6,795,732
7	Full-time equivalent positions	29.75	0.00	29.75
8	Salaries and wages	\$3,780,053	\$401,127	\$4,181,180
9	Accrued leave payments	75,354	(75,354)	0
10	Operating expenses	1,895,726	0	1,895,726
11	Grants	2,519,000	616,500	3,135,500
12	Total all funds	\$8,270,133	\$942,273	\$9,212,406
13	Less estimated income	2,394,145	44,606	2,438,751
14	Total general fund	\$5,875,988	\$897,667	\$6,773,655
15	Full-time equivalent positions	29.75	0.00	29.75

Subdivision 3.

SCHOOL FOR THE DEAF

		Adjustments or	
	Base Level	Enhancements	Appropriation
20	Salaries and wages	\$6,932,905	\$7,754,232
21	Accrued leave payments	134,846	(134,846)
22	Operating expenses	1,908,794	139,502
23	Capital assets	191,762	675,412
24	Grants	200,000	0
25	Total all funds	\$9,368,307	\$1,501,395
26	Less estimated income	1,568,928	124,642
27	Total general fund	\$7,799,379	\$1,376,753
28	Full-time equivalent positions	44.61	1.00
29	Salaries and wages	\$6,932,905	\$781,425
30	Accrued leave payments	134,846	(134,846)
31	Operating expenses	1,908,794	139,502

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1	Capital assets	191,762	675,412	867,174
2	Grants	200,000	0	200,000
3	Total all funds	\$9,368,307	\$1,461,493	\$10,829,800
4	Less estimated income	1,568,928	120,282	1,689,210
5	Total general fund	\$7,799,379	\$1,341,211	\$9,140,590
6	Full-time equivalent positions	44.61	1.00	45.61

7 Subdivision 4.

8 NORTH DAKOTA VISION SERVICES - SCHOOL FOR THE BLIND

9		Adjustments or		
10		Base Level	Enhancements	Appropriation
11	Salaries and wages	\$4,415,180	\$369,061	\$4,784,241
12	Accrued leave payments	87,463	(87,463)	0
13	Operating expenses	707,006	157,700	864,706
14	Capital assets	35,364	46,590	81,954
15	Total all funds	\$5,245,013	\$485,888	\$5,730,901
16	Less estimated income	743,427	(111,584)	631,843
17	Total general fund	\$4,501,586	\$597,472	\$5,099,058
18	Full-time equivalent positions	30.00	0.00	30.00
19	Salaries and wages	\$4,415,180	\$344,969	\$4,760,149
20	Accrued leave payments	87,463	(87,463)	0
21	Operating expenses	707,006	157,700	864,706
22	Capital assets	35,364	46,590	81,954
23	Total all funds	\$5,245,013	\$461,796	\$5,706,809
24	Less estimated income	743,427	(118,102)	625,325
25	Total general fund	\$4,501,586	\$579,898	\$5,081,484
26	Full-time equivalent positions	30.00	0.00	30.00

27 Subdivision 5.

28 BILL TOTAL

29		Adjustments or		
30		Base Level	Enhancements	Appropriation
31	Grand total general fund	\$1,735,720,278	\$225,784,757	\$1,961,505,035

1	Grand total special funds	441,703,259	71,742,282	513,445,541
2	Grand total all funds	\$2,177,423,537	\$297,527,039	\$2,474,950,576
3	Grand total general fund	\$1,735,720,278	\$106,258,403	\$1,841,978,681
4	Grand total special funds	441,703,259	71,682,500	513,385,759
5	Grand total all funds	\$2,177,423,537	\$177,940,903	\$2,355,364,440

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO

SIXTY-FIFTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-third legislative assembly for the 2013-15 biennium and the 2015-17 one-time funding items included in the appropriation in section 1 of this Act:

10	<u>One-Time Funding Description</u>	<u>2013-15</u>	<u>2015-17</u>
11	Department of public instruction		
12	Funding pool for initiatives	\$2,750,000	\$0
13	Information technology staffing analysis	100,000	0
14	Early childhood care and education study	200,000	0
15	Governing North Dakota textbook	20,000	0
16	Safety grants	3,000,000	0
17	<u>Civics education grant</u>	<u>0</u>	<u>200,000</u>
18	<u>Cardiopulmonary resuscitation training grants</u>	<u>0</u>	<u>450,000</u>
19	Free or reduced meals information technology	0	30,000
20	Rapid enrollment grants	0	14,800,000
21	Total department of public instruction - general fund	\$6,070,000	\$14,830,000
22	<u>Total department of public instruction - general fund</u>	<u>\$6,070,000</u>	<u>\$15,480,000</u>
23	State library		
24	Library repair grants	\$0	\$250,000
25	Total state library- general fund	\$0	\$250,000
26	School for the deaf		
27	Extraordinary repairs	\$1,002,259	\$600,000
28	Total school for the deaf - estimated income	\$1,002,259	\$600,000
29	North Dakota vision services - school for the blind		
30	Equipment	\$20,200	\$21,000
31	Elevator installation	241,500	0

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1	Window replacements	189,000	0
2	Extraordinary repairs	90,136	0
3	Remodel of west wing	2,762,000	0
4	Special assessments payoff	0	19,000
5	Server and access points	<u>0</u>	<u>16,000</u>
6	Total school for the blind - all funds	\$3,302,836	\$56,000
7	Total school for the blind - estimated income	<u>110,329</u>	<u>56,000</u>
8	Total school for the blind - general fund	\$3,192,507	\$0
9	Grand total - all funds	\$10,375,095	\$15,736,000
10	Grand total - estimated income	1,112,588	656,000
11	Grand total - general fund	\$9,262,507	\$15,080,000
12	<u>Grand total - all funds</u>	<u>\$10,375,095</u>	<u>\$16,386,000</u>
13	<u>Grand total - estimated income</u>	<u>1,112,588</u>	<u>656,000</u>
14	<u>Grand total - general fund</u>	<u>\$9,262,507</u>	<u>\$15,730,000</u>

15 The 2015-17 one-time funding amounts are not a part of the entity's base budget for the
 16 2017-19 biennium. The department of public instruction, state library, school for the deaf, and
 17 North Dakota vision services - school for the blind shall report to the appropriations committees
 18 of the sixty-fifth legislative assembly on the use of this one-time funding for the biennium
 19 beginning July 1, 2015, and ending June 30, 2017.

20 **SECTION 3. APPROPRIATION - TUITION APPORTIONMENT.** The sum of \$219,134,000,
 21 included in the integrated formula payments line item in subdivision 1 of section 1 of this Act, is
 22 from the state tuition fund in the state treasury. Any additional amount in the state tuition fund
 23 that becomes available for distribution to public schools is appropriated to the department of
 24 public instruction for that purpose for the biennium beginning July 1, 2015, and ending June 30,
 25 2017.

26 **SECTION 4. INTEGRATED FORMULA PAYMENTS AND SPECIAL EDUCATION**
 27 **CONTRACTS EXPENDITURE AUTHORITY.** The superintendent of public instruction may
 28 expend funds included in the integrated formula payments and grants - special education
 29 contracts line items in subdivision 1 of section 1 of this Act in payment of grants for educational
 30 services that were due in the 2013-15 biennium but which were not filed, claimed, or properly
 31 supported by the education provider until after June 30, 2015.

1 **SECTION 5. GIFTED AND TALENTED PROGRAM - MEDICAID MATCHING FUNDING -**
2 **DISTRIBUTION.**

- 3 1. The sum of \$800,000, included in the integrated formula payments line item in
4 subdivision 1 of section 1 of this Act, must be distributed to reimburse school districts
5 or special education units for gifted and talented programs upon the submission of an
6 application that is approved in accordance with guidelines adopted by the
7 superintendent of public instruction. The superintendent of public instruction shall
8 encourage cooperative efforts for gifted and talented programs among school districts
9 and special education units.
- 10 2. State school aid payments for special education must be reduced by the amount of
11 matching funds required to be paid by school districts or special education units for
12 students participating in the medicaid program. Special education funds equal to the
13 amount of the matching funds required to be paid by the school district or special
14 education unit must be paid by the superintendent of public instruction to the
15 department of human services on behalf of the school district or unit.

16 **SECTION 6. REGIONAL EDUCATION ASSOCIATIONS - GRANTS.** During the 2015-17
17 biennium, the superintendent of public instruction shall expend up to \$800,000 from the
18 integrated formula payments line item in subdivision 1 of section 1 of this Act for the purpose of
19 providing an annual grant to each eligible regional education association in order to assist each
20 association with the cost of compensating a coordinator.

- 21 1. In order to receive a grant under this section, each regional education association
22 must:
- 23 a. Enter a contract with an individual to serve as a coordinator, on a full-time or a
24 part-time basis, for a duration of at least twelve months; and
- 25 b. Provide from other revenue sources at least thirty percent of the total
26 compensation payable to the coordinator.
- 27 2. The maximum grant payable to a regional education association under this section
28 during each year of the biennium is the lesser of \$50,000 or seventy percent of the
29 total compensation payable to the coordinator.

30 **SECTION 7. TRANSPORTATION GRANTS - DISTRIBUTION.**

- 1 1. During each year of the 2015-17 biennium, the superintendent of public instruction
2 shall calculate the payment to which each school district is entitled based on the state
3 transportation formula as it existed on June 30, 2001, except that the superintendent
4 shall provide reimbursement at the rate of:
- 5 a. One dollar and ~~twenty-seven~~eighteen cents per mile for school buses having a
6 capacity of ten or more passengers;
 - 7 b. ~~Sixty~~Fifty-five cents per mile for vehicles having a capacity of nine or fewer
8 passengers;
 - 9 c. ~~Sixty~~Fifty-four cents per mile, provided:
 - 10 (1) The student being transported is a student with a disability, as defined in
11 chapter 15.1-32;
 - 12 (2) The student's individualized education program plan requires that the
13 student attend a public or a nonpublic school located outside the student's
14 school district of residence;
 - 15 (3) The student is transported by an adult member of the student's family;
 - 16 (4) The student is transported in a vehicle furnished by the student's parents;
 - 17 (5) The student's transportation is paid for by the student's parents; and
 - 18 (6) The reimbursement does not exceed two round trips daily between the
19 student's home and school.
 - 20 d. ~~Sixty~~Fifty-four cents per mile, one way, provided:
 - 21 (1) The student being transported resides more than two miles from the public
22 school that the student attends;
 - 23 (2) The student is transported by an adult member of the student's family;
 - 24 (3) The student is transported in a vehicle furnished by the student's parents;
25 and
 - 26 (4) The student's transportation is paid for by the student's parents.
 - 27 e. Thirty-two cents per student for each one-way trip.
 - 28 f. The superintendent of public instruction shall use the latest available student
29 enrollment count in each school district in applying the provisions of subsection 1.
 - 30 g. If any moneys provided for transportation payments in the grants - transportation
31 line item in subdivision 1 of section 1 of this Act, remain after application of the

1 formula provided for in this section, the superintendent of public instruction shall
2 prorate the remaining amounts according to the percentage of the total
3 transportation formula amount to which each school district is entitled.

4 h. This section does not authorize the reimbursement of any costs incurred in
5 providing transportation for student attendance at extracurricular activities or
6 events.

7 **SECTION 8. RAPID ENROLLMENT GRANTS - DISTRIBUTION.** The sum of \$14,800,000,
8 or so much of the sum as may be necessary, included in the rapid enrollment grants line item in
9 subdivision 1 of section 1 of this Act is provided for grants to any school district that can
10 demonstrate qualifying rapid enrollment growth, for the biennium beginning July 1, 2015, and
11 ending June 30, 2017. The superintendent of public instruction shall award grants to eligible
12 districts meeting the following criteria:

- 13 1. A district is eligible to receive a grant under this section if the number of students
14 reflected in the district's September tenth enrollment report exceeds the number of
15 students in the prior year September tenth enrollment report as follows:
 - 16 a. For Tier 1 funding, the increase must be at least four percent or one hundred fifty
17 students and must be at least twenty students; or
 - 18 b. For Tier 2 funding, the increase must be at least two percent or seventy-five
19 students and must be at least ten students.
- 20 2. The superintendent of public instruction shall calculate the amount to which an eligible
21 district is entitled as follows:
 - 22 a. Determine the actual percentage increase in the number of students and subtract
23 two from the percentage calculated;
 - 24 b. Determine the number of students represented by the difference determined in
25 subdivision a of this section;
 - 26 c. Multiply the number of students determined in subdivision b of this section by:
 - 27 (1) \$4,000 for Tier 1 funding; or
 - 28 (2) \$2,000 for Tier 2 funding.
- 29 3. If the amount of the appropriation provided for in this Act is insufficient to meet the
30 obligations of this section, the superintendent of public instruction shall prorate the

1 payment based on the percentage of the total amount to which each school district is
2 entitled.

3 4. The superintendent of public instruction may not expend more than \$7,400,000 in
4 grants under this section during the first year of the biennium.

5 5. Any district that is precluded from receiving state aid under section 15.1-27-35.3 is not
6 eligible to receive a grant under this section.

7 **SECTION 9. CONTINUING EDUCATION GRANTS - FUNDING - DISTRIBUTION.** The
8 sum of \$150,000, or so much of the sum as may be necessary, included in the grants - other
9 grants line item in subdivision 1 of section 1 of this Act is provided for continuing education
10 grants, for the biennium beginning July 1, 2015, and ending June 30, 2017.

11 1. The superintendent of public instruction shall award grants in amounts up to \$1,200 to
12 eligible recipients in chronological order, based on the date of an individual's
13 application. An eligible recipient must:

14 a. (1) Be licensed to teach by the education standards and practices board;
15 (2) Have taught in this state during each of the last three school years; and
16 (3) Be enrolled at an institution of higher education in this state in either a
17 master of education program in educational leadership or a program leading
18 to a specialist diploma in educational leadership;

19 b. Be pursuing the requirements for a certificate in career development facilitation;
20 or

21 c. Be pursuing a school counselor credential.

22 2. If any of the amount appropriated for this purpose remains after the superintendent of
23 public instruction has awarded grants to all eligible recipients, the superintendent shall
24 distribute that amount as an additional per student payment on a prorated basis,
25 according to the latest available average daily membership of each school district.

26 **SECTION 10. CARDIOPULMONARY RESUSCITATION TRAINING GRANTS - FUNDING**
27 **- DISTRIBUTION.** During the 2015-17 biennium, the superintendent of public instruction shall
28 expend up to \$450,000 from the grants - other grants line item in subdivision 1 of section 1 of
29 this Act for the purpose of providing cardiopulmonary resuscitation training grants for training
30 made available to students at both the high school and middle school levels as provided ~~in~~

~~chapter 58 of the 2013 Session Laws except that grants may be provided for training made available to students at both the high school and middle school levels below.~~

1. A school district may be eligible for reimbursement under this section if the school district utilizes one class period in a required course of the district's choosing, for the purpose of providing instruction in cardiopulmonary resuscitation to as many students as possible. A nonpublic school may be eligible for reimbursement under this section if the nonpublic school utilizes one class period in a required course of the school's choosing, for the purpose of providing instruction in cardiopulmonary resuscitation to as many students as possible. The training must:

a. Conform to the most recent national evidence-based American heart association guidelines for cardiopulmonary resuscitation and emergency cardiovascular care;

b. Be conducted according to guidelines established by the American heart association, the American red cross, or some other nationally recognized nonprofit organization;

c. Include the practice of chest compressions;

d. Include instruction in the use of an automated external defibrillator; and

e. Use course curriculum which allows for demonstration of competency in performing cardiopulmonary resuscitation and associated skills, including automated external defibrillator and first aid, gained through psychomotor skills practice based on current national guidelines.

2. a. Upon completion of the training, each school district and nonpublic school may submit to the superintendent of public instruction documentation verifying the training and any expenses incurred in providing the training.

b. For purposes of this section, "reimbursable expenses" include costs for instructors, training staff as instructors, instructional materials, and training manikins.

c. A school district's reimbursement may not exceed the equivalent of \$15 multiplied by the number of district students undergoing the training during the first year of the biennium and \$15 multiplied by the number of district students undergoing the training during the second year of the biennium, based on the number of hours and level of certification offered. A nonpublic school's reimbursement may

1 not exceed the equivalent of \$15 multiplied by the number of the school's
2 students undergoing the training during the first year of the biennium and \$15
3 multiplied by the number of the school's students undergoing the training during
4 the second year of the biennium, based on the number of hours and level of
5 certification offered.

6 3. School districts and nonpublic schools may combine with other school districts and
7 nonpublic schools to provide the training or direct that a regional education association
8 provide or facilitate the training.

9 4. The superintendent of public instruction shall provide the reimbursements to school
10 districts and nonpublic schools in accordance with the order in which completed
11 requests are received.

12 **SECTION 11. INDIRECT COST ALLOCATION.** Notwithstanding section 54-44.1-15, the
13 department of public instruction may deposit indirect cost recoveries in its operating account.

14 **SECTION 12. EXEMPTION - SAFETY GRANTS.** The amount appropriated for school
15 district safety grants in section 1 of chapter 59 of the 2013 Session Laws is not subject to
16 section 54-44.1-11 and any unexpended funds are available for school district safety grants
17 during the biennium beginning July 1, 2015, and ending June 30, 2017.

18 **SECTION 13. STATE AID TO PUBLIC LIBRARIES.** The line item entitled grants in
19 subdivision 2 of section 1 of this Act includes \$2,133,000 for aid to public libraries, of which no
20 more than one-half is to be expended during the fiscal year ending June 30, 2016.

21 **SECTION 14. OTHER GRANTS - REPORTING.** The superintendent of public instruction
22 shall continue reporting on the cost per participant and the outcomes of other grants and report
23 to the sixty-fifth legislative assembly regarding participation, cost, and outcomes of these
24 grants.

25 **SECTION 15. FEES DEPOSITED IN NORTH DAKOTA VISION SERVICES - SCHOOL**
26 **FOR THE BLIND OPERATING FUND.** Any moneys included in the estimated income line item
27 in subdivision 4 of section 1 of this Act, collected for subscription fees or braille fees, must be
28 deposited in the North Dakota vision services - school for the blind operating fund in the state
29 treasury and may be spent subject to appropriation by the legislative assembly.

30 **SECTION 16. SCHOOL FOR THE DEAF - HIGHER EDUCATION INTERPRETER GRANT**
31 **PROGRAM.** The grants line item contained in subdivision 3 of section 1 of this Act is for the

1 purpose of providing grants to assist institutions under the control of the state board of higher
2 education with the cost of interpreters and real-time captioning for students who are deaf or
3 hard of hearing, for the biennium beginning July 1, 2015, and ending June 30, 2017. Moneys
4 appropriated for this program are not subject to section 54-44.1-11. Funds shall be distributed
5 pursuant to the provisions of this section:

- 6 1. The school for the deaf shall develop a formula to determine the grant amount for
7 which an institution is eligible. The formula must be based on a uniform hourly
8 reimbursement.
- 9 2. To obtain a grant under this section, an institution shall submit to the school for the
10 deaf, at the time and in the manner directed by the school, invoices showing the
11 amount expended for interpreters and real-time captioning for students who are deaf
12 or hard of hearing.
- 13 3. The school for the deaf may not distribute more than fifty percent of the amount
14 appropriated during the first year of the biennium.
- 15 4. If any grant moneys remain undistributed at the end of the biennium, the school for the
16 deaf shall provide additional prorated grants to institutions that incurred, during the
17 biennium, hourly expenses in excess of the formula reimbursement level.
- 18 5. At the request of an institution under the control of the state board of higher education,
19 the school for the deaf shall consult with the institution and provide advice regarding
20 the provision of services most appropriate to meet a student's needs.

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

23 **15.1-02-02. Salary.**

24 The annual salary of the superintendent of public instruction is ~~one hundred ten thousand~~
25 ~~one hundred ninety-two dollars through June 30, 2014, and one hundred thirteen thousand four~~
26 ~~hundred ninety-eight~~ one hundred sixteen thousand nine hundred three dollars through June 30,
27 2016, and one hundred twenty thousand four hundred ten dollars thereafter.

28 **SECTION 18. AMENDMENT.** Section 15.1-07-33 of the North Dakota Century Code is
29 amended and reenacted as follows:

1 **15.1-07-33. Student information system - ~~Statewide coordination -- Financial support --~~**

2 **Exemption.**

- 3 1. Notwithstanding any other technology requirements imposed by the superintendent of
4 public instruction, the information technology department, or the North Dakota
5 educational technology council, each school district shall acquire PowerSchool
6 through the information technology department and use it as its principal student
7 information system.
- 8 2. ~~The superintendent of public instruction shall forward that portion of a school district's~~
9 ~~state aid which is payable by the superintendent under subdivision n of subsection 1 of~~
10 ~~section 15.1-27-03.1 directly to the information technology department to reimburse~~
11 ~~the department for the cost of the school district's acquisition, implementation, or~~
12 ~~utilization of PowerSchool and any related technology support services. The~~
13 ~~superintendent shall forward the amount payable under this subsection at the same~~
14 ~~time and in the same manner as provided for other state aid payments under section~~
15 ~~15.1-27-01.~~
- 16 3. ~~If the portion of a school district's state aid forwarded to the information technology~~
17 ~~department under subsection 2 exceeds the cost incurred by the information~~
18 ~~technology department in providing for the school district's acquisition,~~
19 ~~implementation, or utilization of PowerSchool and any related technology support~~
20 ~~services, the information technology department shall return the excess moneys to the~~
21 ~~superintendent of public instruction for redistribution to the school district as per~~
22 ~~student payments.~~
- 23 4. The superintendent of public instruction may exempt a school district from having to
24 acquire and utilize PowerSchool if the school district demonstrates that, in accordance
25 with requirements of the bureau of Indian education, the district has acquired and is
26 utilizing a student information system that is determined to be comparable by the
27 superintendent.

28 **SECTION 19. AMENDMENT.** Section 24-02-03.3 of the North Dakota Century Code is
29 amended and reenacted as follows:

1 **24-02-03.3. Central management system for all state-owned licensed motor vehicles.**

- 2 1. The director shall establish within the department a central vehicle management
3 system to regulate the operation, maintenance, and management of all motor vehicles
4 owned or leased by the state subject to registration under chapters 39-04 and 39-05.
5 Upon the request of a state agency and an agreement between the agency and
6 director for the use of the motor vehicle-related equipment, the director may purchase
7 or lease motor vehicle-related equipment and include that equipment within the
8 system. The director shall provide a uniform method of documenting the use and cost
9 of operation of motor vehicles and motor vehicle-related equipment in the system. The
10 director shall advise the director of the office of management and budget as to the
11 need to acquire or dispose of system motor vehicles. The specifications for highway
12 patrol vehicles to be acquired may be set by the highway patrol superintendent. Every
13 state agency, institution, department, board, bureau, and commission unless
14 exempted by the director must use the system. At the request of the director of the
15 North Dakota agricultural experiment station, certain vehicles used in farming
16 operations at the agronomy seed farm and branch research centers shall be exempt
17 from the requirements of this section. However, an agency, institution, department,
18 board, bureau, or commission may authorize the use of an employee's personal motor
19 vehicle pursuant to subsection 4 of section 54-06-09.
- 20 2. The director may enter into an agreement with a state employee who has a disability
21 requiring a specially-equipped vehicle to pay a mileage rate greater than the rate
22 established in section 54-06-09 for the employee's use of the employee's
23 specially-equipped motor vehicle while conducting state business. The rate must be
24 based on the rate provided in section 54-06-09, increased by the actual cost per mile
25 caused by the special equipment, and may not exceed the cost associated with the
26 special equipment expressed as the new value plus the depreciated fair market value
27 in eight years divided by two, divided by twenty thousand miles.
- 28 3. Each entity required to use the system shall submit records of the operation of each
29 vehicle as directed by the director.
- 30 4. The director may enter an agreement for the use of the motor vehicle-related
31 equipment with the North Dakota art museum established in section 54-02-11.

1 **SECTION 20. AMENDMENT.** Section 39-01-03 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 **39-01-03. Motor vehicle owned by the state, North Dakota art museum, or an**
4 **international peace garden not to be used for private use or in political activities.**

5 ~~No person~~A person, officer, or employee of the state or of any department, board, bureau,
6 commission, institution, industry, or other agency of the state, ~~or person, officer, or employee of~~
7 the North Dakota art museum, or of any entity located upon the international boundary line
8 between the United States of America and Canada used and maintained as a memorial to
9 commemorate the long-existing relationship of peace and good will between the people and the
10 governments of the United States of America and Canada and to further international peace
11 among the nations of the world, may not use or drive any motor vehicle belonging to the state or
12 to any department, board, bureau, commission, institution, industry, or other agency of the state,
13 ~~or person, officer, or employee of the North Dakota art museum~~, or of any entity located upon
14 the international boundary line between the United States of America and Canada used and
15 maintained as a memorial to commemorate the long-existing relationship of peace and good will
16 between the people and the governments of the United States of America and Canada and to
17 further international peace among the nations of the world, for private use, or while engaged in
18 any political activity.

19 **SECTION 21.** A new section to chapter 54-24 of the North Dakota Century Code is created
20 and enacted as follows:

21 **State library operating fund.**

22 The state library's operating fund is a special fund in the state treasury. All moneys received
23 for book replacement, cataloging services, and other miscellaneous library services must be
24 deposited in this fund. Moneys in the fund are to be used pursuant to legislative appropriation
25 for provision of services under this chapter.

26 **SECTION 22. LEGISLATIVE INTENT - REGIONAL EDUCATION ASSOCIATIONS AND**
27 **THE NORTH DAKOTA TEACHER CENTER NETWORK.** It is the intent of the sixty-fourth
28 legislative assembly that, during the 2015-17 biennium, the North Dakota teacher center
29 network merge with regional education associations and that the mergers be complete by
30 July 1, 2017.

1 **SECTION 23. LEGISLATIVE MANAGEMENT STUDY - SCHOOL DISTRICT**

2 **TRANSPORTATION.** During the 2015-16 interim, the legislative management shall consider
3 studying school district transportation and state reimbursement for transportation. The
4 legislative management shall report its findings and recommendations, together with any
5 legislation required to implement the recommendations, to the sixty-fifth legislative assembly.

6 **SECTION 24. LEGISLATIVE MANAGEMENT STUDY - TEACHER PREPARATION AND**

7 **RETENTION.** During the 2015-16 interim, the legislative management shall consider studying
8 teacher preparation and retention, including reasons new teachers leave the profession, federal
9 requirements for teacher preparation programs, and possible enhancements to teacher
10 preparation programs and other programs designed to improve retention of new teachers. As
11 part of the study the superintendent of public instruction shall prepare exit interview forms to be
12 completed by school districts when a teacher separates employment. The superintendent of
13 public instruction shall compile the information from the exit interviews and provide a report to
14 the legislative management. The legislative management shall report its findings and
15 recommendations, together with any legislation required to implement the recommendations, to
16 the sixty-fifth legislative assembly.

17 **SECTION 25. LEGISLATIVE MANAGEMENT STUDY - EDUCATIONAL SERVICE**

18 **PROVIDERS.** During the 2015-16 interim, the legislative management shall consider studying
19 the effectiveness and efficiency of educational service providers, including regional education
20 associations, the education standards and practices board, EduTech, the center for distance
21 education, the North Dakota STEM network, and the teacher center network. The study shall
22 examine organizational, structural, administrative, and supervisory options for strengthening the
23 role and function of the named entities and ensuring the optimal provision of services to
24 students, teachers, schools, and school districts throughout the state. The legislative
25 management shall report its findings and recommendations, together with any legislation
26 required to implement the recommendations, to the sixty-fifth legislative assembly.