

HOUSE BILL NO. 1467

Introduced by

Representatives Paulson, Richter, Satrom, Schauer, Schreiber-Beck

1 A BILL for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota  
2 Century Code, relating to the provision of pod education outside the classroom during a  
3 declared emergency or disaster.

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

5 **SECTION 1.** A new section to chapter 15.1-21 of the North Dakota Century Code is created  
6 and enacted as follows:

7 **Pod education - Remote learning - Emergencies.**

8 1. As used in this section:

- 9 a. "Collaborate" means communication, sharing of educational resources,  
10 development of learning opportunities, delivery of educational instruction, and the  
11 joint supervision of student pod education between parents of children in two or  
12 more separate families.
- 13 b. "Parent" ~~includes~~ means a child's resident of the state who is a parent,  
14 conservator, legal guardian, custodian, or other individual with legal authority to  
15 act on behalf of a child.
- 16 c. "Pod education" means a program of instruction in which parents may collaborate  
17 on the creation of lessons and delivery of instruction to students outside the  
18 classroom during emergencies or when in-person classroom learning is not  
19 feasible.
- 20 d. "Supervise" means the selection of materials, determination of an educational  
21 philosophy, and oversight over the method, manner, and delivery of instruction to  
22 students participating in pod education.
- 23 2. If the governor declares a county or statewide state of disaster or emergency that  
24 affects the ability of schools to satisfy the requirements of this chapter through

1 in-person instruction, a parent may provide a student educational instruction through  
2 pod learning.

3 3. A parent intending to supervise or supervising a child's participation in pod education  
4 shall file a statement reflecting that intent or fact with the superintendent of the child's  
5 school district of residence or, if no superintendent is employed, with the county  
6 superintendent of schools for the child's county of residence.

7 4. The statement under subsection 3 must include:

8 a. The name and address of the child receiving pod education;

9 b. The child's date of birth;

10 c. The child's grade level;

11 d. The name and address of the parent who will supervise the pod education;

12 e. The qualifications of the parent who will supervise the pod education;

13 f. Any public school courses in which the child intends to participate and the school  
14 district offering the courses; and

15 g. Any extracurricular activities in which the child intends to participate and the  
16 school district or approved nonpublic school offering the activities.

17 5. The statement under subsection 3 must be accompanied by a copy of the child's  
18 immunization record and proof of the child's identity as required by section 12-60-26.

19 6. The superintendent of the child's school district of residence or, if no superintendent is  
20 employed, the county superintendent of schools for the child's county of residence  
21 shall report the number of statements of intent filed in accordance with this section to  
22 the superintendent of public instruction at the time and in the manner required by the  
23 superintendent of public instruction.

24 7. A parent may supervise pod education if the parent holds a high school diploma or a  
25 GED diploma.

26 8. A parent supervising pod education shall include instruction in the subjects required by  
27 law to be taught to public school students. The instruction must have a duration of at  
28 least four hours each day for a minimum of one hundred seventy-five days each year,  
29 or until the governor rescinds the statewide state of disaster or emergency.

30 9. A parent supervising pod education shall maintain a record of courses taken by the  
31 child and the child's academic progress assessments, including any standardized

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1467

Page 1, line 13, replace "includes" with "means"

Page 1, line 13, replace "child's" with "resident of the state who is a parent, conservator,"

Page 1, line 13, after "guardian" insert ", custodian, or other individual with legal authority to act on behalf of a child"

Page 1, line 16, after "emergencies" insert "or"

Page 1, line 21, after "a" insert "county or"

Page 3, after line 8, insert:

"12. This section may not be interpreted, construed, or implemented in a manner that would impair or affect collaborative learning, pod learning, or other programs of home education under chapter 15.1-23."

Renumber accordingly