

ARTICLE 67-19
ACCREDITATION: PROCEDURES, STANDARDS, AND CRITERIA

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- 67-19-03 Innovative Education Program
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CHAPTER 67-19-01
ACCREDITATION: PROCEDURES, STANDARDS, AND CRITERIA

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- 67-19-01-28 Instructional Personnel - Elementary School Teacher Qualifications - General Preparation [Repealed]
- 67-19-01-29 Instructional Personnel - Elementary School Teacher Qualifications - Specific Subject Preparation [Repealed]
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- 67-19-01-37 Teacher Preparation Time - Prekindergarten Through Grade Twelve [Repealed]
- 67-19-01-38 Student Evaluation [Repealed]
- 67-19-01-39 Pupil Personnel Services [Repealed]
- 67-19-01-40 Counseling and Guidance Services - Prekindergarten Through Grade Six [Repealed]
- 67-19-01-40.1 Counseling and Guidance Services - Grades Seven Through Twelve for the 2009-10 School Year [Repealed]
- 67-19-01-40.2 Counseling and Guidance Services - Grades Seven Through Twelve After the 2009-10 School Year [Repealed]
- 67-19-01-41 Library Media Services [Repealed]
- 67-19-01-42 School Policies - Handbooks [Repealed]
- 67-19-01-43 Driver's Education Program - Administrative Requirements [Repealed]
- 67-19-01-44 ~~Approval~~ Accreditation of public schools - Review process - Adoption of ~~approval~~ and accreditation process

67-19-01-01. Definitions.

Repealed effective October 1, 2016.

67-19-01-02. Accreditation status.

Repealed effective October 1, 2016.

67-19-01-03. Loss of accreditation status - Penalties.

Repealed effective October 1, 2016.

67-19-01-04. Nonclassified.

Repealed effective October 1, 2016.

67-19-01-05. Identification of accreditation status.

Repealed effective October 1, 2016.

67-19-01-06. Classification by school grade description and authority.

1. A school must be classified as a secondary school, middle level or junior high school, or an elementary school dependent upon the grade organization in that

school. A school district retains the discretion to organize grades in the configurations that are most appropriate for that district.

2. Configurations for school organizations are:

a. A secondary school may include any consecutive combination of grades from seven through twelve.

b. A middle level or junior high school may include any consecutive combination of grades from five through nine.

c. An elementary school may include any consecutive combination of grades from prekindergarten through grade eight.

History: Effective January 1, 2000; amended effective July 1, 2007; January 1, 2010; October 1, 2016.

General Authority: NDCC 15.1-02-11

Law Implemented: NDCC 15.1-02-11

67-19-01-07. Enrollment categories.

Repealed effective October 1, 2016.

67-19-01-08. Qualifications and time assignments for administrators, counselors, and library media specialists.

Repealed effective October 1, 2016.

67-19-01-09. Types of standards and criteria - Penalties.

Repealed effective July 1, 2007.

67-19-01-10. Review cycle.

Repealed effective October 1, 2016.

67-19-01-11. Appeals procedure.

Repealed effective July 1, 2007.

67-19-01-12. Alternative formats and procedures.

Repealed effective June 1, 2002.

67-19-01-13. Calculation tables for secondary, middle level, or junior high schools.

Repealed effective October 1, 2016.

67-19-01-14. Calculation tables for elementary schools.

Repealed effective October 1, 2016.

67-19-01-15. Education improvement process.

Repealed effective October 1, 2016.

67-19-01-16. Administration - Superintendent qualifications and time assignments.
Repealed effective October 1, 2016.

67-19-01-17. Qualifications of an assistant superintendent.
Repealed effective October 1, 2016.

67-19-01-18. Administration - Secondary school principal qualifications and time assignments.
Repealed effective October 1, 2016.

67-19-01-19. Administration - Middle level or junior high school principal and assistant principal - Qualifications and time assignments.
Repealed effective October 1, 2016.

67-19-01-20. Administration - Elementary school principal qualifications and time assignments.
Repealed effective October 1, 2016.

67-19-01-21. Administration - Shared elementary school principal - Elementary school principal qualifications and time assignments.
Repealed effective October 1, 2016.

67-19-01-22. Administration - Assistant elementary school principal - Elementary school principal qualifications and time assignments.
Repealed effective October 1, 2016.

67-19-01-23. Instructional personnel - Curriculum or instructional area director.
Repealed effective March 24, 2004.

67-19-01-24. Instructional personnel - Secondary school teacher qualifications.
Repealed effective March 24, 2004.

67-19-01-25. Instructional personnel - Secondary school teacher qualifications - Specific subject area preparation.
Repealed effective March 24, 2004.

67-19-01-26. Instructional personnel - Middle level or junior high school teacher qualifications - General preparation.
Repealed effective March 24, 2004.

67-19-01-27. Instructional personnel - Middle level or junior high school teacher qualifications - Specific subject area preparation.
Repealed effective March 24, 2004.

67-19-01-28. Instructional personnel - Elementary school teacher qualifications - General preparation.
Repealed effective March 24, 2004.

67-19-01-29. Instructional personnel - Elementary school teacher qualifications - Specific subject preparation.

Repealed effective March 24, 2004.

67-19-01-29.1. Instructional personnel - Specialized credential preparation.

All school personnel must comply with the state credential and licensing requirements appropriate to their assignment.

History: Effective July 1, 2007; amended effective January 1, 2010.

General Authority: NDCC 15.1-02-11

Law Implemented: NDCC 15.1-02-11

67-19-01-30. Professional development plan.

Repealed effective October 1, 2016.

67-19-01-31. Written curriculum plan for kindergarten through grade twelve.

Repealed effective January 1, 2010.

67-19-01-32. Instructional program - Enrollments in grades nine through twelve.

Repealed effective October 1, 2016.

67-19-01-33. Middle level or junior high school - Enrollment in grade nine.

Repealed effective October 1, 2016.

67-19-01-34. Instructional program - Enrollments in grades seven and eight.

Repealed effective October 1, 2016.

67-19-01-35. Instructional program - Enrollments in prekindergarten through grade six.

Repealed effective October 1, 2016.

67-19-01-36. Class size.

Repealed effective October 1, 2016.

67-19-01-37. Teacher preparation time - Prekindergarten through grade twelve.

Repealed effective October 1, 2016.

67-19-01-38. Student evaluation.

Repealed effective October 1, 2016.

67-19-01-39. Pupil personnel services.

Repealed effective October 1, 2016.

67-19-01-40. Counseling and guidance services - Prekindergarten through grade six.

Repealed effective October 1, 2016.

67-19-01-40.1. Counseling and guidance services - Grades seven through twelve for the 2009-10 school year.

Repealed effective October 1, 2016.

67-19-01-40.2. Counseling and guidance services - Grades seven through twelve after the 2009-10 school year.

Repealed effective October 1, 2016.

67-19-01-41. Library media services.

Repealed effective October 1, 2016.

67-19-01-42. School policies - Handbooks.

Repealed effective October 1, 2016.

67-19-01-43. Driver's education program - Administrative requirements.

Repealed effective January 1, 2010.

67-19-01-44. Approval Accreditation of public schools - Review process - Adoption of approval and accreditation process.

~~1. To be certified as an approved public school, a school must participate and meet the requirements of a school improvement review process:~~

~~2. To meet approval requirements, the review process must be:~~

~~a. Designed to improve student achievement;~~

~~b. Designed as a continuous cycle of improvement; and~~

~~c. Approved by the superintendent of public instruction.~~

~~3. a. The AdvancED Accreditation Policies and Procedures for AdvancED accreditation in effect on June 25, 2015, are adopted by reference.~~

~~b. Copies of these policies and procedures for accreditation may be obtained from: _____~~

North Dakota Department of Public Instruction
State Capitol
600 East Boulevard Avenue
Bismarck, ND 58505-0440
<https://www.nd.gov/dpi>

The superintendent of public instruction shall contract with a nationally recognized accreditation organization to provide accreditation to public schools at no cost.

2. “State-approved list”, for the purpose of this section, means a list of nationally recognized accreditation organizations that meet the criteria determined by the superintendent of public instruction to award accreditation to schools.

3. To be considered for addition to the state-approved list, at a minimum a school accreditation organization must:

a. Be nationally recognized;

b. Include standards that require measurable outcomes for student academic achievement, curriculum and instruction, educator qualifications, leadership and governance, student support services, and continuous improvement; and

c. Complete and submit the approval request form, including all required documentation and evidence satisfying determined criteria.

4. A school may use the state-provided accreditation option or select an accreditation option from the state-approved list that best aligns to the instructional goals and operational needs of the school.

5. If a school chooses to use a nationally recognized accreditation organization from the state approved list rather than the state-provided option, the school is responsible for any accreditation-related costs.

6. Within thirty days, the department of public instruction will review the submitted approval request form and approve or deny the request. If accreditation organizations are approved, they will be added to the state-approved list.

7. The state-approved list will be created and maintained by the department of public instruction and will be available on the department’s website and available to be shared upon request.

8. The superintendent of public instruction has the authority to remove organizations from the state-approved list if they are not in compliance with the determined criteria.

9. The superintendent of public instruction shall periodically review and evaluate the effectiveness of each accreditation option in improving student achievement and school performance.

History: Effective October 1, 2016; Amended effective October 1, 2025.

General Authority: NDCC 15.1-02-04(1), 15.1-02-11

Law Implemented: NDCC 15.1-06-06(1)(d)

**ARTICLE 67-23
SPECIAL EDUCATION**

Chapter	
67-23-01	Comprehensive General Plan Requirements for Special Education Programs
67-23-02	State Funding for Special Education
67-23-03	Federal Funding for Special Education
67-23-04	Special Education Dispute Resolution Options and Appeals [Repealed]
67-23-05	Special Education Dispute Resolution 67-23-06 Response to Intervention
67-23-07	Postsecondary Transition Programs

**CHAPTER 67-23-01
COMPREHENSIVE GENERAL PLAN REQUIREMENTS FOR SPECIAL EDUCATION PROGRAMS**

Section	
67-23-01-01	Definitions
67-23-01-02	School District's Comprehensive General Plan Requirements for Education of Students With Disabilities
67-23-01-03	Timelines - Exception to Sixty-Day Time Frame for Initial Evaluation

67-23-01-01. Definitions.

As used in this article, the following definitions apply:

1. "Individualized education program" or "IEP" means a written statement for each child with a disability that is developed, reviewed, and revised in accordance with the IDEA section 614(d) [20 U.S.C. 1414(d)].
2. "Individuals With Disabilities Education Act" or "IDEA" means the Individuals With Disabilities Education Improvement Act of 2004, Public Law 108-446 [118 Stat. 2647; 20 U.S.C. 1400-1420].
3. "Least restrictive environment" means that to the maximum extent appropriate, children with disabilities are educated with children who are not disabled and special classes, separate schooling, or other removal of children with disabilities from the regular educational environment occurs only when the nature or severity of the disability of a child is such that education in regular classes with the use of supplementary aids and services cannot be achieved satisfactorily.
4. "Local education agency" means a school district, multidistrict special education unit organized under North Dakota Century Code chapter 15.1-33, or other legally constituted public authority for administrative control or direction of, or to perform a service function for, public elementary or secondary schools.
5. "Multidisciplinary team" means a team of professionals and parents which develops an IEP for a student with disabilities.

6. "Multidistrict special education unit" means a public corporation organized under North Dakota Century Code chapter 15.1-33 for purposes of planning and delivering special education and related services.

7. "Nonsectarian" means not affiliated with or restricted to a particular religion.

8. "Organization" includes school districts, multidistrict local education agencies, child care centers, vocational education centers, private or public residential facilities, counties, and nonprofit agencies.

9. "Related services" means transportation and developmental, corrective, or supportive services needed to help a student with disabilities to benefit from special education.

10. "Resident district" means the school district of residence of the student as determined by law.

11. "Special education unit" means a single-district special education unit or a multidistrict special education unit.

12. "Student with disabilities" or "child with disabilities" means an individual who:

a. Is at least three years of age but who has not reached the age of twenty-one before August first of the year in which the individual turns twenty-one, and who because of mental, physical, emotional, or learning characteristics requires regular or special education and related services designed to meet the individual's educational needs; and

b. Is an individual with intellectual disability, ~~hearing impairment including deafness deaf or hard of hearing~~, speech or language impairment, visual impairment including blindness, emotional ~~disturbance~~ disability, orthopedic impairment, autism, traumatic brain injury, other health impairment, specific learning disability, deaf-blindness, or ~~multiple disabilities~~ noncategorical delay.

History: Effective February 1, 2000; amended effective January 1, 2008; January 1, 2020; October 1, 2021; October 1, 2025.

General Authority: NDCC 15.1-32-09

Law Implemented: NDCC 15.1-32-01, 15.1-32-09; 20 U.S.C 1400-1419

67-23-01-02. School district's comprehensive general plan requirements for education of students with disabilities.

Each school district in the state shall have a comprehensive general plan for the education of students with disabilities between the ages of three and twenty-one who reside in that district. The plan must:

1. Be filed with the superintendent of public instruction; and

2. Describe the multidistrict special education unit organizational and services plan or the organization of services for a single-district special education unit, including:

- a. Description of the organization, including participating school districts in multidistrict special education units;
- b. Structure and organization of the board;
- c. Powers and duties of the board;
- d. Monetary policies including fiscal management and method of apportioning administrative and program costs;
- e. Procedures for withdrawing from or joining a multidistrict unit, not including single district units;
- f. Services description;
- g. Unit or district policies and procedures for implementing the provisions of state law and the Individuals With Disabilities Education Act; and
- h. Letters of agreement from participating school districts, not including single-district units.

History: Effective February 1, 2000.

General Authority: NDCC 15-59-04, 15-59-05, 15-59.2-01

Law Implemented: NDCC 15-59-05, 15-59.2-01, 15-59.2-02, 15-59.2-05; 20 USC 1400-1419

67-23-01-03. Timelines - Exception to sixty-day time frame for initial evaluation.

The district must evaluate a referred child within sixty calendar days after obtaining parental consent for the evaluation unless:

1. An extension is necessary because of extreme weather that prevented or interfered with the evaluation and the extreme weather condition is documented; or
2. Either party establishes to the satisfaction of the department that access to a qualified evaluator is so limited that the evaluation cannot occur in the initial sixty days.

The evaluation period, including an extension for the circumstances described above, may not exceed ninety calendar days.

History: Effective October 1, 2009.

General Authority: NDCC 15.1-32-09

Law Implemented: NDCC 15.1-32; 20 USC 1414