

**SENATE BILL NO. 2202**

Introduced by

Senators Traynor, Cook, Holmberg

Representatives D. Johnson, R. Kelsch

1 A BILL for an Act to amend and reenact section 15-34.1-01 of the North Dakota Century Code  
2 or in the alternative to amend and reenact section 15.1-20-01 of the North Dakota Century  
3 Code, relating to the compulsory attendance of students.

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

5 **SECTION 1. AMENDMENT.** Section 15-34.1-01 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **15-34.1-01. Compulsory attendance.** ~~Every parent, guardian, or other~~

8 1. Any person who resides within any school district, or who resides upon any  
9 government base or installation without any school district, and has control over  
10 any educable having responsibility for a child of an age between the ages of seven  
11 years to and sixteen years who does not fall under the provisions of section  
12 15-34.1-02 or 15-34.1-03, shall send or take such ensure that the child to a public  
13 school each year during the entire time such school is in session is in attendance  
14 at a public school for the duration of each school year.

15 2. If a child is enrolled in a public school prior to reaching the age of seven, evaluated  
16 by a multidisciplinary team and found to require special services, and if an  
17 individualized education program is developed for the child, then any person  
18 having responsibility for the child shall ensure that the child is in attendance at a  
19 public school for the duration of each school year or for the period of time specified  
20 in the child's individualized education program.

21 **SECTION 2. AMENDMENT.** Section 15.1-20-01 of the North Dakota Century Code as  
22 created by House Bill No. 1045, as approved by the fifty-seventh legislative assembly, is  
23 amended and reenacted as follows:

24 **15.1-20-01. Compulsory attendance.**

- 1           1. Any person having responsibility for a child between the ages of seven and sixteen  
2           years shall ensure that the child is in attendance at a public school for the duration  
3           of each school year. This ~~section~~ subsection does not apply if a child is exempted  
4           under the provisions of section 15.1-20-02.
- 5           2. If a child is enrolled in a public school prior to reaching the age of seven, evaluated  
6           by a multidisciplinary team and found to require special services, and if an  
7           individualized education program is developed for the child, then any person  
8           having responsibility for the child shall ensure that the child is in attendance at a  
9           public school for the duration of each school year or for the period of time specified  
10          in the child's individualized education program.