

SECOND ENGROSSMENT
with Senate Amendments

Fifty-seventh
Legislative Assembly
of North Dakota

REENGROSSED HOUSE BILL NO. 1321

Introduced by

Representatives Disrud, Hawken, Wentz

Senators Holmberg, Lee, Wanzek

1 A BILL for an Act to amend and reenact section 15-40.1-07.7 of the North Dakota Century
2 Code or in the alternative to amend and reenact section 15.1-27-12 of the North Dakota
3 Century Code, relating to the payments for limited English proficient students.

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

5 **SECTION 1. AMENDMENT.** If House Bill No. 1045 does not become effective, section
6 15-40.1-07.7 of the 1999 Supplement to the North Dakota Century Code is amended and
7 reenacted as follows:

8 **15-40.1-07.7. Per student payments - Limited English proficient students.**

9 1. In addition to any other payments provided for by this chapter, each school district
10 is entitled to receive ~~four~~:

11 a. Four hundred twenty-five dollars for each student who has been assessed by
12 the student's school district and found to have negligible limited English
13 language skills, as evidenced by a classification of level I using the
14 Woodcock-Munoz language survey.

15 b. Three hundred twenty-five dollars for each student who has been assessed
16 by the student's school district and ~~determined~~ found to have negligible or
17 very limited English language skills, as evidenced by a classification of level I
18 or II using the Woodcock-Munoz language survey.

19 c. Two hundred twenty-five dollars for each student who has been assessed by
20 the student's school district and found to have limited English language skills,
21 as evidenced by a classification of level III using the Woodcock-Munoz
22 language survey.

23 2. In order to be eligible for assessment under this section, a student:

- 1 a. Must be at least five years of age but must not have reached the age of
- 2 twenty-two;
- 3 b. Must be enrolled in a school district in this state;
- 4 c. Must have a primary language other than English; and
- 5 d. Must have difficulty speaking, reading, writing, and understanding English.
- 6 3. In order to be eligible for the payment provided for in this section, a school district
- 7 must provide an approved program of instruction for students who have negligible
- 8 limited English language skills, very limited English language skills, or limited
- 9 English language skills. In order to receive the full payment provided for in this
- 10 section, a school district must complete the student assessment required by
- 11 subsection 1 and forward the results to the superintendent of public instruction on
- 12 or before ~~October twenty-fifth~~ December first of each school year. The
- 13 superintendent shall distribute the payments no later than May thirtieth of each
- 14 school year. The superintendent shall prorate payments under this section for any
- 15 students registering in the school district after ~~October first~~ the start of the school
- 16 year or departing the school district prior to the completion of the school year.

17 **SECTION 2. AMENDMENT.** Section 15.1-27-12 of the North Dakota Century Code as
18 created by House Bill No. 1045, as approved by the fifty-seventh legislative assembly, is
19 amended and reenacted as follows:

20 **15.1-27-12. Per student payments - Limited English proficient students.**

- 21 1. In addition to any other payments provided for by this chapter, each school district
- 22 is entitled to receive ~~four~~:
- 23 a. Four hundred twenty-five dollars for each student who has been assessed by
- 24 the student's school district and found to have negligible limited English
- 25 language skills, as evidenced by a classification of level I using the
- 26 Woodcock-Munoz language survey;
- 27 b. Three hundred ~~twenty-five~~ dollars for each student who has been assessed
- 28 by the student's school district and determined to have ~~negligible or very~~
- 29 limited English language skills, as evidenced by a classification of level ~~I or II~~
- 30 using the Woodcock-Munoz language survey; and

- 1 c. Two hundred twenty-five dollars for each student who has been assessed by
2 the student's school district and determined to have limited English language
3 skills, as evidenced by a classification of level III using the Woodcock-Munoz
4 language survey.
- 5 2. In order to be eligible for assessment under this section, a student:
- 6 a. Must be at least five years of age but must not have reached the age of
7 twenty-two;
- 8 b. Must be enrolled in a school district in this state;
- 9 c. Must have a primary language other than English; and
- 10 d. Must have difficulty speaking, reading, writing, and understanding English.
- 11 3. In order to be eligible for the payment provided for in this section, a school district
12 must provide an approved program of instruction for students who have negligible
13 limited English language skills, very limited English language skills, or limited
14 English language skills. In order to receive the full payment provided for in this
15 section, a school district must complete the student assessment required by
16 subsection 1 and forward the results to the superintendent of public instruction on
17 or before ~~October twenty fifth~~ December first of each school year. The
18 superintendent shall distribute the payments no later than May thirtieth of each
19 school year. The superintendent shall prorate payments under this section for any
20 students registering in the school district after ~~October first~~ the start of the school
21 year or departing from the school district prior to the completion of the school year.