

**HOUSE BILL NO. 1237**

Introduced by

Representatives Hawken, Delmore, N. Johnson

Senators Erbele, Flakoll

1 A BILL for an Act to amend and reenact section 15.1-32-14 of the North Dakota Century Code,  
2 relating to the forwarding of special education per student payments.

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

4 **SECTION 1. AMENDMENT.** Section 15.1-32-14 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **15.1-32-14. Special education per student payments.**

- 7 1. ~~A If a student with disabilities who receives special education services is deemed~~  
8 ~~to be enrolled in the student's, the superintendent of public instruction shall forward~~  
9 ~~any per student payments, payable on behalf of that student, directly to the school~~  
10 ~~district of residence for purposes of calculating per student payments in which the~~  
11 ~~student receives such services.~~
- 12 2. ~~An If a student with disabilities attends a special education summer program~~  
13 ~~required by the student's individualized education program or services plan and~~  
14 ~~approved by the superintendent of public instruction, the superintendent of public~~  
15 ~~instruction shall forward any additional prorated per student payment may be made~~  
16 ~~if a student with disabilities attends a special education summer program approved~~  
17 ~~by the superintendent of public instruction, provided the student's individualized~~  
18 ~~education program or services plan requires that the student attend a special~~  
19 ~~education summer program payments, payable on behalf of the student, directly to~~  
20 ~~the school district in which the student receives such services.~~
- 21 3. If a student who is enrolled in a nonpublic school receives special education  
22 services in a public school, the superintendent of public instruction shall forward a  
23 proportionate per student payment to the school district in which the student  
24 receives the services.



Fifty-ninth  
Legislative Assembly

- 1 actual cost of educating the student with disabilities not covered by other
- 2 payments or credits.