

HOUSE BILL NO. 1045

Introduced by

Representative Hawken

1 A BILL for an Act to amend and reenact section 15.1-27-07 of the North Dakota Century Code,
2 relating to payments for full-day kindergarten students.

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

4 **SECTION 1. AMENDMENT.** Section 15.1-27-07 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **15.1-27-07. Per student payments - Weighting factors - Elementary school**
7 **students.** The superintendent of public instruction shall make payments each year, as
8 provided for in this section, to each school district operating an elementary school and to each
9 school district contracting to educate elementary students in a federal school, subject to
10 adjustment as provided in section 15.1-27-21.

11 1. a. Each district having only a one-room rural school is entitled to receive the
12 amount of money that results from multiplying the factor ~~1.28 adjusted by~~
13 ~~eighty five percent of the difference between 1.28 and the factor~~ representing
14 the five-year average cost of education per student for this category, as
15 determined by the superintendent of public instruction, by the number of
16 students in average daily membership in grades one through eight in that
17 school, times the per student payment provided for in section 15.1-27-04.
18 ~~Beginning July 1, 2004, the factor is that which represents the five-year~~
19 ~~average cost of education per student in this category, as determined by the~~
20 ~~superintendent of public instruction.~~ The payment level provided for in this
21 subdivision is applicable only to the first sixteen students.

22 b. If the one-room rural school has more than sixteen students in average daily
23 membership in grades one through eight, the district in which the school is
24 located is entitled to receive ninety percent of the per student payment

- 1 provided for in section 15.1-27-04 for each additional student. The district is
2 not entitled to any payment for more than twenty students in average daily
3 membership.
- 4 c. If a one-room rural school is located in a district having another elementary
5 school, the weighting factor for the students in grades one through six must
6 be based on the average daily membership in the district in grades one
7 through six, as provided in this section.
- 8 d. If a one-room rural school is located in a school district with another school
9 that has students in grade seven or eight, the weighting factor for the students
10 in grade seven or eight must be the same as that provided for in subsection 5.
- 11 2. Except as provided in subsection 1, each school district having fewer than one
12 hundred students in average daily membership in grades one through six is entitled
13 to receive the amount of money that results from multiplying the factor 4.09
14 ~~adjusted by eighty five percent of the difference between 1.09 and the factor~~
15 representing the five-year average cost of education per student for this category,
16 as determined by the superintendent of public instruction, by the number of
17 students in average daily membership in grades one through six in the district,
18 times the per student payment provided for in section 15.1-27-04. ~~Beginning~~
19 ~~July 1, 2004, the factor is that which represents the five year average cost of~~
20 ~~education per student in this category, as determined by the superintendent of~~
21 ~~public instruction.~~ The payment provided for in this subsection is applicable only to
22 the first twenty-five students in average daily membership per classroom or per
23 teacher.
- 24 3. Each school district having at least one hundred students but fewer than one
25 thousand students in average daily membership in grades one through six is
26 entitled to receive the amount of money that results from multiplying the factor .905
27 ~~adjusted by eighty five percent of the difference between .905 and the factor~~
28 representing the five-year average cost of education per student for this category,
29 as determined by the superintendent of public instruction, by the number of
30 students in average daily membership in grades one through six in the district,
31 times the per student payment provided for in section 15.1-27-04. ~~Beginning~~

- 1 ~~July 1, 2004, the factor is that which represents the five-year average cost of~~
2 ~~education per student in this category, as determined by the superintendent of~~
3 ~~public instruction.~~ The payment provided for in this subsection is applicable only to
4 the first thirty students in average daily membership per classroom or per teacher.
- 5 4. Each school district having at least one thousand students in average daily
6 membership in grades one through six is entitled to receive the amount of money
7 that results from multiplying the factor ~~.95 adjusted by eighty-five percent of the~~
8 ~~difference between .95 and the factor~~ representing the five-year average cost of
9 education per student for this category, as determined by the superintendent of
10 public instruction, by the number of students in average daily membership in
11 grades one through six in the district, times the per student payment provided for in
12 section 15.1-27-04. ~~Beginning July 1, 2004, the factor is that which represents the~~
13 ~~five-year average cost of the education per student in this category, as determined~~
14 ~~by the superintendent of public instruction.~~ The payment provided for in this
15 subsection is applicable only to the first thirty students in average daily
16 membership per classroom or per teacher.
- 17 5. Each school district having students in grades seven and eight is entitled to receive
18 the amount of money that results from multiplying the factor ~~1.01 adjusted by~~
19 ~~eighty-five percent of the difference between 1.01 and the factor~~ representing the
20 five-year average cost of education per student for this category, as determined by
21 the superintendent of public instruction, by the number of students in average daily
22 membership in grades seven and eight in the district, times the per student
23 payment provided for in section 15.1-27-04. ~~Beginning July 1, 2004, the factor is~~
24 ~~that which represents the five-year average cost of education per student in this~~
25 ~~category, as determined by the superintendent of public instruction.~~ The payment
26 provided for in this subsection is applicable only to the first thirty students in
27 average daily membership per classroom or per teacher. The payments provided
28 for in this subsection are not available for students who attend a one-room rural
29 school if that school is the only one in the district that offers educational services to
30 students in grades seven and eight.

- 1 6. Each school district having a special education program approved by the director
2 of special education is entitled to receive, for each student who is enrolled in the
3 program and who is at least three years of age but less than the compulsory age
4 for school attendance, the amount of money that results from multiplying the factor
5 ~~1.01 adjusted by eighty five percent of the difference between 1.01 and the factor~~
6 representing the five-year average cost of education per student for this category,
7 as determined by the superintendent of public instruction, by the number of special
8 education students in average daily membership in the program who are at least
9 three years of age but less than the compulsory age for school attendance, times
10 the per student payment provided for in section 15.1-27-04. ~~Beginning July 1,~~
11 ~~2004, the factor is that which represents the five year average cost of education~~
12 ~~per student in this category, as determined by the superintendent of public~~
13 ~~instruction.~~
- 14 7. a. Each school district operating a full-day kindergarten as provided for in
15 section 15.1-22-02 is entitled to receive the amount of money that results from
16 multiplying the factor ~~.50 adjusted by eighty five percent of the difference~~
17 ~~between .50 and the factor~~ representing the five-year average cost of
18 education per student for this category, as determined by the superintendent
19 of public instruction, by the number of kindergarten students in average daily
20 membership in the district, times the per student payment provided for in
21 section 15.1-27-04. ~~Beginning July 1, 2004, the factor is that which~~
22 ~~represents the five year average cost of education per student in this~~
23 ~~category, as determined by the superintendent of public instruction.~~ The
24 payment provided for in this subsection is applicable only to the first
25 twenty-five students in average daily membership per classroom or per
26 teacher.
- 27 b. ~~In order to receive the full per student payment available under this section, a~~
28 ~~district must operate a kindergarten program that provides the equivalent of~~
29 ~~ninety full days of classroom instruction during a twelve month period.~~ A
30 district is entitled to a prorated payment under this section if it operates a
31 kindergarten program of shorter duration.

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- 1 8. Each school district that educates students who are also enrolled in nonpublic
- 2 schools is entitled to receive proportionate payments under this section.
- 3 9. Each school district is entitled to receive as much in total payments for elementary
- 4 students as it would have received if it had the highest number of students in the
- 5 next lower category.
- 6 10. A school district is not entitled to any payments provided for by this chapter unless
- 7 each teacher employed by the district:
- 8 a. Holds a teaching license issued by the education standards and practices
- 9 board; or
- 10 b. Has been approved to teach by the education standards and practices board.