

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

2040

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10/15/03
Date

2003 SENATE EDUCATION

SB 2040

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2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2040

Senate Education Committee

Conference Committee

Hearing Date 01-15-03

Tape Number	Side A	Side B	Meter #
1		x	23.5 - 31.0

Committee Clerk Signature *Danda Johnson*

Minutes: Chairman Freborg called the committee to order. Roll Call was taken with (6) all members present.

Chairman Freborg opened the hearing on SB 2040 relating to the division of independent study.

Testimony in support of SB 2040:

ROXANNE WOESTE, LC staff, summarized the bill for the committee (see attached).

DAN PULLEN, Chairman, Information Technology Council, stated this bill cleans up some language from last session.

NEIL HOWE, Director, Division of Independent Study, stated this bill eliminates the confusion as to who governs the Division of Independent Study. It also changes who may increase fees, etc. from the state board of public school education to the educational technology council.

JOE LINNERTZ, ND DPI, stated the department's support for the bill.

There was no opposing testimony.

Senator Christenson moved a DO PASS. Seconded by Senator Flakoll.

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Senate Education Committee
Bill/Resolution Number SB 2040
Hearing Date 01-15-03

Roll Call Vote: 6 YES. 0 NO. 0 Absent. Motion Carried.

Carrier: Senator Christenson

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REPORT OF STANDING COMMITTEE (410)
January 15, 2003 1:09 p.m.

Module No: SR-07-0586
Carrier: Christenson
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2040: Education Committee (Sen. Freborg, Chairman) recommends DO PASS
(6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2040 was placed on the
Eleventh order on the calendar.

(2) DESK, (3) COMM

Page No. 1

SR-07-0586

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10/15/03
Date

2003 HOUSE EDUCATION

SB 2040

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10/15/03

Date

2003 HOUSE STANDING COMMITTEE MINUTES
 BILL/RESOLUTION NO. SB 2040
 House Education Committee

Conference Committee

Hearing Date March 03, 2003

Tape Number	Side A	Side B	Meter #
1	x		4225-end
1		x	00-423
2	x		1150-1350
Committee Clerk Signature <i>Linda Grechner</i>			

Minutes: Chairman Kelsch opened the hearing on SB 2040.

4315 Roxanne Woeste, Legislative Council, Clerk for the Interim Committee

Reviewed the bill and changes made by the Senate

Rep. Herbel : on page 1, lines 10-14 What was the purpose of changing state board?

Woeste: All changes in the bill were at the request by the division of independent study.

Rep. Mueller Are we bringing parts of the code into compliance with what we did in 2001?

Woeste: That is correct. Changes the name of the ETC, and did some rework on the membership and responsibility, these are clean up from last session.

Rep. Hunskor: Lines 9-11 on page 3, deleted, were they felt to be unnecessary language?

Woeste: Once again they were changes requested by the division of independent study.

Rep. Sitte: Out from Department of Public Instruction and put it in Information Technology.

Chairman Kelsch Yes we still have it, we just moved it.

Nell Howe, Director of Independent Study

As you well know that the department was moved from Department of Public Instruction to the

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House Education Committee
Bill/Resolution Number SB 2040
Hearing Date March 3, 2003

newly configured Educational Technology Council. This is a language clean up from last session. And it does three general things: first, reference to the state board of public school education and replaced that throughout the statute, second; allows the director of the division to set the fees that we set for our students and finally it removed outdated language 15-19-04.

Dan Pullen, Director of Education Technology Council

Support for this bill and to report that the move from the division of independent study to the Educational technology council has been a positive one and we have been able to coordinate a number of IT issues and technology related issue in a way that we had not in the past and it has been real positive move. And we have been able to provide some additional pilot projects for the Division of Independent Study and brought it to better alignment with the kinds of things that are going on across the state in other uses of technology for curriculum use.

Chairman Kelsch Could you mention a couple of the efficiencies since you have moved.

Pullen: A couple of things, we have been able to move the division into offering courses by video networking and we have been able to do that with the coordination of the ETC for the first time. And we were able to run a pilot project to see how a hybrid delivery of course work, particularly Spanish, to work in schools. But in this case the teacher taught three days on the system and used the divisions web based course for the remainder two days. And that experiment with the schools has proved to be very positive and we know what the difficulties are in scheduling a sincerness. Positive in terms of being able to pilot it before going full blown. In addition, their are much better coordination in the use of the video and the web based courses.

Rep. Mueller The previous speaker referred to fees, what is the charge, who is paying?

Pullen: The division of independent study offers it courses on a enrollment basis with a tuition

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House Education Committee
Bill/Resolution Number SB 2040
Hearing Date March 3, 2003

fee. So each course has a both a tuition and some cases a materials fee. So there is a cost of the courses that are offered. There are two scales for that, one is out of state and the other instate. in-state students receive them at a lower cost. And being able to adjust that cost as the expenses change is something that the division of independent study will do under the umbrella of the ND ETC, because that is its new home.

Rep. Mueller Are school districts footing the bill or is it the individual students.

Pullen: It depends on the variation of the course. If they take them on their own because they need a course, then they or their family are paying for it. If the school is offering the course to students, that want a higher level course, the school district pays the fees.

Rep. Hawken: Our concern 2 years ago, what you are saying is that there is a good working relationship now with DPI and ETC?

Pullen: Yes it has worked very well. I think the ETC has two members of DPI on its committee. they have good input, I meet with the department on a periodic basis. They have certain responsibilities regarding federal funds so we work with their staff on those kinds of things.

Rep. Jon Nelson Since ETC took over Independent Study, has the cost of the curriculum gone up significantly? **Pullen:** the costs have gone up, but not any more than previous years.

Rep. Sitte What percentage of classes are web based?

Neil Howe: The division fees are basically cost out, because we are approx. 87% special funds. So we ask for smaller portion of funds from the state so we have to get the fees from the schools or students. Historically most of our revenue came from students on an individual basis, but we are seeing a steep incline of fees being paid by the schools. And that is a good thing.

Web based classes: we offer 192 courses, my last count of on-line courses was 78 courses. And

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House Education Committee
Bill/Resolution Number SB 2040
Hearing Date March 3, 2003

we do have all of the courses. flip tape

Rep. Sitte Are you lowering the grade level of when you start offering classes?

Howe: We have historically been a 9-12 program, in 1993 requested to do middle school courses, we did that between 93-95 and on our own we also recently gone down to grade 4.

Rep. Sitte How would this work (aid) for students and are you in align with your fees on what is being offered by Foundation aid?

Howe: I have never done a comparison on our fees vs. Aid, I have never been in that position.

We basically cost out our services, everything that is associated with our courses and we base the fee on that plus a small amount of general fund money. But the general fund money is evaporating and we do have a self-sufficiency play by 2009. We hope to be in the position to ask for no general fund money. So our revenue will be based 100% on fees.

Rep. Sitte What would be the average fee for one class?

Howe: It is currently residence pay \$68.00/semester course and non pay \$80. With the budget situation as it is I expect that 16% increase in tuition between 2003-2005.

Rep. Sitte What percentage of your students are from out-of-state? **Howe:** 76%

Rep. Hunsakor How many students does the division of independent study provide service to and You spoke of a Spanish course, I'm assuming that is just the beginners course, are there plans for the future to have second year, third year and so on in the levels of these courses?

Howe: Course enrollment of 9,000 and students that are enrolled in the courses is 5,500 students.

To your second question, we already have that in place, we have three years of Spanish. The video networking pilot with seven schools is first year. We are prepared to next school year what ever the districts need. There is a letter going out that will let them know that we will make

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10/15/03
Date

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House Education Committee
Bill/Resolution Number SB 2040
Hearing Date March 3, 2003

available on a schedule, those three years of Spanish. That will also indicate the good relationship that we have with the ETC. And Department of Public Instruction.

Rep. Herbel What range size schools are you looking at to serve.

Howe: This is our pilot year. So in this year they are all relatively small, under 100. Drayton is the largest school. But next year it will be open to any size school.

423 close hearing

Committee work (1150-1350)

Rep Hawken: moves a DO PASS, Rep. Meier second.

discussion:

Rep. Hanson We have a bill out there some place that Department of Public Instruction says that if 6 kids in the school that want it, then they have to teach it instead of by correspondence.

Chairman Kelsch that is the bill that is coming over here, 2031, there is going to be a few changes to that bill

Role vote: 13-0-1, Rep. Mueller will carry the bill.

Date: 3/3/03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2040

House HOUSE EDUCATION Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken DO PASS

Motion Made By Hawken Seconded By Meier

Representatives	Yes	No	Representatives	Yes	No
Chairman Kelsch	✓				
Rep. Johnson	✓				
Rep. Nelson	✓				
Rep. Haas	✓				
Rep. Hawken	✓				
Rep. Herbel	✓				
Rep. Meier	✓				
Rep. Norland	AB				
Rep. Sitte	✓				
Rep. Hanson	✓				
Rep. Hunsakor	✓				
Rep. Mueller	✓				
Rep. Solberg	✓				
Rep. Williams	✓				

Total (Yes) 13 No 0

Absent 1

Floor Assignment Mueller

If the vote is on an amendment, briefly indicate intent:

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Lacosta Rickford 10/15/03
Operator's Signature Date

REPORT OF STANDING COMMITTEE (410)
March 3, 2003 4:20 p.m.

Module No: HR-37-3802
Carrier: Mueller
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
SB 2040: Education Committee (Rep. R. Kelsch, Chairman) recommends **DO PASS**
(13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2040 was placed on the
Fourteenth order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-37-3802

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2003 TESTIMONY

SB 2040

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SB 2040

Mr. Chairman and members of the committee, my name is Roxanne Woeste. I am a fiscal analyst for the Legislative Council and was the committee staff for the 2001-02 interim Information Technology Committee, which recommended the introduction of Senate Bill No. 2040 relating to the Educational Technology Council as the governing entity of the Division of Independent Study. I am here today to provide you with a brief summary of the bill.

Section 1 of the bill amends North Dakota Century Code (NDCC) Section 15-19-01 relating to the Division of Independent Study's correspondence courses by:

- Changing the reference of the entity responsible for curriculum approval from the State Board of Public School Education to the Superintendent of Public Instruction (page 1 line 10).
- Removing references to the State Board of Public School Education (page 1 lines 14 and 22).
- Removing subsection 4 (on page 2) relating to the correspondence work being completed in accordance with the rules established by the State Board of Public School Education.
- Replacing the reference to the State Board of Public School Education with the state director (of the Division of Independent Study) on line 9 of page 2.

Section 2 of the bill amends NDCC Section 15-19-02 relating to the director of the Division of Independent Study by stating the director should carry out the administration of the division in a manner approved by the Educational Technology Council instead of the State Board of Public School Education.

Section 3 of the bill amends NDCC Section 15-19-04 by removing reference to the State Board of Public School Education, providing that the Department of Public Instruction is responsible for ensuring the Division of Independent Study courses meet state content standards, and removing language on lines 9 through 13 of page 3 stating that the State Board of Public School Education and the Superintendent of Public Instruction shall ensure that the programs in no way compete with the public schools of the state for the enrollment of students, encourage students to leave the public schools, or duplicate the facilities of the public schools through offering correspondence courses to students having access to such courses in public schools.

Section 4 of the bill amends NDCC Section 15-19-06 by changing all references to the State Board of Public School Education to the Educational Technology Council in subsection 3 on page 4 of the bill.

Mr. Chairman, that ends my brief presentation, and I would attempt to answer any questions at this time.