

2013 HOUSE EDUCATION

HB 1258

2013 HOUSE STANDING COMMITTEE MINUTES

House Education Committee
Pioneer Room, State Capitol

HB 1258
January 21, 2013
17454

Conference Committee

Committee Clerk Signature



Minutes:

Ch. Nathe: We will open the hearing on HB 1258.

Rep. Blair Thoreson: Sponsor (explained the bill - attachment). #1

Ch. Nathe: Thank you. Further testimony in support of HB 1258.

Doug Remboldt, VP-Technical Services, National Information Solutions Cooperative: Support (see attached). #2

Ch. Nathe: In the past, has the current requirements made it difficult for students to go into these courses.

Doug Remboldt: ITCND is an organization of about 100 organizations throughout the state. We have specific examples within our membership where students have had to make a choice between taking an IT-related elective or a foreign language related elective to participate in the scholarships, so yes.

Ch. Nathe: Thank you. Further testimony in support.

Andy Peterson, President, CEO, Greater ND Chamber of Commerce: Support (see attached). Today's demand for employment comes in the technological areas and the workforce needs those skills that are reflective of science, technology, engineering, and math. #3

Ch. Nathe: Thank you. Further testimony in support.

Shane Goettle, MDU Resources Group: Support, Peggy Link is the Director of Shared Technology Services for MDU Resources Group and couldn't be here today (see Peggy Link's attached testimony). #4

Ch. Nathe: Thank you. Further testimony in support.

Wayne Kutzer, Dept. of Career & Technical Education, Director: Support (see attached). #5

Rep. J. Kelsh: When was this started and what was the compelling reason to put two years of foreign language in at that time.

Wayne Kutzer: It was the Education Commission, when it was first brought forward, that wanted the foreign language. Generally, education on college entrance requirements, the idea is that foreign language is required to go to college. We still battle that today. As I mentioned, it's not a requirement in any ND college for that requirement, but it was probably designed with a bigger picture in mind of going out-of-state for college. I didn't support it at the time.

Ch. Nathe: Thank you. Further testimony in support.

Doug Johnson, Executive Director, ND Council of Educational Leaders: Support. We do believe it gives those students a little bit more flexibility in making those choices that they have as they look at which colleges they would like to go to. In particular, a student usually after their freshman year, is going to have to make a pretty solid decision in which direction they wish to go for in a scholarship. The Career and Technical scholarships that are there requires that the students complete a course of study, which is basically 2 years of study. They are going to have to make that decision, so if they don't go that way, the only other option they have left is to go to the academic area. I believe that students can change their minds and might like to have a better exploratory experience in other course that might be there and that could prohibit some of them from making those choices. By making this change, it would give those students in their junior year, the ability and flexibility to make some changes that they would like to make in their schedule because their interests may have changed. We all know that when we've gone through high school and started college, the areas we looked for, for the careers that we were going into, sometimes turned out substantially different than what we expected.

Ch. Nathe: Thank you. Further testimony in support. Testimony in opposition. We will close the hearing. What are the committee's wishes in regard to HB 1258.

Rep. Heller: I move a Do Pass.

Rep. Rohr: Second the motion.

Ch. Nathe: Clerk will call the vote.

11 YES 0 NO 2 ABSENT

DO PASS

CARRIER: Rep. Schatz

Date: 1/21/2013

Roll Call Vote #: 1

2013 HOUSE STANDING COMMITTEE
ROLL CALL VOTES

BILL/RESOLUTION NO. 1258

House EDUCATION Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken: Do Pass Amended Rerefer to Appropriations
 Do Not Pass Adopt Amendment

Motion Made By Rep. Heller Seconded By Rep. Rohr

Representatives	Yes	No	Representatives	Yes	No
Chairman Mike Nathe	✓		Rep. Bob Hunsakor	✓	
Rep. Mike Schatz	✓		Rep. Jerry Kelsh	✓	
Rep. Joe Heilman	✓		Rep. Corey Mock	✓	
Rep. Brenda Heller	✓				
Rep. Dennis Johnson	—				
Rep. Ben Koppelman	✓				
Rep. Lisa Meier	✓				
Rep. Karen Rohr	✓				
Rep. David Rust	✓				
Rep. John Wall	—				

TOTAL (YES) 11 (NO) 0 (ABSENT) 2

FLOOR ASSIGNMENT Rep. Schatz

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

REPORT OF STANDING COMMITTEE

HB 1258: Education Committee (Rep. Nathe, Chairman) recommends DO PASS
(11 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1258 was placed on the
Eleventh order on the calendar.

2013 SENATE EDUCATION

HB 1258

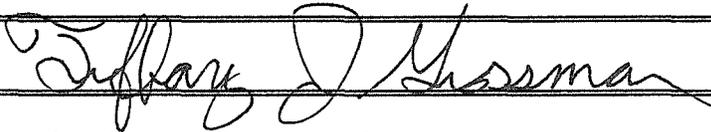
2013 SENATE STANDING COMMITTEE MINUTES

Senate Education Committee
Missouri River Room, State Capitol

HB 1258
3-25-13
20380

Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A BILL for an Act to amend and reenact section 15.1-21-02.5 of the North Dakota Century Code, relating to eligibility requirements for the North Dakota academic scholarship.

Minutes:

You may make reference to "attached testimony."

Chairman Flakoll opened the hearing on HB 1258

Representative Blair Thoreson, District 44: I have distributed you a summary sheet describing HB 1258 (Written Testimony #1 attached) HB 1258 will increase student eligibility for the North Dakota Academic scholarships by revising the foreign language requirements to allow students to allow them to take courses that best fit their individual career goals. The change in the bill was on page 2, lines 7-9 where it revises the requirements for the foreign language from 2 units of the same language and one unit of other language by combining it into three units selected from foreign language, fine arts, or career and technical education. The attachment shows why these are needed. It will have positive benefits for students pursuing career and technical degrees.

Deana Wiese, Executive Director of the Information Technology Council of North Dakota: I wish to testify in support of HB 1258. (Written Testimony #2 attached) Ended at 7:55

Chairman Flakoll: How does it increase student eligibility?

Deana Wiese: Students chose to take an IT course and forgo the scholarship instead of the foreign language course. This would allow them to get the scholarship.

Chairman Flakoll: So they could take three fine arts courses and no foreign language?

Deana Wiese: Yes. They could choose to take a foreign language credit. If they were pursuing a career in fine arts, they could do that.

Robert Pope, President of Nexus Innovations: I am here today in support of HB 1258. (Written Testimony #3 attached) Ended at 12:00

Chairman Flakoll: Has your organization talked about scholarships for students?

Robert Pope: We have two interns right now and plan to continue with that. We are going to have to grow our own. We have been having interns for at least 7 years. We have not done any scholarships

Shane Goettle, representing MDU Resources: I passed out a testimony from Peggy Link, Director of Shared Technology Services for MDU Resources. (Written Testimony #4)
Ended at 14:10

Wayne Kutzer: I wish to support HB 1258. (Written Testimony #5 attached) Ended at 16:30

Senator Heckaman: Would there be any interest on your part to change the requirement to one foreign language?

Wayne Kutzer: I really believe the quick answer is no. If a student desires a foreign language, they can pursue that. Students should make decisions of the courses they take based on their career interest.

Chairman Flakoll: This is 10% of the graduation requirements since it is two out of the 21. Do you have the staff to go from a situation where languages are required to providing for what could be up to 800 teacher offerings?

Wayne Kutzer: Yes in most cases. We have the teacher resources. Smaller schools have room to take more students

Chairman Flakoll: What is the average course load for a senior in high school?

Dana Bohn GRND: The Chamber asks for a Do Pass to meet the workforce needs.

Doug Johnson, NDCEL: We encourage a do pass. These changes allow students to change their minds in the direction they want to go.

Lisa Feldner, Chief Information Officer for IT department at the Capitol: We support this bill because it is tough to find software developers. I have a senior at Century High School who is musical. His interest was in software development but discovered the scholarship requirements and didn't want to take a foreign language. He's in the electronics program at the Career and Technical Center. Sometimes there is a misperception that it is an easy way out. This isn't about giving a free ride to kids and it isn't less rigorous. It is about a choice.

Deana Wiese: ITCND sponsors IT scholarships through the Skills USA program.

Chairman Flakoll: Closed the hearing on HB 1258

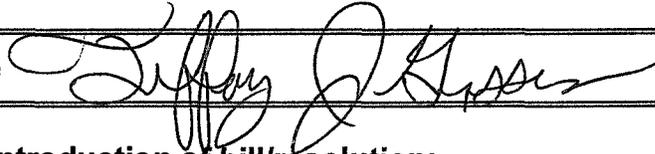
2013 SENATE STANDING COMMITTEE MINUTES

Senate Education Committee
Missouri River Room, State Capitol

HB 1258
04-01-13
20727

Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A BILL for an Act to amend and reenact section 15.1-21-02.5 of the North Dakota Century Code, relating to eligibility requirements for the North Dakota academic scholarship.

Minutes:

You may make reference to "attached testimony."

Chairman Flakoll: opened discussion on HB 1258

Vice Chairman Schaible: I have an amendment to offer. (Attachment #1) It would add one unit as an option. It just put career and tech on the same playing field as foreign language.

Chairman Flakoll: This wouldn't pertain to students going out of state.

Vice Chairman Schaible: If you were serious about foreign languages other than the scholarship, it is probably because you want to go to a university out of state. This amendment makes you define your focus. If you are going to a career and technical field you want to take that into high school.

Chairman Flakoll: How will this differ from the academic scholarship? Does this more closely align with the career and tech scholarship?

Vice Chairman Schaible: Yes. This is a career and tech field we are suggesting. It forces them to decide if they are serious about a career and tech field. I don't see objection to that.

Chairman Flakoll: One scholarship requires the Work Keys and one requires the ACT. How would it be if we call them both academic paths and they can take either the ACT or the Work Keys test? They are the same funding level.

Vice Chairman Schaible: This is in the academic section but I don't understand why more kids don't go down the career and technical road to get the scholarship. It still could be considered a merit based scholarship.

Chairman Flakoll: There is a difference in parent perception between an academic scholarship versus a career and tech scholarship.

Vice Chairman Schaible: Yes there is a perception difference. Our career and tech field is changing also. It is no longer because you couldn't make the grades. Career and tech has also gone to a level that has become a higher academic standard for some fields.

Senator Luick: Your intention is to broaden out the area of possible choices for the units?

Vice Chairman Schaible: Yes. This gives more flexibility. I am not in favor of lowering the standards so it is available to anyone but there is merit to saying that career and tech is also a viable option.

Chairman Flakoll: You can use a career and tech scholarship at a regular university and you can use an academic scholarship at a career and tech school.

Senator Heckaman: The issue is the two units of foreign language. I would support it in some way but I don't support the option of three units of anything because that leaves the foreign language out altogether. I think one year is good. Even if you are in the academic area, this doesn't give you many options. I am not going to support this.

Senator Luick: I do not believe two years of foreign language is something we should be mandating. There are too many instances where something else will be better than two units of foreign language.

Chairman Flakoll: Closed the hearing on HB 1258

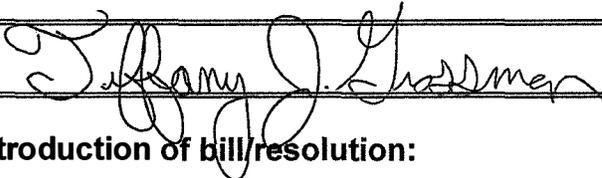
2013 SENATE STANDING COMMITTEE MINUTES

Senate Education Committee
Missouri River Room, State Capitol

HB 1258
4-02-13
20753

Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A BILL for an Act to amend and reenact section 15.1-21-02.5 of the North Dakota Century Code, relating to eligibility requirements for the North Dakota academic scholarship.

Minutes:

You may make reference to "attached testimony."

Chairman Flakoll: opened the hearing on HB 1258

Vice Chairman Schaible: The discussion was changing the academic side to include the language on page 2 line 7. The amendment I am thinking about proposing is leaving the current language in line 7 and 8 as is and adding a third option of two units of career and tech so it still gives students pursuing the career and tech option, the choice to do that.

Chairman Flakoll: Can you get us an engrossed version of the sections you are proposing and what it is current law for the career and tech scholarship so we can look at them side by side.

Chairman Flakoll: Closed the hearing on HB 1258.

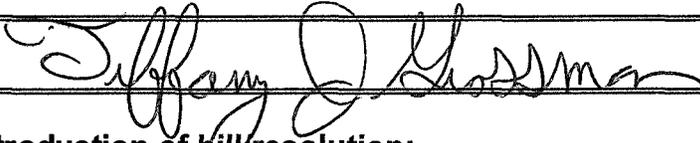
2013 SENATE STANDING COMMITTEE MINUTES

Senate Education Committee
Missouri River Room, State Capitol

HB 1258
4-03-13
20802

Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A BILL for an Act to amend and reenact section 15.1-21-02.5 of the North Dakota Century Code, relating to eligibility requirements for the North Dakota academic scholarship.

Minutes:

You may make reference to "attached testimony."

Chairman Flakoll: opened the hearing on HB 1258

Vice Chairman Schaible: Passed marked up copy for the bill with proposed amendment, (Attachment #1) the career and technical education requirements (attachment #2), and the academic scholarship (attachment #3). This still gives you the option for career and tech.

Senator Luick: If someone is going into career and tech would they have the option of going away from two units of foreign language?

Vice Chairman Schaible: if the amendment and bill would pass they would have the choice of four areas and they would have to take two units of those four areas. The four areas are foreign language, Native American, sign language, or career and tech.

Senator Luick: Is there anything else we can add into that because for the most part these students are not going to look at Native American language or sign language.

Vice Chairman Schaible: I understand but the idea is if you go down a path early, you stay on that path.

Senator Luick: What if they wanted to increase the number of math or science units?

Vice Chairman Schaible: This is the minimum standard. They have the options below of taking electives and doing others so they can do that. This is just the minimum standard. The only change this does is give career and tech people an opportunity to pursue it earlier in high school.

Chairman Flakoll: Now they require three units of math, one of which must be above algebra II.

Senator Luick: I feel the foreign languages are pertinent to some students but for most of them, if those students are wishing to push themselves toward something else, it is a wasted time for those students. We need to look at starting foreign languages at a younger age.

Senator Heckaman: The way the amendment is written they can't do one year of foreign language and one year of career. It has to be two of each.

Vice Chairman Schaible: Yes. The idea was not to dumb down the requirements. To keep the merit and the rigor of this scholarship, you have to be focused on what you are going to do. The idea is the focus of the kids.

Senator Heckaman: On six sub a with subsection four, I could take two career and technical education credits and then go down to b and take one foreign language.

Vice Chairman Schaible: Yes. You are correct. This is the minimum standard.

Senator Heckaman: This could eliminate all foreign language.

Vice Chairman Schaible: Yes. Forcing two years of foreign language is not the direction we need. We are just giving another option.

Senator Heckaman: I will support this amendment.

Chairman Flakoll: I haven't heard of any problems in terms of access. We have talked about American Sign Language and Native American Language. I haven't heard about a lack of availability.

Senator Heckaman: The American Sign Language is used at the school for the deaf in Devil's Lake and is available to other students to come and take that. Native American languages are the only languages taught at our tribal school where I work. The elders stress the importance of the Native American language.

Chairman Flakoll: Years ago there was a challenge for some to provide two of the same foreign language in some school districts but I think that seems to be better.

Senator Heckaman: The two foreign languages are still a concern for smaller schools and it is not as much as having access to it as putting it into the schedule. It makes it impossible for kids to do electives in a small school.

Chairman Flakoll: Will there be transition problems? The intent is to allow flexibility. Are there problems if we adopt this starting next fall in terms of moving students from one area to another?

Bev Nielson, NDCEL: I think they are offering foreign language now and they are offering technology now. Since it is a choice for the benefit of the kids, it could work out. I know one of the problems with the foreign language was the scheduling. Having it as an option will work itself out. I worry about a sunset if you have some kids who were juniors starting on

this track. Sun setting is not such a good idea. We can give it more thought. You could delay it but I don't know the schools would take action.

Senator Heckaman: Scheduling for some schools is difficult. I think we always come back when we don't get things right.

Bev Nielson: You can change it all.

Chairman Flakoll: Do you think we should consider the name of the career and technical scholarship to be the same as the merit based so parents don't try to steer their child one way or another because of the name?

Bev Nielson: I think you make a good point. At one point it was thought the career and tech scholarships would only be for career and tech. That is not the case.

Vice Chairman Schaible: Move amendment 1001 to HB 1258

Senator Poolman: Second

Vice Chairman Schaible: I thought taking things one step at a time is a good way to do it.

Senator Heckaman: I agree.

Chairman Flakoll: I would ask people get a sense from parents what their thoughts are relative to this.

A roll call vote was taken to adopt the amendment to HB 1258: 6 yeas, 0 neas, 0 absent

Vice Chairman Schaible: Move a Do Pass as amended to HB 1258

Senator Heckaman: Second

Senator Luick: Is this a hog house for the bill?

Vice Chairman Schaible: Almost. It is a hog house of subsection 6.

A roll call vote was taken for a Do Pass as amended to HB 1258: 6 yeas, 0 neas, 0 absent

Vice Chairman Schaible will carry

2013 SENATE STANDING COMMITTEE MINUTES

Senate Education Committee
Missouri River Room, State Capitol

HB 1258
4-18-13
21267

Conference Committee

Committee Clerk Signature

Explanation or reason for introduction of bill/resolution:

A BILL for an Act to amend and reenact section 15.1-21-02.5 of the North Dakota Century Code, relating to eligibility requirements for the North Dakota academic scholarship

Minutes:

You may make reference to "attached testimony."

Vice Chairman Schaible: I move we reconsider our actions on HB 1258

Senator Heckaman: Second

A roll call vote was taken to reconsider HB 1258: 6 yeas, 0 neas, 0 absent

Chairman Flakoll: The intent of the amendment is to adopt the same language we passed earlier SB 2222. (Attachment #1) The intent is to take the Senate's position of \$10,000 total and the corresponding \$1250 per term. This will include the Wanzek amendments because this is how it passed the Senate.

Senator Heckaman: I have a question on the two units of foreign language. What happens to that? If this is passed last, this would negate that.

Vice Chairman Schaible: It should all be the same. My understanding is all of the changes would be rolled in.

Chairman Flakoll: Do you believe this includes all of the changes that we wanted on the bill as it left the first time?

Vice Chairman Schaible: The career and tech aspect, yes. 6 A and B. It gives you the four choices of the two units.

Chairman Flakoll: The only requested change is to take what we passed out as a whole body and adopt that with respect to the dollar amount but also the Wanzek amendment.

Senator Luick: We are still requiring the two foreign languages, or a career and technical option.

Chairman Flakoll: This reflects our earlier action in both cases, on both this bill and SB 2222. The substantive change.

Vice Chairman Schaible: Anita assured me the "or" means "or" for all of them. The intent was the "or" and I believe it is there so **I would move the 1002 amendments to HB 1258.**

Senator Poolman: Second

A roll call vote was taken to adopt the 1002 amendments to HB 1258: 6 yeas, 0 neas, 0 absent.

Vice Chairman Schaible: I move a do pass as amended on HB 1258 and re referred to appropriations.

Senator Heckaman: Second

A roll call vote was taken for a Do Pass as amended and re referred to appropriations on HB 1258: 6 yeas, 0 neas, 0 absent

Vice Chairman Schaible: will carry

April 2, 2013


4-3-13

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1258

Page 2, replace lines 6 through 14 with:

- "6. a. Completed two units of:
- (1) ~~Two units of the~~The same foreign ~~or native~~ American language;
 - (2) The same native American language;
 - (3) American sign language; or
 - (4) Career and technical education from a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction; and
- b. One unit selected from:
- (1) Foreign languages;
 - (2) Native American languages;
 - (3) American sign language;
 - (4) Fine arts; or
 - (5) Career and technical education;"

Renumber accordingly

Date: 4-03-13

Roll Call Vote #: 1

2013 SENATE STANDING COMMITTEE
ROLL CALL VOTES

BILL/RESOLUTION NO. 1258

Senate Education Committee

Check here for Conference Committee

Legislative Council Amendment Number 13.0456.01001

Action Taken: Do Pass Do Not Pass Amended Adopt Amendment
 Rerefer to Appropriations Reconsider

Motion Made By Schaible Seconded By Poolman

Senators	Yes	No	Senator	Yes	No
Chairman Tim Flakoll	✓		Senator Joan Heckaman	✓	
Vice Chairman Donald Schaible	✓		Senator Richard Marcellais	✓	
Senator Larry Luick	✓				
Senator Nicole Poolman	✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment _____

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

give another option for career & tech

Date: 4-18-13

Roll Call Vote #: 2

2013 SENATE STANDING COMMITTEE
ROLL CALL VOTES

BILL/RESOLUTION NO. 1258

Senate Education Committee

Check here for Conference Committee

Legislative Council Amendment Number 1002

Action Taken: Do Pass Do Not Pass Amended Adopt Amendment
 Rerefer to Appropriations Reconsider

Motion Made By Schaible Seconded By Poolman

Senators	Yes	No	Senator	Yes	No
Chairman Tim Flakoll	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Senator Joan Heckaman	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Vice Chairman Donald Schaible	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Senator Richard Marcellais	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Senator Larry Luick	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
Senator Nicole Poolman	<input checked="" type="checkbox"/>	<input type="checkbox"/>			

Total (Yes) 6 No 0

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:
Scholarship eligibility from
SB 2222

REPORT OF STANDING COMMITTEE

HB 1258: Education Committee (Sen. Flakoll, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1258 was placed on the Sixth order on the calendar.

Page 2, replace lines 6 through 14 with:

- "6. a. Completed two units of:
- (1) ~~Two units of the~~The same foreign or native American language;
 - (2) The same native American language;
 - (3) American sign language; or
 - (4) Career and technical education from a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction; and
- b. One unit selected from:
- (1) Foreign languages;
 - (2) Native American languages;
 - (3) American sign language;
 - (4) Fine arts; or
 - (5) Career and technical education;"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1258: Education Committee (Sen. Flakoll, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1258 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "section" with "sections"

Page 1, line 1, after "15.1-21-02.5" insert "and 15.1-21-02.6"

Page 2, replace lines 6 through 14 with:

- "6. a. Completed two units of:
- (1) ~~Two units of the~~The same foreign or native American language;
 - (2) The same native American language;
 - (3) American sign language; or
 - (4) Career and technical education from a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction; and
- b. One unit selected from:
- (1) Foreign languages;
 - (2) Native American languages;
 - (3) American sign language;
 - (4) Fine arts; or
 - (5) Career and technical education;"

Page 2, after line 29, insert:

"SECTION 2. AMENDMENT. Section 15.1-21-02.6 of the North Dakota Century Code is amended and reenacted as follows:

5.1-21-02.6. North Dakota scholarship - Amount - Applicability.

- 1. a. (1) The state board of higher education shall provide to any student certified as being eligible by the superintendent of public instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship in the amount of seven hundred fifty dollars for each semester during which the student is enrolled full time at an accredited institution of higher education in this state and maintains a cumulative grade point average of 2.75.
- b. (2) The state board of higher education shall provide to any student certified as being eligible by the superintendent of public instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship in the amount of five hundred dollars for each quarter during which the student is enrolled full time at an accredited institution of higher education in this state and maintains a cumulative grade point average of 2.75.

a student's first two semesters and enrollment in at least fifteen credits during each semester thereafter or enrollment in the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.

- b. (1) If a student requires fewer than fifteen credits to graduate, the student may retain scholarship eligibility by enrolling in fewer than fifteen but at least twelve credits during the semester, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
- (2) Students who graduated from high school during the 2009-10 or the 2010-11 school year and who have completed six semesters may retain scholarship eligibility by enrolling in only twelve credits during each of the student's final two semesters, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system."

Renumber accordingly

2013 CONFERENCE COMMITTEE

HB 1258

2013 HOUSE STANDING COMMITTEE MINUTES

House Education Committee
Pioneer Room, State Capitol

HB 1258
April 25, 2013
21523

Conference Committee

Committee Clerk Signature



Minutes:

Ch. Dosch: We will open the conference committee on HB 1258. All members are present; we have a quorum. We will start with the Senate explaining their changes.

Sen. Poolman: As the bill came to us, you focused only on eligibility requirements for the ND Academic Scholarship and you had changed the two units of the same foreign language to three units selected from a variety of areas there and we agreed with the need for flexibility. This was something that was a conversation in our committee as well, but we wanted to maintain rigor. So that's why you'll see that we did a similar thing but not quite the same. We wanted to maintain that rigor. On the marked up version, in subsection 6 on page 2, talked about two units of the same foreign language, Native American language or a Career and Technical Education courses from coordinated plan of study. The idea is that you are still giving them flexibility, especially to get into the realm of that career and technical education because we do see that as an increasingly important piece of professional career, especially those going off to universities. We wanted to maintain flexibility but make sure that they were actually gaining some skills. We felt that taking one year of a foreign language isn't really developing strong skills, or one year of a career and technical education course. We wanted to see them really develop that level of skill. Then we added a lot of the language that is in SB 2222, relating to the application and the amount of the scholarship; so it raises for those students graduating this year or later up to a \$10,000 maximum rather than the \$6,000 where we are at right now. If you take a look at the very bottom of that section on page 5, subsection (b) trying to work in a way that still encourages students to take a full load but doesn't punish students who may be in their practicum or their student teaching where those course loads may only be a 12 credit load at the end of their education; we wanted to make sure that they were still eligible for the scholarship because many of those semesters end up being 12 credits. Those are the changes that we made. We were trying to maintain flexibility, but maintain rigor in that first section that we changed.

Rep. Dosch: On page 5, the last one where you indicated section 2 of the very last one, is that in 2222.

Sen. Poolman: I believe that it is.

Sen. Flakoll: That was the intent that they mirror each other.

Sen. Poolman: After some checking, it is in 2222.

Rep. Skarphol: I did ask whether or not there was a school in the state of ND that was still on the quarter system and I was told that Rasmussen is; do they offer a four year degree or are they primarily a business-type school. Is a student eligible for this scholarship to go to Rasmussen?

Sen. Flakoll: This essentially is the Rasmussen amendment that was put on previously. This is carry-over language to provide for them and they do have a four year program in both Bismarck and Fargo locations; that's not new to this session.

Rep. Dosch: (to Deana Wiese, Exec. Dir., Information Technology Council of ND), the section of the bill that you were concerned with, with the CT&E, are you comfortable with the language that is in 1258, how that was amended by the Senate. (She nodded her head and said yes.)

Sen. Heckaman: I've had some contact on page 5, on line 4, .03000 version, where it states that "in order to maintain the scholarship you have to take at least 12 credits during a semester" and there was some concern over that issue. I'm doing some checking on the nursing students who go into their practicums. There was some concern whether they're listed as credits like that, or 12 credits. In calls from people in the district on this matter who are concerned about whether they are listed as credits, because the nursing students were losing their scholarships because they weren't meeting that criteria. I'm going to check on that section, 7(b)1 to see if we need to put a little more language in there when they are taking their practicums. I don't know how that is listed.

Rep. Dosch: Do you have any thoughts on the nursing situation, Sen. Poolman.

Sen. Poolman: I think it is definitely something we should explore because that's exactly what we were trying to address with that language, and if it isn't addressing the problem, then it needs to be fixed.

Sen. Flakoll: I think some of that cropped up because we know that for any college in the state of ND and I think some of that had come out of Jamestown College, some of those concerns.

Rep. Skarphol: Is Jamestown on a quarter system.

Sen. Flakoll: No.

Rep. Skarphol: So Rasmussen is the only college that is still on a quarter system.

Sen. Flakoll: Yes, to the best of our knowledge. Because they have to have a physical presence in the state of ND. We can't do a Univ of Phoenix program, because they don't have a presence in the state.

Rep. Dosch: We will recess and meet again.

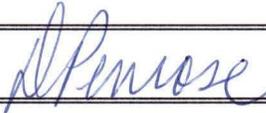
2013 HOUSE STANDING COMMITTEE MINUTES

House Education Committee
Pioneer Room, State Capitol

HB 1258
April 26, 2013
21559

Conference Committee

Committee Clerk Signature



Minutes:

Ch. Dosch: We will reconvene the conference committee on HB 1258. All members are present; we have a quorum. Sen. Heckaman, you had some comments.

Sen. Heckaman: In looking specifically at one class of students and looking at the nursing students and visiting with the Senator on the amendments at the end of this, on the last page, subsection (b) (1). That is specific to the end of the term that the student is there. So let's say you have a student that needs 124 credits and they are down to within 12-13 credits remaining. The scholarship criterion is that they must take 15 each semester thereafter in order to receive that scholarship. I think that takes care of the end of their career. However, there is still some concern about the nursing students and in an attempt to find someone today (Friday) I haven't had very much success. In visiting with the University System individual, they didn't know what the criterion was per school. So if the nursing students are taking clinicals and it may not be that last semester or the last year, then they may lose some of that scholarship if they are only taking 12 credits. I still don't have an answer to that and this is part of it, so that a student at the end of their academic career who may still need 12 or 13 credits, can still get the scholarship during their final semester, and it also addresses students in the last year. But it still doesn't address if nursing students take clinicals prior to that. I would still like a little bit more time to look at that and I should hopefully get an answer on Monday.

Sen. Flakoll: Because of their status, are they then ineligible for federal aid?

Sen. Heckaman: I don't know that. I think at 12 credits they can get federal aid, I think that's what we heard today is that FAFSA and Pell grants, etc. federal aid is 12 credits. So when we put in 15 in here we are going above and beyond with the federal mandate is for a student to be considered to be FT.

Sen. Flakoll: I think some of these are 3 credit classes, when they are doing their clinicals.

Ryan Thompson, DPI: We have had these discussions. In fact, Sen. Wanzek was up in Ms. Baesler's office earlier and we did discuss the fact that there are nursing students who have practicums that come up, internships, etc. where they would only be taking 12 credits at a time. They did have a couple of cases from Jamestown, where the student lost out on the scholarship for one semester, because it was designed semester by semester and they were only supposed to take 12 credits. The University System, at one point, did give us a

number of how many students have failed to meet that 15 credit criteria at one point in their careers and it was a substantial number.

Rep. Skarphol: I suggest we wait until Monday so we can get the language the way it needs to be to get it done right, but there ought to be some way for someone to be able to evaluate the situation and recognize that 12 hours is the max that they can take, because I've heard the story about the nursing student that couldn't take more than 12 hours as well, but I don't want to lower the number to 12 because I do believe in the pressure with the 15 credits to try and move these students through.

Sen. Flakoll: I'm a little leery of waivers, but the department should have some ability to appeal it or look at it on a case by case basis, to say this is a one shot deal with them as a sophomore, junior that is really keeping with the intent of the language. In essence, they are doing something that maybe they only do for 3 credits per se but is costing them the full amount of tuition, whether it's a private or public institution.

Rep. Skarphol: I think we can come up with something that says that if the curricula for that program requires no more than 12 hours, the Dean of the college can waive the 15 credit hour requirements. We can find the language to make that work.

Rep. Boe: How about if we put something in there that you couldn't have more than two consecutive semesters/quarters with less than 15 credits.

Rep. Skarphol: I guess I would be a little hesitant to do that without talking to someone, because there could be a year when they can only take 12 credits each semester. You don't want to put someone in the position of losing, when they are following what is best practice for that particular course that they are taking or career path they are following.

Sen. Flakoll: We need to make sure that we keep in mind that we may need to have feedback from the private colleges on this too, because with the Jamestown College situation, I think that's one of the examples where we will need feedback not just from the University System.

Ryan Thompson: One thing I've learned about the scholarship, it's very much a dual department issues, because DPI awards the scholarship based on the requirements, but then it is completely shifted over to the University System to go through with. I can see where 12 or 15 credits and the various amendments of at the end of your career or the nursing student, I think the waiver might be something to look into. I don't want to speak for the University system, I can see it getting very complicated to try and monitor that through the University system.

Sen. Flakoll: Maybe a waiver of only one semester would be the maximum because we don't want colleges playing games either.

Sen. Heckaman: This may not only affect nursing students. When you look at teacher education individuals, anybody going out and doing a residency, practicum may not have to do 15 hours. So that may be one of the reasons why they are seeing so many students that are not able to get that one semester because their residency/internship/practicum is

only 12 hours and that's probably a common number. I think we really need to address not only nursing students but others in this as well.

Ryan Thompson: The University System does have a number of students who missed out on one semester or more of the scholarship because of the 12 and 15.

Sen. Flakoll: This only really applies to their completing in four years. We're trying to really help them out so that they can complete in four years, rather than completing in five years or six years. The current law allows them to stretch those out. They cannot be involved in it for a semester or two, but I think everyone would love if they could graduate in a more timely fashion.

Rep. Dosch: We will recess until Monday.

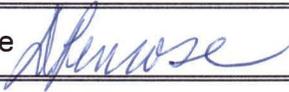
2013 HOUSE STANDING COMMITTEE MINUTES

House Education Committee Pioneer Room, State Capitol

HB 1258
April 29, 2013
21586

Conference Committee

Committee Clerk Signature



Minutes:

Ch. Dosch: We will open the conference committee on HB 1258 and the clerk will note that all the conferees are present.

Sen. Heckaman: I have laid out before the committee an amendment to HB 1258. I move the amendment so that we can discuss it; 13.0456.01004.

Sen. Flakoll: Second the motion.

Sen. Heckaman: The only change is what we were talking about last week, at the bottom of page 3, and it is the third subsection. The top two are requirements basically addressing students who will be moving out of the system shortly. The third one will address those clinicals, practicums, internships, cooperative programs where we may see a student requiring 12 semester credit and not being able to acquire the scholarship for that semester. In doing so, in looking at this, because we're at 9:00 am on Monday morning, I don't have a lot of additional information other than from some personal family members and the question was brought up by LC, why can't in addition to their practicum, enroll in an online course and then get enough credits. I was told by this individual when you are doing your clinicals, especially in nursing, or whatever course of study, and they didn't know what the hours were across the different programs, that that is all you can handle, because you are in your clinical doing classwork in addition to being out into the field of work that you're going into. So that is considered a full time load and they don't want you to take anything else at that time. We may address this by looking at adding a sunset clause on this, but after talking the Senate Education Committee chairman, he reminded me that everything sunsets in two years if we want it too. I think that's something we can handle for a couple of years and then it will give us some time to get some data from all the schools and I will personally take that upon myself to get information ready; I didn't add a study or anything on here, but I think there are other studies in higher education that may be able to help us out, to get information on students not making the 15 credits and why aren't they, and how many clinical and practicum programs around here require less than 15 credit. I will put this together and bring it to the Interim committee and present it to the chairman and they can look at it if they wish.

Rep. Skarphol: Do we have the proper wording for the amendment.

Sen. Flakoll: Are there any other amendments pending; we don't have any.

Rep. Skarphol: We don't have any written amendments, but there is still further discussion obviously.

Sen. Heckaman: I will substitute for my motion that the Senate recede from its amendments and amend as follows with 13.0456.01004.

Sen. Flakoll: Second the motion.

Rep. Skarphol: I have been hearing the same thing as Sen. Heckaman with regard to this and I fully agree with the amendment, I hope it covers all the entities out there that would be affected and I am thinking it does based on the language.

Rep. Dosch: The clerk will call the roll. **6 yes 0 no 0 absent Motion carried.**

Rep. Skarphol: As we discussed on a previous bill, the House really doesn't believe that we should increase the amount of this scholarship by 66%. The House's action, I believe was appropriate in reducing to \$8,000 which is still a 33% increase and I also believe that the House's action was correct in reducing the ACT score, 24 to 23. I would move that we further amend to reduce the ACT score required to meet the scholarship requirements from 24 to 23 and then we reduce the amount of the scholarship from \$10,000 referenced in section 3(b) on page 2, to \$8,000 and make the corresponding changes wherever else in the bill it is applicable.

Rep. Williams: Second the motion.

Rep. Dosch: My only comments would be that I hope we can do this. As Rep. Skarphol said that there wasn't a desire in the House to increase the scholarship for a select few by that amount. This way everyone gets an increase. We open it up to 450 additional students and I think the appropriate thing to remember is we are not changing any of the academic requirements when they are in college; this is a scholarship for when they are in college, they have to meet all of the guidelines that have been put in place and all we're doing is opening up the door for the first semester and if it works, great and if they don't uphold it, then they lose it. It's as simple as that. In my opinion, we are retaining the integrity of the intended program by not changing any of the requirements when they are in college and that's my hope that we can get this through and get the bill passed on the Floor.

Rep. Dosch: The clerk will take the roll. **3 yes 3 no 0 absent Motion failed. The conference committee is adjourned.**

2013 HOUSE STANDING COMMITTEE MINUTES

House Education Committee
Pioneer Room, State Capitol

HB 1258
April 30, 2013
21625

Conference Committee



Minutes:

Chairman Dosch: We will open the conference committee on HB 1258 and the clerk will note that all the conferees are present.

Representative Skarphol: I move the Senate recede from Senate amendments and remove all of section 2 on pages 1, 2, and 3, with the exception of subsection 7 on page 3.

Chairman Dosch: Representative Skarphol put the bill back to its original form prior to the Senate amendments, except for the language in subsection 7.

Senator Flakoll: Are we talking the 3000 version?

Representative Skarphol: The amendment .01004. We need the language that was added yesterday.

Representative Williams: I second that motion.

Chairman Dosch: What we are doing on the bill is just removing the increase in the scholarship amount, any reference to it. The scholarship will remain unchanged and adding in subsection 7 dealing with the 12 credit hours exemption.

5:00 Senator Flakoll: Are we looking to change the ACT test score?

Chairman Dosch: It was our hopes that we could change it in here and increase the scholarship amount to \$8000 unless the Senate changed their mind on the ACT that they reconsider to include another 450 kids in the scholarship program. The motion is to take out the reference to the increase in the scholarship and leave that part the same.

Senator Heckaman: I'm not sure if 7B3 got adopted at all yesterday. I moved the amendment but then I amended to make a motion on the whole bill.

Chairman Dosch: That was the intent for that language to be in there. Clerk will verify that. You are concerned about the amendments themselves on page 3 item 7B3?

Senator Heckaman: I'm not sure if they got adopted yesterday.

Chairman Dosch: These are the amendments.

Senator Flakoll: After the House rejected the conference committee amendments in essence it goes back to the bill as it came to us.

8:22 Representative Skarphol: I would offer a substitute motion for the Senate to ~~accept~~ ^{reject} Senate amendments and amend to incorporate the language reflected on .01004 referencing subsection 6 on page 1 and all of subsection 7 on page 3. We have the language changes above section 2 and language changes incorporated into subsection 7, everything else would be removed. Section 2 of the bill itself would be removed; subsection 7 would be substituted in place of section 2. The language that's in the amendment would become section 2 of the bill; section 1 would have the language as it is in the 3000 version.

Representative Williams: I second that substitute motion.

11:27 Senator Flakoll: The amendments were in essence to adopt the underscored language on pages 1 and 3 of the .01004 version.

Representative Skarphol: Correct. We are taking out any language to any change in the scholarship and the dollar reference to the scholarship. It leaves the bill without any change in the scholarship amounts and adds the new language needed to address the issues that were originally intended by the bill and the issue raised by Senator Heckaman.

12:11 Senator Flakoll: For the House conferees is the intent to put language in another bill?

Chairman Dosch: At this point we are undecided on that.

Senator Flakoll: As an example, I think at one time there was a provision in DPI that had the language in there for 23. Is that the House's intent to try to change it with different conferees?

Chairman Dosch: No, not at this point. We would love to include that in this bill, the 23 and the \$8000.

Senator Flakoll: If you are interested in going to the \$8000 I think we could have that discussion and be supportive.

Chairman Dosch: I couldn't support that without 23, I could support both.

A roll call vote was taken: Yes = 6, No = 0, Absent = 0.

Chairman Dosch adjourned the conference committee.

FISCAL NOTE
Requested by Legislative Council
04/30/2013

Amendment to: HB 1258

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

Amendment reduces credit hours from 15 to 12 during the last 2 semesters, if fewer than 15 credits are needed to graduate, and provides exception for experiential learning; also, changes foreign language requirement.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Nominal increase in eligible pool anticipated as a result of proposed changes outlined in section 2a.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

Minimal increase in eligible scholarship pool is expected as a result of proposed changes however, it is anticipated that the increase can be covered within current program funding and attrition.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

SB2003 includes \$3.7 million in additional funding to increase the scholarship from a total of \$6,000 to \$10,000 for new graduates; however, this provision has been removed from this bill.

Name: Laura Glatt
Agency: NDUS Office
Telephone: 701-328-4116
Date Prepared: 05/01/2013

FISCAL NOTE
Requested by Legislative Council
04/29/2013

Amendment to: HB 1258

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures			\$3,700,000		\$8,800,000	
Appropriations			\$3,700,000		\$8,800,000	

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

Increases scholarship from \$1,500 (\$6,000 max) to \$2,500 per year (\$10,000 max) for students graduating during or after 2012-13, and who meet other eligibility criteria. Amendment reduces credit hours from 15 to 12 during last two semesters and reduces foreign language requirement.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Increases the academic and CTE scholarship from \$1,500 per year (\$6,000 max) to \$2,500 per year (\$10,000 max). Nominally, expands the eligibility pool due to reduced credit hours required during last two semesters and related experiential learning experiences, and reduced foreign language requirement.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

It is estimated that based on current participation and attrition rates, expenditures would increase an additional \$3.7 million (total of +\$16.6 million) in 2013-15 and \$8.8 million in the 2015-17 biennium (total of +\$25.6 million). Amendment related to reduced credit hour requirement from 15 to 12 necessary to graduate and related experiential learning experiences does not have a material impact on the original estimate. Minimal increase in scholarship pool is expected as a result of foreign language change and assumed funding is available within program attrition.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

Increased general fund appropriations of \$3.7 million, required to offset increased expenditures, primarily the increased scholarship amount, is included in SB2003, as introduced.

Name: Laura Glatt

Agency: NDUS Office

Telephone: 701-328-4116

Date Prepared: 04/30/2013

FISCAL NOTE
Requested by Legislative Council
04/22/2013

Amendment to: HB 1258

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures			\$3,700,000		\$8,800,000	
Appropriations			\$3,700,000		\$8,800,000	

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
Counties			
Cities			
School Districts			
Townships			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

Increases scholarship from \$1,500 (\$6,000 max) to \$2,500 per year (\$10,000 max) for students graduating during or after 2012-13, and who meet other eligibility criteria. Amendment reduces credit hours from 15 to 12 during last two semesters and reduces foreign language requirement.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Increases the academic and CTE scholarship from \$1,500 per year (\$6,000 max) to \$2,500 per year (\$10,000 max). Nominally, expands the eligibility pool due to reduced credit hours required during last two semesters, and reduced foreign language requirement.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

It is estimated that based on current participation and attrition rates, expenditures would increase an additional \$3.7 million (total of +\$16.6 million) in 2013-15 and \$8.8 million in the 2015-17 biennium (total of +\$25.6 million). Amendment does not a material impact on the original estimate. Minimal increase in scholarship pool is expected as a result of foreign language change and assumed funding is available within program attrition.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

Increased general fund appropriations required to offset increased expenditures, primarily the increased scholarship amount, is included in SB2003.

Name: Laura Glatt

Agency: NDUS Office

Telephone: 701-328-4116

Date Prepared: 04/23/2013

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1258

That the Senate recede from its amendments as printed on pages 1813-1815 of the House Journal and pages 1595-1597 of the Senate Journal and that House Bill No. 1258 be amended as follows:

Page 1, line 1, replace "section" with "sections"

Page 1, line 1, after "15.1-21-02.5" insert "and 15.1-21-02.6"

Page 2, replace lines 6 through 14 with:

- "6. a. Completed two units of:
- (1) ~~Two units of the~~The same foreign or native American language;
 - (2) The same native American language;
 - (3) American sign language; or
 - (4) Career and technical education from a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction; and
- b. One unit selected from:
- (1) Foreign languages;
 - (2) Native American languages;
 - (3) American sign language;
 - (4) Fine arts; or
 - (5) Career and technical education;"

Page 2, after line 29, insert:

"SECTION 2. AMENDMENT. Section 15.1-21-02.6 of the North Dakota Century Code is amended and reenacted as follows:

5.1-21-02.6. North Dakota scholarship - Amount - Applicability.

1. a. (1) The state board of higher education shall provide to any student certified as being eligible by the superintendent of public instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship in the amount of seven hundred fifty dollars for each semester during which the student is enrolled full time at an accredited institution of higher education in this state and maintains a cumulative grade point average of 2.75.
- b. (2) The state board of higher education shall provide to any student certified as being eligible by the superintendent of public

instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship in the amount of five hundred dollars for each quarter during which the student is enrolled full time at an accredited institution of higher education in this state and maintains a cumulative grade point average of 2.75.

- b. (1) The state board of higher education shall provide to any student who graduates from high school during or after the 2012-13 school year and who is certified as being eligible by the superintendent of public instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship, in the amount of one thousand two hundred fifty dollars, for each semester during which the student is enrolled full time at an accredited institution of higher education in this state and maintains a cumulative grade point average of 2.75.
- (2) The state board of higher education shall provide to any student who graduates from high school during or after the 2012-13 school year and is certified as being eligible by the superintendent of public instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship, in the amount of eight hundred thirty-three dollars, for each quarter during which the student is enrolled full time at an accredited institution of higher education in this state and maintains a cumulative grade point average of 2.75.
2. The state board shall monitor each scholarship recipient to ensure that the student meets the academic and other requirements of this section. Upon determining that a recipient student has failed to meet the requirements of this section, the board shall provide notification to the student within ten days.
3. a. Except as provided in this subsection, a student is not entitled to receive more than six thousand dollars under this section.
- b. A student who graduates from high school during or after the 2012-13 school year is entitled to receive up to ten thousand dollars under this section.
4. The state board of higher education shall forward the scholarship directly to the institution in which the student is enrolled.
5. a. (1) This section does not require a student to be enrolled in consecutive semesters.
- (2) This section does not require a student to be enrolled in consecutive quarters.
- b. However, a scholarship under this section is valid only for six academic years after the student's graduation from high school and may not be applied to graduate programs.

6. A scholarship under this section is available to any eligible resident student who fulfills the requirements of section 15.1-21-02.4 or 15.1-21-02.5 and who graduates from:
- a. A high school in this state;
 - b. A high school in a bordering state under chapter 15.1-29; or
 - c. A nonpublic high school in a bordering state while residing with a custodial parent in this state.
7. a. For purposes of North Dakota scholarship eligibility under this section, "full-time" means enrollment in at least twelve credits during a student's first two semesters and enrollment in at least fifteen credits during each semester thereafter or enrollment in the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
- b. (1) If a student requires fewer than fifteen credits to graduate, the student may retain scholarship eligibility by enrolling in fewer than fifteen but at least twelve credits during the semester, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
 - (2) Students who graduated from high school during the 2009-10 or the 2010-11 school year and who have completed six semesters may retain scholarship eligibility by enrolling in only twelve credits during each of the student's final two semesters, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
 - (3) The requirement that a student be enrolled in at least fifteen credits, as set forth in subdivision a, does not apply in the case of a student participating in a clinical, practicum, internship, cooperative program, or similar external experience, provided the external experience is equivalent to at least twelve units, or such similar amount as determined by the state board of higher education, with respect to students in a quarter system, and considered to be a "full time" placement for purposes of meeting graduation requirements."

Renumber accordingly

VLC
4/30/13
1062-

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1258

That the Senate recede from its amendments as printed on pages 1813-1815 of the House Journal and pages 1595-1597 of the Senate Journal and that House Bill No. 1258 be amended as follows:

Page 1, line 1, after "15.1-21-02.5" insert "and subsection 7 of 15.1-21-02.6"

Page 2, replace lines 6 through 14 with:

- 6. a. Completed two units of:
 - (1) ~~Two units of the~~The same foreign ~~or native~~ American language;
 - (2) The same native American language;
 - (3) American sign language; or
 - (4) Career and technical education from a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction; and
- b. One unit selected from:
 - (1) Foreign languages;
 - (2) Native American languages;
 - (3) American sign language;
 - (4) Fine arts; or
 - (5) Career and technical education;"

Page 2, after line 29, insert:

"SECTION 2. AMENDMENT. Subsection 7 of section 15.1-21-02.6 of the North Dakota Century Code is amended and reenacted as follows:

- 7. a. For purposes of North Dakota scholarship eligibility under this section, "full-time" means enrollment in at least twelve credits during a student's first two semesters and enrollment in at least fifteen credits during each semester thereafter or enrollment in the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
- b. (1) If a student requires fewer than fifteen credits to graduate, the student may retain scholarship eligibility by enrolling in fewer than fifteen but at least twelve credits during the semester, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.

- (2) Students who graduated from high school during the 2009-10 or the 2010-11 school year and who have completed six semesters may retain scholarship eligibility by enrolling in only twelve credits during each of the student's final two semesters, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.

- (3) The requirement that a student be enrolled in at least fifteen credits, as set forth in subdivision a, does not apply in the case of a student participating in a clinical, practicum, internship, cooperative program, or similar external experience, provided the external experience is equivalent to at least twelve units, or such similar amount as determined by the state board of higher education, with respect to students in a quarter system, and considered to be a "full time" placement for purposes of meeting graduation requirements."

Renumber accordingly

2013 HOUSE CONFERENCE COMMITTEE ROLL CALL VOTES

Committee: House Education

Bill/Resolution No. 1258 as (re) engrossed

Date: 4/25/13 / 4/26/13

Roll Call Vote #: _____

Action Taken

- HOUSE accede to Senate amendments
- HOUSE accede to Senate amendments and further amend
- SENATE recede from Senate amendments
- SENATE recede from Senate amendments and amend as follows

House/Senate Amendments on HJ/SJ page(s) --

- Unable to agree, recommends that the committee be discharged and a new committee be appointed

((Re) Engrossed) _____ was placed on the Seventh order of business on the calendar

Motion Made by: _____ Seconded by: _____

Representatives	4-25	4-26		Yes	No		Senators	4-25	4-26		Yes	No
Rep. Dosch	✓	✓					Sen. Flakoll	✓	✓			
Rep. Skarphol	✓	✓					Sen. Poolman	✓	✓			
Rep. Williams	✓	✓					Sen. Heckaman	✓	✓			

Vote Count Yes: _____ No: _____ Absent: _____

House Carrier _____ Senate Carrier _____

LC Number _____ of amendment

LC Number _____ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

2013 HOUSE CONFERENCE COMMITTEE ROLL CALL VOTES

Committee: House Education

Bill/Resolution No. 1258 as (re) engrossed

Date: 4/29/13

Roll Call Vote #: 1

- Action Taken**
- HOUSE accede to Senate amendments
 - HOUSE accede to Senate amendments and further amend
 - SENATE recede from Senate amendments
 - SENATE recede from Senate amendments and amend as follows

House/Senate Amendments on HJ/SJ page(s) 1813 -- 1815

- Unable to agree, recommends that the committee be discharged and a new committee be appointed

((Re) Engrossed) HB 1258 was placed on the Seventh order of business on the calendar

Motion Made by: Sen. Heckaman Seconded by: Sen. Flakoll

Representatives				Yes	No		Senators			Yes	No
Rep. Dosch	4-29	✓		✓			Sen. Flakoll	4-29	✓	✓	
Rep. Skarphol	4-29	✓		✓			Sen. Poolman	4-29	✓	✓	
Rep. Williams	4-29	✓		✓			Sen. Heckaman	4-29	✓	✓	

Vote Count Yes: 6 No: 0 Absent: 0

House Carrier Rep. Dosch Senate Carrier Sen. Flakoll

LC Number 13.0456.01004 . 04000 of amendment

LC Number _____ . _____ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

2013 HOUSE CONFERENCE COMMITTEE ROLL CALL VOTES

Committee: House Education

Bill/Resolution No. 1258 as (re) engrossed

Date: 4/29/13

Roll Call Vote #: 2

- Action Taken**
- HOUSE accede to Senate amendments
 - HOUSE accede to Senate amendments and further amend
 - SENATE recede from Senate amendments
 - SENATE recede from Senate amendments and amend as follows

House/Senate Amendments on HJ/SJ page(s) --

- Unable to agree, recommends that the committee be discharged and a new committee be appointed

((Re) Engrossed) _____ was placed on the Seventh order of business on the calendar

Motion Made by: Rep. Skarphol Seconded by: Rep. Williams

Representatives				Yes	No	Senators				Yes	No
Rep. Dosch				✓		Sen. Flakoll					✓
Rep. Skarphol				✓		Sen. Poolman					✓
Rep. Williams				✓		Sen. Heckaman					✓

Vote Count Yes: 3 No: 3 Absent: 0

House Carrier _____ Senate Carrier _____

LC Number _____ of amendment

LC Number _____ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

Motion failed to reduce ACT score from 24 to 23 & reduce \$10,000 to \$8,000 for a total for Scholarship.

2013 HOUSE CONFERENCE COMMITTEE ROLL CALL VOTES

Committee: House Education

Bill/Resolution No. 1258 as (re) engrossed

Date: 4/30/13

Roll Call Vote #: 1

- Action Taken**
- HOUSE accede to Senate amendments
 - HOUSE accede to Senate amendments and further amend
 - SENATE recede from Senate amendments
 - SENATE recede from Senate amendments and amend as follows

House/Senate Amendments on HJ/SJ page(s) 1813 - 1815

- Unable to agree, recommends that the committee be discharged and a new committee be appointed

((Re) Engrossed) HB 1258 was placed on the Seventh order of business on the calendar

Motion Made by: Rep. Skarphol Seconded by: Rep. Williams

Representatives			Yes	No		Senators			Yes	No
Rep. Dosch	4-30	✓	✓			Sen. Flakoll	4-30	✓	✓	
Rep. Skarphol		✓	✓			Sen. Poolman		✓	✓	
Rep. Williams		✓	✓			Sen. Heckaman		✓	✓	

Vote Count Yes: 6 No: 0 Absent: 0

House Carrier Rep. Dosch Senate Carrier Rep. Flakoll

LC Number 13.0456.01005 of amendment

LC Number _____ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

REPORT OF CONFERENCE COMMITTEE

HB 1258: Your conference committee (Sens. Flakoll, Poolman, Heckaman and Reps. Dosch, Skarphol, Williams) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1813-1815, adopt amendments as follows, and place HB 1258 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1813-1815 of the House Journal and pages 1595-1597 of the Senate Journal and that House Bill No. 1258 be amended as follows:

Page 1, line 1, replace "section" with "sections"

Page 1, line 1, after "15.1-21-02.5" insert "and 15.1-21-02.6"

Page 2, replace lines 6 through 14 with:

- "6. a. Completed two units of:
- (1) ~~Two units of the~~The same foreign or ~~native American~~ language;
 - (2) The same native American language;
 - (3) American sign language; or
 - (4) Career and technical education from a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction; and
- b. One unit selected from:
- (1) Foreign languages;
 - (2) Native American languages;
 - (3) American sign language;
 - (4) Fine arts; or
 - (5) Career and technical education;"

Page 2, after line 29, insert:

"SECTION 2. AMENDMENT. Section 15.1-21-02.6 of the North Dakota Century Code is amended and reenacted as follows:

5.1-21-02.6. North Dakota scholarship - Amount - Applicability.

- 1. a. (1) The state board of higher education shall provide to any student certified as being eligible by the superintendent of public instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship in the amount of seven hundred fifty dollars for each semester during which the student is enrolled full time at an accredited institution of higher education in this state and maintains a cumulative grade point average of 2.75.
- b. (2) The state board of higher education shall provide to any student certified as being eligible by the superintendent of public instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship

in the amount of five hundred dollars for each quarter during which the student is enrolled full time at an accredited institution of higher education in this state and maintains a cumulative grade point average of 2.75.

- b. (1) The state board of higher education shall provide to any student who graduates from high school during or after the 2012-13 school year and who is certified as being eligible by the superintendent of public instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship, in the amount of one thousand two hundred fifty dollars, for each semester during which the student is enrolled full time at an accredited institution of higher education in this state and maintains a cumulative grade point average of 2.75.
- (2) The state board of higher education shall provide to any student who graduates from high school during or after the 2012-13 school year and is certified as being eligible by the superintendent of public instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship, in the amount of eight hundred thirty-three dollars, for each quarter during which the student is enrolled full time at an accredited institution of higher education in this state and maintains a cumulative grade point average of 2.75.
2. The state board shall monitor each scholarship recipient to ensure that the student meets the academic and other requirements of this section. Upon determining that a recipient student has failed to meet the requirements of this section, the board shall provide notification to the student within ten days.
3. a. Except as provided in this subsection, a student is not entitled to receive more than six thousand dollars under this section.
- b. A student who graduates from high school during or after the 2012-13 school year is entitled to receive up to ten thousand dollars under this section.
4. The state board of higher education shall forward the scholarship directly to the institution in which the student is enrolled.
5. a. (1) This section does not require a student to be enrolled in consecutive semesters.
- (2) This section does not require a student to be enrolled in consecutive quarters.
- b. However, a scholarship under this section is valid only for six academic years after the student's graduation from high school and may not be applied to graduate programs.
6. A scholarship under this section is available to any eligible resident student who fulfills the requirements of section 15.1-21-02.4 or 15.1-21-02.5 and who graduates from:
 - a. A high school in this state;
 - b. A high school in a bordering state under chapter 15.1-29; or

- c. A nonpublic high school in a bordering state while residing with a custodial parent in this state.
- 7. a. For purposes of North Dakota scholarship eligibility under this section, "full-time" means enrollment in at least twelve credits during a student's first two semesters and enrollment in at least fifteen credits during each semester thereafter or enrollment in the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
 - b. (1) If a student requires fewer than fifteen credits to graduate, the student may retain scholarship eligibility by enrolling in fewer than fifteen but at least twelve credits during the semester, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
 - (2) Students who graduated from high school during the 2009-10 or the 2010-11 school year and who have completed six semesters may retain scholarship eligibility by enrolling in only twelve credits during each of the student's final two semesters, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
 - (3) The requirement that a student be enrolled in at least fifteen credits, as set forth in subdivision a, does not apply in the case of a student participating in a clinical, practicum, internship, cooperative program, or similar external experience, provided the external experience is equivalent to at least twelve units, or such similar amount as determined by the state board of higher education, with respect to students in a quarter system, and considered to be a "full time" placement for purposes of meeting graduation requirements."

Renumber accordingly

HB 1258 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1258: Your conference committee (Sens. Flakoll, Poolman, Heckaman and Reps. Dosch, Skarphol, Williams) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1813-1815, adopt amendments as follows, and place HB 1258 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1813-1815 of the House Journal and pages 1595-1597 of the Senate Journal and that House Bill No. 1258 be amended as follows:

Page 1, line 1, after "15.1-21-02.5" insert "and subsection 7 of 15.1-21-02.6"

Page 2, replace lines 6 through 14 with:

6. a. Completed two units of:
 - (1) ~~Two units of the~~The same foreign or native American language;
 - (2) The same native American language;
 - (3) American sign language; or
 - (4) Career and technical education from a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction; and
- b. One unit selected from:
 - (1) Foreign languages;
 - (2) Native American languages;
 - (3) American sign language;
 - (4) Fine arts; or
 - (5) Career and technical education;"

Page 2, after line 29, insert:

"SECTION 2. AMENDMENT. Subsection 7 of section 15.1-21-02.6 of the North Dakota Century Code is amended and reenacted as follows:

7. a. For purposes of North Dakota scholarship eligibility under this section, "full-time" means enrollment in at least twelve credits during a student's first two semesters and enrollment in at least fifteen credits during each semester thereafter or enrollment in the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
- b. (1) If a student requires fewer than fifteen credits to graduate, the student may retain scholarship eligibility by enrolling in fewer than fifteen but at least twelve credits during the semester, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
- (2) Students who graduated from high school during the 2009-10 or the 2010-11 school year and who have completed six semesters may retain scholarship eligibility by enrolling in only

twelve credits during each of the student's final two semesters, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.

- (3) The requirement that a student be enrolled in at least fifteen credits, as set forth in subdivision a, does not apply in the case of a student participating in a clinical, practicum, internship, cooperative program, or similar external experience, provided the external experience is equivalent to at least twelve units, or such similar amount as determined by the state board of higher education, with respect to students in a quarter system, and considered to be a "full time" placement for purposes of meeting graduation requirements."

Renumber accordingly

HB 1258 was placed on the Seventh order of business on the calendar.

2013 TESTIMONY

HB 1258

Testimony in SUPPORT of HB 1258

By Rep. Blair Thoreson

#1

House Education Committee

Rep. Mike Nathe, Chairman

Pioneer Room

Monday, January 21, 2013

Summary

HB 1258 increases students' eligibility for the ND academic scholarship by revising the foreign language requirement to allow students to take elective courses that would best fit their individual career goals.

What HB 1258 does

- Revises the requirements for:
 - 2 units of the same foreign language, or Native American language or American sign language, and
 - 1 unit selected from foreign languages, Native American language, American sign language, fine arts or Career and Technical Education
- By combining it into:
 - 3 units selected from foreign languages, Native American languages, American sign language, fine arts or career and technical education

Why the change is needed

- **Better prepare students for the workforce** - This bill was initiated by the Information Technology Council of North Dakota (ITCND), the trade association for the IT Industry, after hearing concerns from members that the eligibility requirement of two foreign language credits was prohibiting students from taking IT courses that would be more relevant to their career goals.
- **Increase eligibility for the scholarship** - This bill will increase eligibility for the ND Academic Scholarship by allowing students to take elective courses that will best meet their interests and career goals. Students may still take foreign languages if it is most beneficial to them, but will be able to take other electives (fine arts or CTE courses) should they prefer.
- **Provide options for students** - This bill creates options for students, which may be especially important for students in rural districts that may have limited access to elective courses.

#2



PO Box 2599 • Bismarck, ND 58502
Phone: 701.355.4458 • Fax: 701.223.4645
office@itcnd.org • www.itcnd.org

Testimony of Doug Remboldt
Vice President – Technical Services
National Information Solutions Cooperative

In Support of HB 1258
January 21, 2013

Chairman Nathe and members of the House Education Committee:

My name is Doug Remboldt, and I am the vice president of technical services at National Information Solutions Cooperative (NISC) in Mandan. I also serve as the public policy committee chairman of the Information Technology Council of North Dakota (ITCND). It is on behalf of both entities that I am voicing support of HB 1258, which increases students' eligibility for the North Dakota academic scholarship by revising the foreign language requirement to allow students to take elective courses that would best fit their individual career goals.

ITCND was created in 2000 by North Dakota business, government and education leaders who recognized the need to strengthen the state's information technology infrastructure and reposition the state as a national leader in IT. Today, ITCND has nearly 100 member organizations, with representatives from both the public and private sector.

ITCND initiated this bill in response to concerns expressed by members because the two unit foreign language requirement within the North Dakota academic scholarship criteria prevented students from taking courses that would be more relevant to their IT career goals. As foreign language is not a requirement for high school graduation or admission to any North Dakota college or university, this bill modifies the North Dakota academic scholarship criteria to allow students to choose elective courses that best meet their individual interests and/or career goals. This is another door we can open to better meet the workforce needs of our industry.

North Dakota's IT industry is expanding rapidly. Job Service North Dakota data shows that North Dakota has seen an increase of more than 50 percent in IT occupations over the past decade and is projecting a 20 percent increase for the next decade. Job growth in North

Dakota's IT industry has more than doubled that of the nation. A shortage of skilled workforce is a limiting factor for technology-based industry growth. Therefore, addressing this workforce need is a top priority for ITCND.

The number of postsecondary graduates with IT-related degrees is not coming close to meeting North Dakota IT workforce needs. According to Job Service North Dakota, currently there are more than 400 high-tech job openings in North Dakota. In 2010-11, 340 students graduated from the North Dakota University System with an IT-related degree, which is a 17 percent decrease from the previous year's 411 graduates. Of those 340 approximately 30-40 percent leave the state for employment.

ITCND recognized its future workforce challenges several years ago and developed the IT Career Awareness Program. The purpose of the program is informing students, parents and educators of IT career opportunities in North Dakota and encouraging students to enroll in IT-related classes and degree programs at the secondary and post-secondary education levels. The program is now in its fourth year of implementation. This bill will provide another tool to help address IT workforce needs by allowing secondary students with an interest in IT to take courses relevant to their interest and still qualify for the North Dakota academic scholarship.

I encourage your favorable consideration of HB 1258 as it provides students the option to choose elective courses in their area of interest and will assist North Dakota IT companies in addressing their workforce needs into the future.

The ITCND members listed below asked to be recognized in support of HB 1258 as well.

I'd be happy to answer any questions.

Additional Supporters of HB 1258

Bell State Bank & Trust, Fargo

Microsoft, Fargo

MDU Resources, Inc., Bismarck

Minot State University, Minot

National Information Solutions Cooperative (NISC), Mandan

North Dakota Information Technology Department, Bismarck

North Dakota Petroleum Council, Bismarck

Summit Group Software, Fargo

Sycorr, Fargo

**Testimony
House Bill 1258
House Education Committee
Honorable Representative Mike Nathe - Chair**

The Greater North Dakota Chamber, Champions for Business in North Dakota, is committed to building the best business climate in the nation. We work in collaboration with more than 1,100 businesses and a coalition of local chambers in our state. The Greater North Dakota Chamber also represents the National Association of Manufacturers and works closely with the U.S. Chamber of Commerce.

Why we like House Bill 1258:

Simply put the workforce in demand today and most likely in demand tomorrow in our state will require good technical skills; those that are reflective of science, technology, engineering and math. This includes mechanical skills picked up in the students' early years on farms, ranches, and in any number of settings in North Dakota where a kid can get hands on experience.

After touring and visiting with hundreds of employers in North Dakota I am yet to have anyone ask that we teach French, Japanese, or Chinese as way of preparing the future workforce. Although, we recognize that foreign language skills will help various employers as they reach out to global markets, it is not core to what most need. What most employers want is a good sense of English, an ability to understand and follow direction, an ability to think for oneself, and either mechanical or technical abilities related to the digital age.

Higher education comes in many forms – eliminating the need to have a foreign language before one can get a North Dakota scholarship opens the door to more North Dakota kids being trained as our future workforce and keeps our young people here at home preparing to be highly trained and effective business owners, operators, and employees.

I urge, on behalf of the Greater North Dakota Chamber, a do pass recommendation.

Thank you for your consideration.

**Andy Peterson
President & CEO
Greater North Dakota Chamber**

#4

 **MDU RESOURCES**
GROUP, INC.

1200 West Century Avenue
Bismarck, ND 58503

Mailing Address:
P.O. Box 5650
Bismarck, ND 58506-5650
(701) 530-1000

January 22, 2013

The Honorable Mike Nathe
House Education Committee

RE: Support of HB 1258

My name is Peggy Link, Director of Shared Technology Services for MDU Resources Group, Inc. and a board member of the Information Technology Council of North Dakota. I am submitting written testimony today in support of HB 1258.

I thank you for the opportunity to present a written statement in support of HB 1258. I would also like to extend my appreciation to Reps. Thoreson, Dosch, J. Kelsh and Skarphol and Sens. Hogue, Robinson and Wardner for your efforts in addressing this important issue.

The rapid growth of new technologies is making it difficult for employers to find qualified technical workers. While demand for technical skills is becoming increasingly important in the workforce, North Dakota is only seeing modest growth in the number of graduates in technology-related fields.

The proposed changes in HB 1258 allow students to choose elective courses that best meet their technology career choices and still allows them to qualify for the North Dakota academic scholarship. These elective technology courses enable students to survey areas in which they have an interest, aptitude or career aspirations.

I thank you for the opportunity to submit testimony and respectfully urge you to support HB 1258.

Wayne Kutzer
CTE Director

House Education Committee
Testimony on HB1258
January 21, 2013

#5

Mr. Chairman, members of the committee. CTE supports HB 1258 which removes the foreign language requirement from the eligibility requirements. There are a number of bills that impact the scholarship and I hope that when the final bill is put together that this will be included.

Students need options ...options in terms of elective classes. They help a student focus in on areas of interest and elective classes are a big part of and support career planning.

As a state we are focusing a great deal on career planning, by law it starts in the 7th & 8th grade and continues through high school.

Requiring foreign language is sending a mixed signal - preparing students for careers in their area of interest and ND careers, and then requiring them to take a foreign language class that may not fit either their interest or careers available in ND are ideas that are in direct conflict with each other. A quick search of the job openings by key words (bilingual and Spanish) found that there are 27 job listings with 122 job opening (hiring multiple people in one job listing). In regards to total job openings, it makes up less than one percent or .58%

When you consider distance delivery, yes foreign language is available to students but it also creates a conflict by further limiting the other classes that are competing for space on the interactive video system.

It is that conflict that really causes problems when they are developing educational/career plans. We ask them to do a plan but they want to be able to track the courses they HAVE to take for the scholarships. If they aren't the same classes what sense does it make to create a plan for your career of interest?

Foreign language is not an entrance requirement for any college in ND so why would we require it as a ND scholarship requirement.

Mr. Chairman and members of the committee, I support HB1258 and would be glad to answer any questions you may have.

#1

Testimony In SUPPORT of HB 1258

Senate Education Committee

Sen. Tim Flakoll, Chair

Monday, March 25, 2013

Summary

HB 1258 increases students' eligibility for the ND academic scholarship by revising the foreign language requirement to allow students to take elective courses that would best fit their individual career goals.

What HB 1258 does

- Revises the requirements for:
 - 2 units of the same foreign language, or Native American language or American sign language, and
 - 1 unit selected from foreign languages, Native American language, American sign language, fine arts or Career and Technical Education
- By combining it into:
 - 3 units selected from foreign languages, Native American languages, American sign language, fine arts or career and technical education

Why the change is needed

- **Better prepare students for the workforce** - This bill was initiated by the Information Technology Council of North Dakota (ITCND), the trade association for the IT Industry, after hearing concerns from members that the eligibility requirement of two foreign language credits was prohibiting students from taking IT courses that would be more relevant to their career goals.
- **Increase eligibility for the scholarship** - This bill will increase eligibility for the ND Academic Scholarship by allowing students to take elective courses that will best meet their interests and career goals. Students may still take foreign languages if it is most beneficial to them, but will be able to take other electives (fine arts or CTE courses) should they prefer.
- **Provide options for students** - This bill creates options for students, which may be especially important for students in rural districts that may have limited access to elective courses.

Testimony of Deana Wiese
Executive Director
Information Technology Council of North Dakota

In Support of HB 1258
March 25, 2013

Chairman Flakoll and members of the Senate Education Committee:

My name is Deana Wiese, and I am the executive director of the Information Technology Council of North Dakota (ITCND). I am here today in support of HB 1258, which increases students' eligibility for the North Dakota academic scholarship by revising the foreign language requirement to allow students to take elective courses that would best fit their individual career goals.

ITCND was created in 2000 by North Dakota business, government and education leaders who recognized the need to strengthen the state's information technology infrastructure and reposition the state as a national leader in IT. Today, ITCND has nearly 100 member organizations, with representatives from both the public and private sector.

ITCND initiated this bill in response to concerns expressed by members because the two unit foreign language requirement within the North Dakota academic scholarship criteria prevents students from taking courses that would be more relevant to their IT career goals. As foreign language is not a requirement for high school graduation or admission to any North Dakota college or university, this bill modifies the North Dakota academic scholarship criteria to allow students to choose elective courses that best meet their individual interests and/or career goals. This is another door we can open to better meet the workforce needs of our industry.

North Dakota's IT industry is expanding rapidly. Job Service North Dakota data shows that North Dakota has seen an increase of more than 50 percent in IT occupations over the past decade and is projecting a 20 percent increase for the next decade. Job growth in North Dakota's IT industry has more than doubled that of the nation. A shortage of skilled workforce is

a limiting factor for technology-based industry growth. Therefore, addressing this workforce need is a top priority for ITCND.

The number of postsecondary graduates with IT-related degrees is not coming close to meeting North Dakota IT workforce needs. According to Job Service North Dakota, as of February 2013, there were more than 550 high-tech job openings in North Dakota. These jobs are in virtually every industry, including energy, agriculture and healthcare. In 2010-11, 340 students graduated from the North Dakota University System with an IT-related degree. Of those 340, approximately 30-40 percent leave the state for employment.

ITCND recognized its future workforce challenges several years ago and developed the IT Career Awareness Program. The purpose of the program is informing students, parents and educators of IT career opportunities in North Dakota and encouraging students to enroll in IT-related classes and degree programs at the secondary and post-secondary education levels. The program is now in its fourth year of implementation. This bill will provide another tool to help address IT workforce needs by allowing secondary students with an interest in IT to take relevant courses and still qualify for the North Dakota academic scholarship.

I encourage your favorable consideration of HB 1258 as it provides students the option to choose elective courses in their area of interest and will assist North Dakota IT companies in addressing their workforce needs into the future.

The entities listed below asked to be recognized in support of HB 1258 as well.

I'd be happy to answer any questions.

Additional Supporters of HB 1258

Bismarck Career Academy
Bell State Bank & Trust, Fargo
Microsoft, Fargo
MDU Resources, Inc., Bismarck
Minot State University
National Information Solutions Cooperative (NISC), Mandan
Nexus Innovations, Inc., Bismarck and Fargo
North Dakota Information Technology Department, Bismarck
North Dakota Petroleum Council
Summit Group Software, Fargo
Sycorr, Fargo

#3

Testimony of Robert Pope
President
Nexus Innovations, Inc.

In Support of HB 1258
March 25, 2013

Chairman Flakoll and members of the Senate Education Committee:

Robert Pope – President of Nexus Innovations I am here today to voice support of HB 1258.

Nexus Innovations is a IT consulting firm with offices in Bismarck and Fargo. Like most all ND IT firms, our biggest challenge is finding staff that have the right skillsets.

When I first heard about the requirement of having students take a foreign language, I was in favor of the approach. I studied German in college and our sons have taken foreign language even when it wasn't required.

In looking over HB 1258, I do believe it is important to give kids greater flexibility in choosing their courses than they have currently. When we look to hire employees, we don't care if they have a music degree or a computer science degree. We are looking for capability.

I believe kids are more likely to try a technology course in high school than they will in college. It is very easy for them to get into their area of specialty and never take a technology course that could make them aware of their ability in that area. That lack of awareness could cause them to miss out on some tremendous career opportunities in the future.

Therefore, I ask that you do give HB 1258 a do pass.

I'd be happy to answer any questions.



MDU RESOURCES

GROUP, INC.

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March 25, 2013

The Honorable Tim Flakoll

Senate Education Committee

RE: Support of HB 1258

My name is Peggy Link, Director of Shared Technology Services for MDU Resources Group, Inc. and a board member of the Information Technology Council of North Dakota. I am submitting written testimony today in support of HB 1258.

I thank you for the opportunity to present a written statement in support of HB 1258. I would also like to extend my appreciation to Senators Flakoll, Schaible, Heckaman, Luick, Marcellais, and Poolman for all your efforts in addressing this important issue today.

The rapid growth of new technologies is making it difficult for employers to find qualified technical workers. While demand for technical skills is becoming increasingly important in the workforce, North Dakota is only seeing modest growths in the number of graduates in technology-related fields.

The proposed changes in HB 1258 allow students to choose elective courses that best meet their technology career choices and still allow them to qualify for the ND academic scholarship. These elective technology courses enable students to survey areas in which they have an interest, aptitude, or career aspirations.

I thank you for the opportunity to submit testimony and respectfully urge you to support HB 1258.

#5

Senate Education Committee
Testimony on HB1258
March 25, 2013

Mr. Chairman, members of the committee. I support HB 1258 which removes the foreign language requirement from the eligibility requirements.

Students need options ...options in terms of elective classes. They help a student focus in on areas of interest and elective classes are a big part of and support career planning.

As a state we are focusing a great deal on career planning, it starts with career interest inventories in the 7th & 8th grade and again in 9th and 10th grade. Students are expected to complete a four year course plan before they leave the eighth grade, and with increased requirements there is precious time left in their schedules for elective classes.

Requiring foreign language as a requirement of a scholarship is sending a mixed signal - preparing students for careers in their area of interest and ND careers, and then requiring them to take a foreign language class that may not fit either their interest or careers available in ND are ideas that are in direct conflict with each other. A quick search of the job openings by key words (bilingual and Spanish) found that there are 27 job listings with 122 job opening (hiring multiple people in one job listing). In regards to total job openings, it makes up less than one percent or .58%

When you consider distance delivery, yes foreign language is available to students but it also creates a conflict by further limiting the other classes that are competing for space on the interactive video system.

Foreign language is not an entrance requirement for any college in ND so why would we require it as a ND scholarship requirement.

It is that conflict that really causes problems when they are developing educational/career plans. We ask them to do a course plan based on their interests and career planning, but they understandably want to include the courses they HAVE to take for the scholarships. If they aren't the same classes what sense does it make to create a plan for your career of interest?

Mr. Chairman and members of the committee, I support HB1258 and would be glad to answer any questions you may have.

#1

April 1, 2013

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO 1258.

Page 2, remove the overstrike over line 7

Page 2, remove the overstrike over line 8

Page 2, line 8, overstrike " and"

Page 2, after line 8, insert:

"(3) Two units of career and technical education; and"

Page 2, line 9, remove the overstrike over "One unit"

Page 2, line 9, remove "three units"

Renumber accordingly

A 1

Introduced by

Representatives Thoreson, Dosch, J. Kelsh, Skarphol

Senators Hogue, Robinson, Wardner

1 A BILL for an Act to amend and reenact section 15.1-21-02.5 of the North Dakota Century
2 Code, relating to eligibility requirements for the North Dakota academic scholarship.

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

4 **SECTION 1. AMENDMENT.** Section 15.1-21-02.5 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **15.1-21-02.5. North Dakota academic scholarship.**

7 Any resident student who graduates from a high school during or after the 2010-11 school
8 year is eligible to receive a North Dakota academic scholarship provided the student:

- 9 1. Completed four units of English language arts from a sequence that includes literature,
10 composition, and speech;
- 11 2. Completed three units of mathematics, including:
 - 12 a. One unit of algebra II, as defined by the superintendent of public instruction; and
 - 13 b. One unit of mathematics for which algebra II, as defined by the superintendent of
14 public instruction, is a prerequisite;
- 15 3. Completed three units of science, including:
 - 16 a. One unit of physical science;
 - 17 b. One unit of biology; and
 - 18 c. (1) One unit of any other science; or
19 (2) Two one-half units of any other science;
- 20 4. Completed three units of social studies, including:
 - 21 a. One unit of United States history;
 - 22 b. (1) One-half unit of United States government and one-half unit of economics;
23 or
24 (2) One unit of problems of democracy; and

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- 1 c. One unit or two one-half units of any other social studies, which may include
2 civics, civilization, geography and history, multicultural studies, North Dakota
3 studies, psychology, sociology, and world history;
- 4 5. a. Completed one unit of physical education; or
5 b. One-half unit of physical education and one-half unit of health;
- 6 ~~6. a. Completed:~~
7 ~~(1) Two units of the same foreign or native American language;~~
8 ~~(2) American sign language; and~~
9 ~~b. One unit three units selected from:~~
10 ~~(1)a. Foreign languages;~~
11 ~~(2)b. Native American languages;~~
12 ~~(3)c. American sign language;~~
13 ~~(4)d. Fine arts; or~~
14 ~~(5)e. Career and technical education;~~
- 15 6. a. Completed two units of:
16 (1) ~~Two units of the~~The same foreign or native American language;
17 (2) The same native American language;
18 (3) American sign language; or
19 (4) Career and technical education courses from a coordinated plan of study
20 recommended by the department of career and technical education and
21 approved by the superintendent of public instruction; and
- 22 b. One unit selected from:
23 (1) Foreign languages;
24 (2) Native American languages;
25 (3) American sign language;
26 (4) Fine arts; or
27 (5) Career and technical education;
- 28 7. Completed any five additional units, ~~one of which must be in the area of fine arts or~~
29 ~~career and technical education;~~

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15.1-21-02.4. North Dakota career and technical education scholarship.

Any resident student who graduates from a high school during or after the 2010-11 school year is eligible to receive a North Dakota career and technical education scholarship provided the student:

1. Completed four units of English language arts from a sequence that includes literature, composition, and speech;
2. Completed three units of mathematics, including:
 - a. One unit of algebra II, as defined by the superintendent of public instruction; and
 - b. Two units of any other mathematics;
3. Completed three units of science, including:
 - a. One unit of physical science;
 - b. One unit of biology; and
 - c. (1) One unit of any other science; or

(2) Two one-half units of any other science;
4. Completed three units of social studies, including:
 - a. One unit of United States history;
 - b. (1) One-half unit of United States government and one-half unit of economics; or

(2) One unit of problems of democracy; and

 - c. One unit or two one-half units of any other social studies, which may include civics, civilization, geography and history, multicultural studies, North Dakota studies, psychology, sociology, and world history;
5. a. Completed one unit of physical education; or
- b. One-half unit of physical education and one-half unit of health;
6. Completed:
 - a. One unit selected from:
 - (1) Foreign languages;
 - (2) Native American languages;
 - (3) American sign language;
 - (4) Fine arts; or
 - (5) Career and technical education courses; and
 - b. Two units of a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction;
7. Completed any five additional units, two of which must be in the area of career and technical education;
8. a. (1) Obtained a cumulative grade point average of at least 3.0 on a 4.0 grading scale, as determined by the superintendent of public instruction, based on all high school units in which the student was enrolled; and
- (2) Obtained a grade of at least "C" in each unit or one-half unit; or
- b. (1) Obtained a cumulative grade point average of at least 3.0 on a 4.0 grading scale, as determined by the superintendent of public instruction, based only on the units required by subsections 1 through 7; and
- (2) Obtained a grade of at least "C" in each unit or one-half unit; and
9. Received:
 - a. A composite score of at least twenty-four on an ACT; or
 - b. A score of at least five on each of three WorkKeys assessments recommended by the department of career and technical education and approved by the superintendent of public instruction.

#13

15.1-21-02.5. North Dakota academic scholarship.

Any resident student who graduates from a high school during or after the 2010-11 school year is eligible to receive a North Dakota academic scholarship provided the student:

1. Completed four units of English language arts from a sequence that includes literature, composition, and speech;
2. Completed three units of mathematics, including:
 - a. One unit of algebra II, as defined by the superintendent of public instruction; and
 - b. One unit of mathematics for which algebra II, as defined by the superintendent of public instruction, is a prerequisite;
3. Completed three units of science, including:
 - a. One unit of physical science;
 - b. One unit of biology; and
 - c. (1) One unit of any other science; or
(2) Two one-half units of any other science;
4. Completed three units of social studies, including:
 - a. One unit of United States history;
 - b. (1) One-half unit of United States government and one-half unit of economics;
or
(2) One unit of problems of democracy; and
 - c. One unit or two one-half units of any other social studies, which may include civics, civilization, geography and history, multicultural studies, North Dakota studies, psychology, sociology, and world history;
5.
 - a. Completed one unit of physical education; or
 - b. One-half unit of physical education and one-half unit of health;
6.
 - a. Completed:
 - (1) Two units of the same foreign or native American language;
 - (2) American sign language; and
 - b. One unit selected from:
 - (1) Foreign languages;
 - (2) Native American languages;
 - (3) American sign language;
 - (4) Fine arts; or
 - (5) Career and technical education;
7. Completed any five additional units, one of which must be in the area of fine arts or career and technical education;
8.
 - a. (1) Obtained a cumulative grade point average of at least 3.0 on a 4.0 grading scale, as determined by the superintendent of public instruction, based on all high school units in which the student was enrolled; and
(2) Obtained a grade of at least "C" in each unit or one-half unit; or
 - b. (1) Obtained a cumulative grade point average of at least 3.0 on a 4.0 grading scale, as determined by the superintendent of public instruction, based only on the units required by subsections 1 through 7; and
(2) Obtained a grade of at least "C" in each unit or one-half unit;
9. Received a composite score of at least twenty-four on an ACT; and
10.
 - a. Fulfilled any one unit requirement set forth in subsections 1 through 7 by means of an advanced placement course and examination; or
 - b. Fulfilled any one-half unit requirement set forth in subsections 1 through 7 by means of a dual-credit course.

April 9, 2013

#7

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1258

Page 1, line 1, replace "section" with "sections"

Page 1, line 1, after "15.1-21-02.5" insert "and 15.1-21-02.6"

Page 2, replace lines 6 through 14 with:

- "6. a. Completed two units of:
- (1) ~~Two units of the~~The same foreign or native American language;
 - (2) The same native American language;
 - (3) American sign language; or
 - (4) Career and technical education from a coordinated plan of study recommended by the department of career and technical education and approved by the superintendent of public instruction; and
- b. One unit selected from:
- (1) Foreign languages;
 - (2) Native American languages;
 - (3) American sign language;
 - (4) Fine arts; or
 - (5) Career and technical education;"

Page 2, after line 29, insert:

"SECTION 2. AMENDMENT. Section 15.1-21-02.6 of the North Dakota Century Code is amended and reenacted as follows:

15.1-21-02.6. North Dakota scholarship - Amount - Applicability.

1. a. (1) The state board of higher education shall provide to any student certified as being eligible by the superintendent of public instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship in the amount of seven hundred fifty dollars for each semester during which the student is enrolled full time at an accredited institution of higher education in this state and maintains a cumulative grade point average of 2.75.
- b. (2) The state board of higher education shall provide to any student certified as being eligible by the superintendent of public instruction either a North Dakota academic scholarship or a North Dakota career and technical education scholarship in the amount of five hundred dollars for each quarter during which the student is enrolled full time at an accredited institution of higher

- b. A high school in a bordering state under chapter 15.1-29; or
 - c. A nonpublic high school in a bordering state while residing with a custodial parent in this state.
7. a. For purposes of North Dakota scholarship eligibility under this section, "full-time" means enrollment in at least twelve credits during a student's first two semesters and enrollment in at least fifteen credits during each semester thereafter or enrollment in the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
- b. (1) If a student requires fewer than fifteen credits to graduate, the student may retain scholarship eligibility by enrolling in fewer than fifteen but at least twelve credits during the semester, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system.
 - (2) Students who graduated from high school during the 2009-10 or the 2010-11 school year and who have completed six semesters may retain scholarship eligibility by enrolling in only twelve credits during each of the student's final two semesters, or the equivalent number of credits, as determined by the state board of higher education, with respect to students in a quarter system."

Renumber accordingly