

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2013

Page 1, line 4, after "transfers" insert "; to provide for a legislative council study; to provide legislative intent" and remove "and subsection 5 of section 15.1-27-07"

Page 1, line 5, after "Code" insert "and section 28 of chapter 167 of the 2005 Session Laws"

Page 1, line 6, replace "per student payments for kindergarten students" with "contingent distributions of per student payments"

Page 3, line 11, replace "6,075,986" with "4,845,986"

Page 3, line 21, replace "104,969,811" with "103,739,811"

Page 3, line 23, replace "75,193,139" with "73,963,139"

Page 4, line 3, replace "\$105,779" with "(\$292,221)"

Page 4, line 6, replace "\$113,302" with "(\$284,698)"

Page 4, line 7, replace "(363,103)" with "(288,103)"

Page 4, line 8, replace "476,405" with "3,405"

Page 4, line 17, replace "76,533,765" with "74,830,765"

Page 4, line 18, replace "29,633,567" with "29,708,567"

Page 4, line 19, replace "106,167,332" with "104,539,332"

Page 4, line 30, replace "20,968,294" with "19,738,294"

Page 5, line 6, replace "1,037,313,033" with "1,036,083,033"

Page 5, line 8, replace "711,636,726" with "710,406,726"

Page 5, line 19, replace "5,141,381" with "4,743,381"

Page 5, line 22, replace "6,805,664" with "6,407,664"

Page 5, line 23, replace "964,162" with "1,039,162"

Page 5, line 24, replace "5,841,502" with "5,368,502"

Page 6, line 2, replace "724,374,140" with "722,671,140"

Page 6, line 3, replace "329,366,186" with "329,441,186"

Page 6, line 4, replace "1,053,740,326" with "1,052,112,326"

Page 7, remove lines 3 through 8

Page 7, after line 25, insert:

**"SECTION 12. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO THE SIXTY-FIRST LEGISLATIVE ASSEMBLY.** The total general fund appropriation line item in section 3 of this Act includes \$100,000 for the one-time funding item identified in this section. This amount is not a part of the agency's base budget to be used in preparing the 2009-11 executive budget. The school for the deaf shall report to the appropriations committees of the sixty-first legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2007, and ending June 30, 2009.

Deferred maintenance - School for the deaf	\$100,000
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**SECTION 13. LEGISLATIVE COUNCIL STUDY - SERVICES TO STUDENTS WHO ARE DEAF OR HEARING-IMPAIRED.** The legislative council shall consider studying, during the 2007-08 interim, the provision of services to children and adults who are deaf or hearing-impaired, including the role of the North Dakota school for the deaf in the provision of educational and rehabilitative services, the short-term and long-term viability of existing state facilities, and alternative approaches that might enhance the scope and breadth of service availability. The study, if conducted, must include the feasibility of combining the administration and delivery of services of the school for the deaf with other area school districts, educational associations governed by joint powers agreements, special education units, and North Dakota vision services - school for the blind. The study should examine alternative uses for the buildings on the school for the deaf campus beyond the scope of the school's present mission. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-first legislative assembly.

**SECTION 14. LEGISLATIVE INTENT - REPORT TO THE SIXTY-FIRST LEGISLATIVE ASSEMBLY.** It is the intent of the legislative assembly that the school for the deaf collaborate with Lake Region state college on the college's wind energy project and determine the feasibility of the school for the deaf accessing any available energy, including identifying any related costs. The school for the deaf should provide a report on the status of this collaboration to the appropriations committees of the sixty-first legislative assembly.

**SECTION 15. ADULT EDUCATION PER STUDENT FUNDING STUDY.** The commission on education improvement shall consider studying, during the 2007-08 interim, changes to the state school aid formula to provide per student payments to school districts offering an adult education program.

**SECTION 16. AMENDMENT.** Section 28 of chapter 167 of the 2005 Session Laws is amended and reenacted as follows:

**SECTION 28. CONTINGENCY.** If any moneys appropriated for per student payments and transportation payments in the grants - state school aid line item in House Bill No. 1013, as approved by the fifty-ninth legislative assembly, remain after payment of all statutory obligations for per student and transportation payments during the biennium beginning July 1, 2005, and ending June 30, 2007, and after the superintendent of public instruction has fulfilled any directives contained in section 27 of this Act, the superintendent shall distribute the remaining moneys as follows:

1. The superintendent of public instruction shall use the first \$450,000, or so much of that amount as may be necessary, to provide additional payments to school districts serving English language learners in accordance with section 15.1-27-12.
2. The superintendent of public instruction shall use the next \$1,000,000, or so much of that amount as may be necessary, for the purpose of providing additional per student payments to school districts participating in eligible educational associations in accordance with section 32 of this Act.
3. The superintendent of public instruction shall use the next \$25,748, or so much of that amount as may be necessary, for the purpose of reimbursing eligible school districts that received reduced amounts of state aid. For the purposes of this subsection, an eligible school district is one that received a reduction in state aid during the 2005-07 biennium because the district's general fund levy fell below one hundred forty mills as the result of an accounting oversight.
4. The superintendent of public instruction shall use the next \$200,000, or so much of that amount as may be necessary, for the purpose of providing additional payments to school districts offering an adult education program during the 2005-07 biennium.
5.
  - a. The superintendent of public instruction shall use the next \$2,000,000, or so much of that sum as may be necessary, for the purpose of providing payments to school districts that are members of eligible educational associations, for the biennium beginning July 1, 2007, and ending June 30, 2009.
  - b. Each year of the biennium, the superintendent of public instruction shall distribute fifty percent of the moneys appropriated to eligible school districts on a per student basis. The superintendent shall make the distribution at the same time and in the same manner as other state aid payments under section 15.1-27-01.
  - c. For purposes of this subsection, an "eligible educational association" is one that is governed by a joint powers agreement that the superintendent of public instruction has reviewed and verified as meeting the requirements of section 15.1-07-28.
6. The superintendent of public instruction shall use the next \$500,000, or so much of that amount as may be necessary, for the purpose of funding the rewrite of the state school aid computer system.
7. The superintendent of public instruction shall use the next \$650,000, or so much of that amount as may be necessary, for the purpose of funding the rewrite of the teacher licensure application used by the department and the education standards and practices board. The education standards and practices board will pay the remaining \$80,000 of the anticipated total project cost.
8. The superintendent of public instruction shall use the next \$77,000, or so much of that amount as may be necessary, for providing funding to the education standards and practices board for providing payments to recipients of national board certification and scholarships to individuals seeking national board certification in accordance with Senate Bill No. 2057 as approved by the sixtieth legislative assembly.
9. The superintendent of public instruction shall use the next \$400,000, or so much of that amount as may be necessary, to purchase automated

external defibrillators and place one in each public and nonpublic school in the state.

10. The superintendent of public instruction shall use the next \$395,000, or so much of that sum as may be necessary, for the purpose of providing a grant to the north central council of school television for licensing of education television programs for classroom use by North Dakota elementary and secondary schools, assisting with the North Dakota studies project, and other operating expenses.
11. The superintendent of public instruction shall use the next \$50,000, or so much of that sum as may be necessary, for the purpose of providing a grant for the Atlantik-Brucke teacher exchange program.
12. The superintendent of public instruction shall use the remainder of the moneys to provide additional per student payments on a prorated basis according to the latest available average daily membership of each school district."

Page 8, remove lines 1 through 28

Page 8, line 29, replace "Section" with "Sections", after "4" insert "and 16", and replace "is" with "are"

Re-number accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2013 - Summary of House Action**

	EXECUTIVE BUDGET	SENATE VERSION	HOUSE CHANGES	HOUSE VERSION
Department of Public Instruction				
Total all funds	\$1,037,666,173	\$1,037,313,033	(\$1,230,000)	\$1,036,083,033
Less estimated income	326,080,447	325,676,307		325,676,307
General fund	\$711,585,726	\$711,636,726	(\$1,230,000)	\$710,406,726
State Library				
Total all funds	\$5,861,312	\$5,861,312	\$0	\$5,861,312
Less estimated income	1,881,600	1,881,600		1,881,600
General fund	\$3,979,712	\$3,979,712	\$0	\$3,979,712
School for the Deaf				
Total all funds	\$6,805,664	\$6,805,664	(\$398,000)	\$6,407,664
Less estimated income	964,162	964,162	75,000	1,039,162
General fund	\$5,841,502	\$5,841,502	(\$473,000)	\$5,368,502
Vision Services - School for the Blind				
Total all funds	\$3,636,873	\$3,760,317	\$0	\$3,760,317
Less estimated income	844,117	844,117		844,117
General fund	\$2,792,756	\$2,916,200	\$0	\$2,916,200
Bill Total				
Total all funds	\$1,053,970,022	\$1,053,740,326	(\$1,628,000)	\$1,052,112,326
Less estimated income	329,770,326	329,366,186	75,000	329,441,186
General fund	\$724,199,696	\$724,374,140	(\$1,703,000)	\$722,671,140

**Senate Bill No. 2013 - Department of Public Instruction - House Action**

	EXECUTIVE BUDGET	SENATE VERSION	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$11,811,194	\$11,407,054		\$11,407,054
Operating expenses	21,088,294	20,968,294	(\$1,230,000)	19,738,294
Grants - State school aid	724,165,879	726,165,879		726,165,879
Grants - Special education contracts	17,500,000	17,500,000		17,500,000
Grants - Transportation	33,500,000	33,500,000		33,500,000
Grants - Other grants	227,530,806	227,701,806		227,701,806
JPA incentives	2,000,000			
Transportation efficiency	30,000	30,000		30,000
National board certification	40,000	40,000		40,000

Total all funds	\$1,037,666,173	\$1,037,313,033	(\$1,230,000)	\$1,036,083,033
Less estimated income	<u>326,080,447</u>	<u>325,676,307</u>		<u>325,676,307</u>
General fund	\$711,585,726	\$711,636,726	(\$1,230,000)	\$710,406,726
FTE	98.25	94.75	0.00	94.75

### Dept. 201 - Department of Public Instruction - Detail of House Changes

	REMOVES FUNDING FOR COMPUTER SYSTEM REWRITE PROJECTS <sup>1</sup>	TOTAL HOUSE CHANGES
Salaries and wages		
Operating expenses	(\$1,230,000)	(\$1,230,000)
Grants - State school aid		
Grants - Special education contracts		
Grants - Transportation		
Grants - Other grants		
JPA incentives		
Transportation efficiency		
National board certification		
Total all funds	(\$1,230,000)	(\$1,230,000)
Less estimated income		
General fund	(\$1,230,000)	(\$1,230,000)
FTE	0.00	0.00

<sup>1</sup> This amendment removes funding from the general fund for the state school aid rewrite project (\$500,000) and the teachers' licensure application rewrite project (\$730,000) and provides that those projects be funded from the 2005-07 per student and transportation aid contingent distributions.

This amendment also:

- Adds a section to the bill identifying one-time funding for the 2007-09 biennium.
- Adds a section providing that the Commission on Education Improvement consider studying changes to the state school aid formula to provide per student payments to school districts offering an adult education program.
- Removes Section 8 of the engrossed bill relating to English language learners.
- Removes Section 14 of the engrossed bill relating to full-day kindergarten.

### Senate Bill No. 2013 - School for the Deaf - House Action

	EXECUTIVE BUDGET	SENATE VERSION	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$5,141,381	\$5,141,381	(\$398,000)	\$4,743,381
Operating expenses	1,514,283	1,514,283		1,514,283
Capital assets	<u>150,000</u>	<u>150,000</u>		<u>150,000</u>
Total all funds	\$6,805,664	\$6,805,664	(\$398,000)	\$6,407,664
Less estimated income	<u>964,162</u>	<u>964,162</u>	<u>75,000</u>	<u>1,039,162</u>
General fund	\$5,841,502	\$5,841,502	(\$473,000)	\$5,368,502
FTE	48.44	48.44	(4.50)	43.94

### Dept. 252 - School for the Deaf - Detail of House Changes

	REMOVES VACANT FTE POSITIONS <sup>1</sup>	REDUCES FUNDING FOR SALARIES AND WAGES <sup>2</sup>	FUNDING SOURCE CHANGE	TOTAL HOUSE CHANGES
Salaries and wages	(\$323,000)	(\$75,000)		(\$398,000)
Operating expenses				
Capital assets				
Total all funds	(\$323,000)	(\$75,000)		(\$398,000)
Less estimated income			<u>\$75,000</u>	<u>75,000</u>
General fund	(\$323,000)	(\$75,000)	(\$75,000)	(\$473,000)
FTE	(4.50)	0.00	0.00	(4.50)

<sup>1</sup> This amendment removes 4.5 vacant FTE positions.

<sup>2</sup> This amendment reduces funding for the salaries and wages line item by \$75,000 from the general fund relating to anticipated attrition.

This amendment also:

- Adds a section to the bill identifying one-time funding for the 2007-09 biennium.
- Adds a section to the bill to provide for a Legislative Council study of services to students who are deaf or hearing-impaired.
- Add a section to the bill to provide legislative intent that the School for the Deaf collaborate with Lake Region State College on the college's wind energy project.