

Introduced by

Senators Myrdal, Kreun

Representatives Rick C. Becker, Skroch, M. Nelson

1 A BILL for an Act to amend and reenact section 15.1-27-23 of the North Dakota Century Code,  
2 relating to the authority to waive rescheduling of make up days for weather-related school  
3 closures.

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

5 **SECTION 1. AMENDMENT.** Section 15.1-27-23 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **15.1-27-23. Weather or other emergency conditions - Closure of schools - State aid**  
8 **payments to school districts.**

- 9 1. The board of each school district shall include in the school calendar days that may be  
10 used for the rescheduling of instructional time lost as a result of severe weather or  
11 other emergency conditions.
- 12 2. a. The number of days required under subsection 1 must equal the average number  
13 of days per school year, as calculated using the previous five school years,  
14 during which the school district remained closed or provided less than a full day  
15 of instruction because of severe weather or other emergency conditions.
- 16 b. The number of days determined under subdivision a may be included within the  
17 calendar no earlier than the month of January.
- 18 3. If the number of days during which a public school or school district is closed or  
19 provides less than a full day of instruction exceeds the number of days determined  
20 under subdivision a of subsection 2, the public school or school district shall make  
21 every effort to reschedule the remaining classes, so that students receive at least the  
22 number of full instructional days required by section 15.1-06-04 or an equivalent  
23 period of instructional time, ~~as determined by the superintendent of public instruction.~~

- 1           4. Any public school or school district for which the rescheduling of classes, as a result of  
2           severe weather or other emergency conditions, would create undue hardship may  
3           request that, for purposes of calculating state aid payments to the school district, the  
4           governor waive the rescheduling, in whole or in part, and notify the superintendent of  
5           public instruction of the number of days not rescheduled and the reasons for the  
6           inability to reschedule.
- 7           5. The ~~governor~~board of a school district may not ~~grant a waiver for~~waive less than a full  
8           day of instruction. However, if a public school or school district closes for only a portion  
9           of its regular schoolday, the hours during which the school or school district is closed  
10          may be added together to determine the number of additional full days of instruction  
11          that may be waived under this section.