

**SENATE BILL NO. 2321
with House Amendments
SENATE BILL NO. 2321**

Sixty-fifth
Legislative Assembly
of North Dakota

Introduced by

Senators Wanzek, Rust, Oban

Representatives Headland, Pollert, Sanford

1 A BILL for an Act to amend and reenact section 15.1-27-35.3 of the North Dakota Century
2 Code, relating to payments to school districts.

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

4 **SECTION 1. AMENDMENT.** Section 15.1-27-35.3 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **15.1-27-35.3. Payments to school districts - Unobligated general fund balance.**

7 1. a. The superintendent of public instruction shall determine the amount of payments
8 due a school district and shall subtract from that the amount by which the
9 unobligated general fund balance of the district on the preceding June thirtieth is
10 in excess of forty percent of its actual expenditures, plus twenty thousand dollars.

11 b. ~~Beginning~~Except as provided in subdivision c, beginning July 1, 2017, the
12 superintendent of public instruction shall determine the amount of payments due
13 to a school district and shall subtract from that the amount by which the
14 unobligated general fund balance of the district on the preceding June thirtieth is
15 in excess of thirty-five percent of its actual expenditures, plus twenty thousand
16 dollars.

17 c. Beginning July 1, 2017, the superintendent of public instruction shall determine
18 the amount of payments due to a school district and shall subtract from that the
19 amount by which the unobligated general fund balance of the district on the
20 preceding June thirtieth is in excess of thirty-five percent of its actual
21 expenditures, plus one hundred thousand dollars if the school district is in a
22 cooperative agreement with another school district to share academic resources,
23 and the school districts are considering reorganization under chapter 15.1-12. An

1 eligible school district may receive payments under this provision for a maximum
2 of two years.

3 2. For purposes of this section, a district's unobligated general fund balance includes all
4 moneys in the district's miscellaneous fund, as established under section 57-15-14.2.