

HOUSE BILL NO. 1152

Introduced by

Representatives Brandenburg, Boe, Kempenich, Kreidt

Senators Bekkedahl, Dotzenrod, Erbele, Wanzek

1 A BILL for an Act to amend and reenact section 15.1-27-04.1 of the North Dakota Century
2 Code, relating to state foundation aid payments to school districts.

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

4 **SECTION 1. AMENDMENT.** Section 15.1-27-04.1 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **15.1-27-04.1. Baseline funding - Establishment - Determination of state aid.**

- 7 1. To determine the amount of state aid payable to each district, the superintendent of
8 public instruction shall establish each district's baseline funding. A district's baseline
9 funding consists of:
- 10 a. All state aid received by the district in accordance with chapter 15.1-27 during the
11 2012-13 school year;
 - 12 b. The district's 2012-13 mill levy reduction grant, as determined in accordance with
13 chapter 57-64, as it existed on June 30, 2013;
 - 14 c. An amount equal to that raised by the district's 2012 general fund levy or that
15 raised by one hundred ten mills of the district's 2012 general fund levy, whichever
16 is less;
 - 17 d. An amount equal to that raised by the district's 2012 long-distance learning and
18 educational technology levy;
 - 19 e. An amount equal to that raised by the district's 2012 alternative education
20 program levy; and
 - 21 f. An amount equal to sixty-five percent of all:
22 (1) ~~Seventy-five percent of all revenue~~Revenue received by the school district
23 and reported under code 2000 of the North Dakota school district financial

- 1 accounting and reporting manual, as developed by the superintendent of
2 public instruction in accordance with section 15.1-02-08;
- 3 (2) ~~Seventy-five percent of all mineral~~Mineral revenue received by the school
4 district through direct allocation from the state treasurer and not reported
5 under code 2000 of the North Dakota school district financial accounting
6 and reporting manual, as developed by the superintendent of public
7 instruction in accordance with section 15.1-02-08;
- 8 (3) ~~Seventy-five percent of all tuition~~Tuition received by the school district and
9 reported under code 1300 of the North Dakota school district financial
10 accounting and reporting manual, as developed by the superintendent of
11 public instruction in accordance with section 15.1-02-08, with the exception
12 of revenue received specifically for the operation of an educational program
13 provided at a residential treatment facility and tuition received for the
14 provision of an adult farm management program;
- 15 (4) ~~Seventy-five percent of all revenue~~Revenue received by the school district
16 from payments in lieu of taxes on the distribution and transmission of
17 electric power;
- 18 (5) ~~Seventy-five percent of all revenue~~Revenue received by the school district
19 from payments in lieu of taxes on electricity generated from sources other
20 than coal;
- 21 (6) ~~All revenue~~Revenue received by the school district from mobile home taxes;
- 22 (7) ~~Seventy-five percent of all revenue~~Revenue received by the school district
23 from the leasing of land acquired by the United States for which
24 compensation is allocated to the state under 33 U.S.C. 701(c)(3);
- 25 (8) ~~All telecommunications~~Telecommunications tax revenue received by the
26 school district; and
- 27 (9) ~~All revenue~~Revenue received by the school district from payments in lieu of
28 taxes and state reimbursement of the homestead credit and disabled
29 veterans credit.

- 1 2. The superintendent shall divide the district's total baseline funding by the district's
2 2012-13 weighted student units to determine the district's baseline funding per
3 weighted student unit.
- 4 3. a. In 2017-18, the superintendent shall multiply the district's weighted student units
5 by nine thousand six hundred forty-six dollars.
- 6 (1) The superintendent shall adjust the product to ensure the product is at least
7 equal to the greater of:
- 8 (a) One hundred eight percent of the district's baseline funding per
9 weighted student unit, as established in subsection 2, multiplied by
10 the district's weighted student units from the previous school year; or
- 11 (b) One hundred percent of the district's baseline funding as established
12 in subsection 1.
- 13 (2) The superintendent also shall adjust the product to ensure the product does
14 not exceed one hundred forty percent of the district's baseline funding per
15 weighted student unit multiplied by the district's weighted student units from
16 the previous school year, as established in subsection 2.
- 17 b. In 2018-19, the superintendent shall multiply the district's weighted student units
18 by nine thousand six hundred forty-six dollars.
- 19 (1) The superintendent shall adjust the product to ensure the product is at least
20 equal to the greater of:
- 21 (a) One hundred eight percent of the district's baseline funding per
22 weighted student unit, as established in subsection 2, multiplied by
23 the district's weighted student units from the previous school year; or
- 24 (b) One hundred percent of the district's baseline funding as established
25 in subsection 1.
- 26 (2) The superintendent also shall adjust the product to ensure the product does
27 not exceed one hundred forty percent of the district's baseline funding per
28 weighted student unit, as established in subsection 2, multiplied by the
29 district's weighted student units from the previous school year.
- 30 4. After determining the product in accordance with subsection 3, the superintendent of
31 public instruction shall:

Sixty-sixth
Legislative Assembly

- 1 a. Subtract an amount equal to sixty mills multiplied by the taxable valuation of the
2 school district, except the amount in dollars subtracted for purposes of this
3 subdivision may not exceed the previous year's amount in dollars subtracted for
4 purposes of this subdivision by more than twelve percent; and
5 b. Subtract an amount equal to ~~seventy-five~~sixty-five percent of all revenues listed
6 in ~~paragraphs 1 through 5, and 7~~ of subdivision f of subsection 1 and ~~one-~~
7 ~~hundred percent of all revenues listed in paragraphs 6, 8, and 9~~ of subdivision f
8 ~~of subsection 1.~~
9 5. The amount remaining after the computation required under subsection 4 is the
10 amount of state aid to which a school district is entitled, subject to any other statutory
11 requirements or limitations.