

**CHAPTER 67-11-15
SCHOOL PSYCHOLOGY INTERN APPROVAL**

[Repealed effective April 1, 2020]

Section

~~67-11-15-01 Licensure Required
67-11-15-02 Issuing Agency
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~~67-11-15-01. Licensure required.~~

~~The school psychologist must hold a restricted North Dakota teaching license issued by the education standards and practices board with a master's degree in school psychology.~~

~~**History:** Effective February 1, 2000.~~

~~**General Authority:** NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09~~

~~**Law Implemented:** NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09; 20 USC 1412(a)(15)~~

~~67-11-15-02. Issuing agency.~~

~~The North Dakota special education licensure in school psychology is issued by the education standards and practices board. A temporary letter of approval, based on the applicant having met certain requirements, may be issued by the:~~

~~Superintendent of Public Instruction
Department of Public Instruction
600 East Boulevard Avenue, Dept. 201
Bismarck, ND 58505-0440~~

~~**History:** Effective February 1, 2000.~~

~~**General Authority:** NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09~~

~~**Law Implemented:** NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09; 20 USC 1412(a)(15)~~

~~67-11-15-03. Letter of approval standards.~~

~~The documentation of each standard must be verified by the department before any letter of approval is issued.~~

~~1. A school psychology intern who does not meet North Dakota requirements for a school psychology license may be granted an approval for the current school year, including the following summer, by meeting the conditions described in this section.~~

~~2. Approval will be granted for the current school year, including the following summer, only to personnel who have completed all coursework except for an internship or thesis, or both, or the equivalent. The special education unit that will provide the work setting must submit the following:~~

a. A recommendation of the advisor at an accredited school psychology training institution stating that the candidate is eligible for enrollment in the internship program;

b. An outline of remaining coursework with specified dates for completion, including completion of a thesis or equivalent if required for the advanced degree;

c. A transcript for the candidate, showing completion of all coursework;

d. The plan describing how the candidate will be supervised and verifying that the supervision is by a licensed psychologist who has a minimum of two years' school psychology experience or equivalent; and

e. A statement regarding the employer-employee status between the special education unit and the candidate. The requirement of the candidate's graduate training program must be consulted to determine whether persons receiving academic credit for their service may be paid by the school or agency for those services.

3. Psychology personnel who have been employed in an agency other than public schools must secure licensure or certification through the North Dakota board of psychological examiners.

4. Psychology personnel who have met the school psychology licensure requirements in another state and who wish to work as a school psychologist in North Dakota must secure licensure from the education standards and practices board.

History: Effective February 1, 2000.

General Authority: NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09

Law Implemented: NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09; 20 USC 1412(a)(15)

67-11-15-04. Application process.

A school psychology intern application form provided by the department must be submitted for the letter of approval. Information must include the date and the applicant's name, social security number, address, telephone number, teaching certificate number and expiration date if available, recommendation of advisor, outline of remaining coursework, current transcript, plan of supervision, statement regarding the employer-employee status between the special education unit and the candidate, and signature.

History: Effective February 1, 2000.

General Authority: NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09

Law Implemented: NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09; 20 USC 1412(a)(15)

67-11-15-05. Renewal requirements.

To renew the school psychology intern letter of approval, the school psychologist intern shall complete the requirements established by the North Dakota department of public instruction as stated in the remaining course of study and satisfactorily meet the supervision plan.

History: Effective February 1, 2000.

General Authority: NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09

Law Implemented: NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09; 20 USC 1412(a)(15)

67-11-15-06. Effective dates.

The issuance of school psychology letter of approval through September 30, 1999, and from October 1, 1999, is as follows for issuing new letters of approval:

1. Through September 30, 1999, letters of approval may be issued based on both the previous standards identified in the guide I laws, policies and regulations for special education for exceptional children (1993) published by the department of public instruction or the new standards and procedures provided in this chapter.
2. Effective on February 1, 2000, all letters of approval will be issued based on the standards and procedures provided in this chapter.

History: Effective February 1, 2000.

General Authority: NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09

Law Implemented: NDCC 15.1-02-11, 15.1-32-02, 15.1-32-09; 20 USC 1412(a)(15)

CHAPTER 67-11-22

COMPUTER SCIENCE AND CYBERSECURITY CREDENTIALS

Section

67-11-22-01 Definitions

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67-11-22-03 Types of Credentials

67-11-22-04 Computer Science and Cybersecurity Credential Standards

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67-11-22-06 Renewal Requirements

67-11-22-07 Reconsideration

67-11-22-01. Definitions.

For the purpose of this chapter:

1. “Department” means the North Dakota Department of Public Instruction
2. “Superintendent” means the North Dakota Superintendent of Public Instruction
3. “Board” means the North Dakota Education Standards and Practices Board
4. “Computer Science and Cybersecurity Credential” means the credential that allows an individual to teach the content of computer science and cybersecurity education in grades kindergarten through twelve.

67-11-22-02. Issuing agency.

The North Dakota principal's credential issuing agency address is:

Superintendent of Public Instruction
Department of Public Instruction
600 East Boulevard Avenue, Dept. 201
Bismarck, ND 58505-0440

History: *Effective (date rules are adopted).*

General Authority: NDCC 15.1-02-04, 15.1-02-16, 28-32

Law Implemented: NDCC 15.1-02-16

67-11-22-03. Types of credentials.

1. A level I credential:

- a. Is issued upon satisfying the following requirements:
 - (1) Hold a valid teaching license issued by the board, and
 - (2) Complete one of the following:
 - a. Complete two-hundred or more hours of documented computer science or cybersecurity training as approved by the department;
 - b. Obtain fifteen or more credits in computer science or cybersecurity as approved by the department; or
 - c. Demonstrate computer science or cybersecurity competencies through obtaining three stacks of department-approved micro-credentials.
- b. Allows the recipient to teach any computer science or cybersecurity related course, including advanced courses, at any grade level corresponding with the recipient's teaching license.

2. A level II credential:

- a. Is issued upon satisfying the following requirements:
 - (1) Hold a valid teaching license issued by the board, and
 - (2) Complete one of the following:
 - a. Complete forty or more hours documented computer science or cybersecurity training as approved by the department;
 - b. Obtain six or more credits in computer science or cybersecurity as approved by the department; or
 - c. Demonstrate computer science or cybersecurity competencies through obtaining one stack of department-approved micro-credentials.
- b. Allows the recipient to teach introductory and intermediate-level computer science or cybersecurity related courses, as determined by the department, at any grade level corresponding with the recipient's teaching license.

3. A level III credential:

a. Is issued upon satisfying the following requirements:

(1) Hold a valid teaching license issued by the board, and

(2) Complete one of the following:

a. Complete fifteen or more hours documented computer science or cybersecurity training as approved by the department; or

b. Demonstrate computer science or cybersecurity competencies through obtaining three or more of department-approved micro-credentials.

b. Allows the recipient to teach integrated computer science or cybersecurity related instruction in other contents at any grade level corresponding with the recipient's teaching license. The recipient may also teach computer science or cybersecurity related courses in grades kindergarten through grade eight as applicable to the recipients' teaching license.

History: Effective *(date rules are adopted)*.

General Authority: NDCC 15.1-02-04, 15.1-02-16, 28-32

Law Implemented: NDCC 15.1-02-16

67-11-22-04. Computer Science and Cybersecurity Credential standards

Trainings, credits, or micro-credentials as approved by the department must align to content standards in the following areas:

a. Computational Thinking, Problem Solving, and Algorithms

b. Digital Citizenship and Cybersecurity

c. Technology Systems Hardware and Software

d. Information Literacy and Data Use

e. Impacts of Computing

History: Effective *(date rules are adopted)*.

General Authority: NDCC 15.1-02-04, 15.1-02-16, 28-32

Law Implemented: NDCC 15.1-02-16

67-11-22-05. Application process.

The application process to obtain a credential under this chapter requires submission of:

1. A completed application including the applicant's name, social security number, date, address, telephone number, educator's professional license type and number, current employment information if applicable, academic preparation, and references; and
2. A copy of official transcripts or other documentation as needed

History: Effective *(date rules are adopted)*.

General Authority: NDCC 15.1-02-04, 15.1-02-16, 28-32

Law Implemented: NDCC 15.1-02-16

67-11-22-06. Credential Renewal.

Recipients of the level I, level II, and level III computer science and cybersecurity credentials must maintain a current teaching license for the credential to be valid. Documentation of thirty hours of applicable training, two credits, or two micro-credentials or a combination of training, credits, or micro-credentials is required every five years for renewal of the computer science and cybersecurity credential.

History: Effective *(date rules are adopted)*.

General Authority: NDCC 15.1-02-04, 15.1-02-16, 28-32

Law Implemented: NDCC 15.1-02-16

67-11-22-07. Reconsideration.

If issuance or renewal of any credential under this chapter is denied, the denial must be in writing and must state all reasons for denial and the applicant must be notified of the opportunity for reconsideration. If an application for issuance or renewal of any credential under this chapter is denied, the applicant may request a reconsideration of the decision. A request for reconsideration must be in writing and must be received by the superintendent of public instruction within three weeks of the date of mailing by the department of public instruction. Late requests will not be considered. The reconsideration request must state the following:

1. The facts, law, or rule the applicant believes was erroneously interpreted or applied; and
2. The applicant's arguments on how the facts, law, or rule should have been applied, giving specific reasons and thorough analysis. The superintendent of public instruction shall issue a final written response on the reconsideration request within three weeks after receiving a complete reconsideration request.

History: Effective *(date rules are adopted)*.

General Authority: NDCC 15.1-02-04, 15.1-02-16, 28-32

Law Implemented: NDCC 15.1-02-16

CHAPTER 67-15-02 RECONFIGURATION OF INSTRUCTIONAL DAYS

Section

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- 67-15-02-02 Eligibility for Reconfigured School Calendar
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- 67-15-02-08 Reconsideration
- 67-15-02-09 Monitoring

67-15-02-01. Definitions.

For purposes of this chapter, unless the context otherwise requires:

1. "Applicant" means a school seeking approval for reconfiguration of instructional days.
2. "Curricular instruction", as used in subsection 2 of North Dakota Century Code section 15.1-06-04, means the actual class period, including study hall, but does not include time to pass between classes, lunch periods, or other time that is not devoted directly to student instruction.
3. "School" means a public school located in North Dakota and subject to the regulatory authority of the state of North Dakota.

History: Effective June 1, 2002; amended effective October 1, 2006.

General Authority: NDCC 15.1-06-~~05~~ 04, 28-32-02

Law Implemented: NDCC 15.1-06-~~05~~ 04

67-15-02-02. Eligibility for reconfigured school calendar.

Upon approval by the superintendent, any school may reconfigure the number of school days required by North Dakota Century Code section 15.1-06-04 if the reconfiguration complies with this chapter and North Dakota Century Code sections 15.1-21-03, 15.1-21-04, and 15.1-06-03.

History: Effective June 1, 2002.

General Authority: NDCC 15.1-06-~~05~~ 04, 28-32-02

Law Implemented: NDCC 15.1-06-~~05~~ 04, 15.1-21-03, 15.1-21-04

67-15-02-03. Application.

Application for a reconfigured calendar must be made on SFN 58170 which is available on the department of public instruction's web site. The application must include the school name, signatures of the administrator and board chairman, and the information that is responsive to the considerations to be made by the superintendent, including how the proposed reconfigured school calendar relates to the criteria listed in section 67-15-02-05. At a minimum, each applicant shall include the following in the application:

1. The goals and objectives of the reconfiguration program;
2. Documentation of community input into the proposed program, including written correspondence on the subject, summaries of oral contacts, and a summary of any

- discussions at public meetings or hearings;
3. A cost-benefit study, including potential for savings in transportation and energy costs;
 4. The number of hours of instructional time for the most recent school year completed prior to the application;
 5. A proposed school calendar that will assure high school students will receive one thousand ~~thirty-eight~~ fifty hours of instructional time and elementary students will receive nine hundred ~~fifty-one~~ sixty-two and one-half hours of instructional time;
 6. A class schedule for each grade level;
 7. A contingency plan for makeup days and allowances for storms and other school closings;
 8. A professional development plan; and
 9. An evaluation plan, including specific plans to evaluate:
 - a. Student performance;
 - b. Student use of facilities;
 - c. Community use of facilities;
 - d. The success rate of any innovations;
 - e. The change in educational opportunities for students;
 - f. The change in academic opportunities for students; and
 - g. Any costs savings attributable to the reconfiguration, including savings in staffing, energy, transportation, and maintenance costs.

History: Effective June 1, 2002; amended effective October 1, 2006; amended effective (date the rules take effect).

General Authority: NDCC 15.1-06-~~05~~ 04, 28-32-02

Law Implemented: NDCC 15.1-06-~~05~~ 04, 15.1-21-03, 15.1-21-04

67-15-02-04. Application process.

1. A completed SFN 58170 must be submitted to:
Superintendent of Public Instruction
Department of Public Instruction
600 East Boulevard Avenue, Dept. 201
Bismarck, ND 58505-0440
2. To be considered by the superintendent, an application under this chapter must be received in the department on or before March first of the year prior to the year for which a reconfigured school calendar is sought.
3. The superintendent will review each application and approve, approve with modifications as provided under section 67-15-02-06, or deny the application.
4. Notice of the superintendent's decision will be mailed by first-class mail to the applicant on or before April fifteenth of the year prior to the year for which a reconfigured school calendar is sought.

History: Effective June 1, 2002; amended effective October 1, 2006.

General Authority: NDCC 15.1-06-~~05~~ 04, 28-32-02

Law Implemented: NDCC 15.1-06-~~05~~ 04, 15.1-21-03, 15.1-21-04

67-15-02-05. Evaluation of applications.

Each application for a reconfigured school calendar must be evaluated by the superintendent using the following criteria:

1. The impact of the reconfiguration plan on the period of instructional time. Under this criterion the superintendent will consider:
 - a. Whether the elementary students will receive at least nine hundred ~~fifty-one~~ sixty-two and one-half hours each year under the plan; and
 - b. Whether the high school students will receive at least one thousand ~~thirty-eight~~ fifty hours of instructional time.
2. The superintendent must also find one of the following to be a likely result of the reconfiguration:
 - a. That the proposed plan encourages innovation. Under this criterion the superintendent will consider:
 - (1) Educational trends relevant to the proposed reconfiguration;
 - (2) Research relevant to the proposed reconfiguration; and
 - (3) The likelihood that instructional staff will develop and use innovative means of instruction.
 - b. That the proposed plan will improve educational opportunities for students. Under this criterion the superintendent will consider:
 - (1) Educational opportunities available to students under the existing configuration; and
 - (2) Educational opportunities available to students if the reconfiguration plan is adopted.
 - c. That the proposed plan will enhance the academic opportunities of the students attending the school. Under this criterion the superintendent will consider:
 - (1) Academic opportunities available to students under the existing configuration; and
 - (2) Academic opportunities available to students if the reconfiguration plan is adopted.
 - d. That the proposed plan will allow current students greater flexibility in the use of the school facilities. Under this criterion the superintendent will consider:
 - (1) Existing facility use by current students;
 - (2) The flexibility in use of school facilities available to current students under the existing configuration; and
 - (3) The flexibility in use of school facilities available to current students if the reconfiguration plan is adopted.
 - e. That individuals or groups other than current students will have greater flexibility in the use of the school facilities. Under this criterion the superintendent will consider:

(1) Existing facility use by individuals and groups other than current students;

(2) The flexibility in use of school facilities available to individuals or groups other than current students under the existing configuration; and
(3) The flexibility in use of school facilities available to individuals or groups other than current students if the reconfiguration plan is adopted.

f. That the reconfiguration plan will result in significant cost-savings to the district applying. Under this criterion the superintendent will consider:

(1) Present costs of the district;

(2) Proposed reductions in the district's costs; and

(3) The difference between the present costs to the district and the proposed costs under the reconfigured plan will be considered significant if the present costs are anticipated to exceed the proposed costs by forty dollars per student.

History: Effective June 1, 2002; amended effective October 1, 2006; amended effective (date the rules take effect).

General Authority: NDCC 15.1-06-05 04, 28-32-02

Law Implemented: NDCC 15.1-06-05 04, 15.1-21-03, 15.1-21-04

67-15-02-06. Modifications to applications.

At any time prior to March first of the year prior to the school year the proposed reconfiguration plan is to take effect, an applicant may submit additional information to the superintendent for consideration as part of the application.

History: Effective June 1, 2002.

General Authority: NDCC 15.1-06-05 04, 28-32-02

Law Implemented: NDCC 15.1-06-05 04, 15.1-21-03, 15.1-21-04

67-15-02-07. Term of reconfiguration plan - Application for extension.

If approved, a school's reconfiguration plan is valid for one year. A school may request the superintendent to extend the reconfiguration plan for an additional year. If granted, the first extension after the initial year is valid for one school year. All extensions thereafter are valid for five school years. A request for extension will be granted only if:

1. The application for extension is received by the superintendent prior to July first of the year after the year in which the reconfiguration was implemented;

2. The school followed the reconfiguration plan as approved by the superintendent; and

3. The school can demonstrate:

a. The requisite number of instructional hours for elementary and high school students has been delivered; and

b. Under the reconfiguration plan either:

(1) Innovation occurred in the school;

(2) Enhanced educational or academic opportunities were provided to the students;

(3) There was greater flexibility in the use of the school by students, nonstudents, or organizations; or

(4) The school had substantial financial savings as a result of the reconfiguration.

A request for extension of a reconfiguration plan may also be granted if a school demonstrates that the program has not resulted in a negative outcome in any of the four evaluation criteria set out in subdivision b of subsection 3 and more time is needed to assure a sufficient evaluation period.

History: Effective June 1, 2002; amended effective October 1, 2006.

General Authority: NDCC 15.1-06-05 04, 28-32-02

Law Implemented: NDCC 15.1-06-05 04, 15.1-21-03, 15.1-21-04

67-15-02-08. Reconsideration.

If the applicant's request for reconfiguration of the school calendar program is denied, the denial must be in writing. The denial must state the reason for the denial. The notice of denial must be mailed to the applicant at the address provided for in the application and must include a notice of the opportunity to request a reconsideration. A request for reconsideration must be in writing and must be received by the superintendent within three weeks of the date of mailing by the department. Late requests for reconsideration will not be considered. The reconsideration request must state the following:

1. The facts, law, or rule the applicant believes was erroneously interpreted or applied; and
2. The applicant's arguments on how the facts, law, or rule should have been applied, giving specific reasons and thorough analysis.

The superintendent of public instruction shall issue a final written response on the reconsideration request within three weeks after receiving a complete reconsideration request.

History: Effective June 1, 2002.

General Authority: NDCC 15.1-06-05 04, 28-32-02

Law Implemented: NDCC 15.1-06-05 04, 15.1-21-03, 15.1-21-04

67-15-02-09. Monitoring.

The superintendent will monitor the reconfiguration programs of applicants whose programs are approved. The program of monitoring at a minimum will include periodic reports from the applicant setting forth:

1. The number of hours of instructional time provided to high school and elementary students respectively;
2. The enhanced educational and academic opportunities for students;
3. Any innovations resulting from the reconfiguration of the school calendar;
4. The use of school facilities by students;
5. The use of school facilities by nonstudents and organizations;
6. Any cost-savings attributable to the reconfiguration; and
7. Any modifications to the approved reconfiguration program.

History: Effective June 1, 2002.

General Authority: NDCC 15.1-06-05 04, 28-32-02

Law Implemented: NDCC 15.1-06-05 04, 15.1-21-03, 15.1-21-04

ARTICLE 67-29
ARMED FIRST RESPONDER PROGRAM

Chapter
67-29-01 Armed First Responder Program

CHAPTER 67-29-01
ARMED FIRST RESPONDER PROGRAM

Section
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67-29-01-02 Participation
67-29-01-03 Intent
67-29-01-04 Proposed Plan
67-29-01-05 Eligibility Requirements for Armed First Responder
67-29-01-06 Final Plan Approval
67-29-01-07 Plan Changes After Approval
67-29-01-08 Program Evaluation Data

67-29-01-01. Purpose

The purpose of the armed first responder program is to give local school boards the ability to decide if an armed first responder will be a part of their school safety plan. The armed first responder program may include an individual carrying a concealed firearm or dangerous weapon on school premises, but also requires the school to:

1. Work closely with local law enforcement and the North Dakota department of emergency services, homeland security division;
2. Identify school crisis and emergency threats and risks through a comprehensive emergency operations assessment; and
3. Participate in annual active shooter training.

History: Effective April 1, 2020

General Authority: NDCC 62.1-02-14, 28-32

Law Implemented: NDCC 62.1-02

67-29-01-02. Participation

Any public or nonpublic school wanting to participate, with permission and approval from their school board or governing body, shall submit a letter of intent to the superintendent of public instruction indicating its intent to participate in an armed first responder program.

History: Effective April 1, 2020

General Authority: NDCC 62.1-02-14, 28-32

Law Implemented: NDCC 62.1-02

67-29-01-03. Intent

The letter of intent must be comprised of a short statement that describes the school's intention to participate in the implementation of an armed first responder program and official approval of the school or governing board. Meeting minutes that include discussion and approval of the armed first responder program and signed by the president of the school board and superintendent or chair of the governing board and the chief executive officer will suffice as official approval and shall be included with the letter of intent. The letter of intent should be mailed or emailed to the director, office of school approval and opportunity. Once the letter of intent is received by the superintendent of public instruction, the submitting school, within ninety days, shall:

1. Identify the armed first responder;
2. Begin or complete a comprehensive emergency operations assessment, deemed approved by the department of emergency services, homeland security division, or have completed an assessment within three years prior to the submission of the letter of intent to the superintendent of public instruction. Purpose of the assessment is to identify school crisis and emergency threats and risks;
3. Submit the planning proposal as required in NDCC section 67-29-01-04 for the armed first responder program.

History: Effective April 1, 2020

General Authority: NDCC 62.1-02-14, 28-32

Law Implemented: NDCC 62.1-02

67-29-01-04. Proposed Plan

Within ninety days of submitting the letter of intent pursuant to NDCC section 67-29-01-03, the submitting school must submit a proposed plan to the superintendent of public instruction. The proposed plan should be mailed or emailed to the director, office of school approval and opportunity.

To be considered for approval, the proposed plan must include a description of the overall safety plan of the submitting school that is comprised of, at a minimum, the following required criteria: .

1. The training for the armed first responder defined in subsection 7 of NDCC 62.1-02-14;
2. A comprehensive emergency operations assessment deemed approved by the department of emergency services, homeland security division for the purpose of identifying school crisis and emergency threats and risk.
3. Informing local law enforcement, in writing, of the name of the armed first responder;
4. Response time from local law enforcement;
5. Training with armed first responder and local law enforcement to provide a coordinated response, in the event of a school emergency, to building lockdown and active assailant events;
6. Annual active shooter trainings and annual armed first responder recertification;
7. Developing a strategy for lockbox if one is going to be used;
8. Approving a posttraumatic stress disorder treatment program for armed first responder;
9. Approval of proposed plan by local law enforcement; and

10. Armed first responder eligibility requirements are all met.

The proposed plan shall include a narrative of the status of completion of each required criteria. Estimated dates of completion shall be included for the required criteria that are not completed.

The superintendent of public instruction may approve the proposal, reject the proposal, or work with the submitting school to modify the proposal to conform to the requirements herein.

History: Effective April 1, 2020

General Authority: NDCC 62.1-02-14, 28-32

Law Implemented: NDCC 62.1-02

67-29-01-05. Eligibility Requirements for Armed First Responder

An individual selected to become an armed first responder for a school participating in the program:

1. Must be a law enforcement officer who has retired within the previous three years or completed the training, education and firearm qualifications necessary to return to employment as law enforcement or an individual who meets the training criteria set forth in subsection 7 of NDCC 62.1-02-14;
2. Must be a United States citizen;
3. Must be at least 21 years old;
4. Must be a high school graduate or state recognized equivalent;
5. Shall complete a criminal background check and be approved by local law enforcement agencies with jurisdiction over school;
6. Shall successfully complete a physical and mental evaluation provided by individuals mentioned in NDCC 62.1-02-14 subsection 8 subdivision f.
7. Shall complete a faculty and administrator safety training and emergency response program that includes training in:
 - a. Armed response
 - b. Crisis management
 - c. AED, CPR, and stop bleeding during an emergency.
8. Must have approval from the school board or governing body to carry a firearm concealed on school property;
9. Shall possess a valid class 1 firearm license from the State of North Dakota; and
10. May not be directly responsible for the supervision of children while serving as an armed first responder. An individual directly responsible for the supervision of children is an adult with primary responsibility, as assigned by the school board or school board designee, for observing and directing the actions of children.

History: Effective April 1, 2020

General Authority: NDCC 62.1-02-14, 28-32

Law Implemented: NDCC 62.1-02

67-29-01-06. Final Plan Approval

1. Prior to submission for final approval, the plan must be approved by local law enforcement. Upon completion of all required criteria and receipt of approval from local law enforcement, the plan must be submitted to the superintendent of public instruction for final approval. The plan may be submitted, via mail or email to the director, school approval and opportunity. The plan must attest to the completion of the required criteria and indicate the date each such criteria was completed. The plan must include the signature of an individual authorized by local law enforcement confirming approval of the plan;
2. Once the plan is submitted and approved by the North Dakota department of emergency services, homeland security division, and the superintendent of public instruction, the submitting school or district may implement the armed first responder program in accordance with the plan; and
3. The superintendent of public instruction may revoke any plan approved under section NDCC 62.1-02-14 if the superintendent of public instruction, in consultation with the department of emergency services and the attorney general, determines the school has failed to perform in accordance with the agreed upon terms of the approved plan or failed to meet the requirements of this section.

History: Effective April 1, 2020

General Authority: NDCC 62.1-02-14, 28-32

Law Implemented: NDCC 62.1-02

67-29-01-07. Plan Changes After Approval

1. Any change to an approved plan relating to the individual designated by the school to serve as an armed first responder under the plan or to the location of a lockbox on school property must be reported by the school to local law enforcement no later than the next business day following the change. The school's armed first responder program will be temporarily suspended until the school receives approval of the change from local law enforcement;
2. In the event a school modifies any of the required criteria of an approved plan, including, but not limited to, a change to the individual designated as an armed first responder under the plan or the location of a lockbox on school property, the school shall submit the modified plan to the superintendent of public instruction within thirty days of modification; and
3. The modified plan must be approved by the superintendent of public instruction and the department of emergency services, homeland security. The school may continue to implement the armed first responder program as set forth in the modified plan while awaiting approval from the superintendent of public instruction and the department of emergency services, homeland security provided the school has received any approval by local law enforcement required by this section.

History: Effective April 1, 2020

General Authority: NDCC 62.1-02-14, 28-32

Law Implemented: NDCC 62.1-02

67-29-01-08. Program Evaluation Data

1. Any public or nonpublic school with an approved armed first responder program must submit program evaluation data to the superintendent of public instruction upon request;
2. Each year, within thirty days prior to the anniversary of the effective date of an approved plan, the school shall submit to the superintendent of public instruction confirmation of armed first responder recertification and completion of active shooter training; Failure to provide this data may result in program suspension or termination; and
3. The occurrence of any of the following events requires automatic data submission, within five business days, to the superintendent of public instruction;
 - a. The school or district terminates the armed first responder program;
 - b. An incident that causes a firearm to not be under director control of the armed first responder or in the lock box as required by the school's plan; or
 - c. If a firearm is discharged on school property.

History: Effective April 1, 2020

General Authority: NDCC 62.1-02-14, 28-32

Law Implemented: NDCC 62.1-02