

CHAPTER 67-23-07 POSTSECONDARY TRANSITION PROGRAMS

Section

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67-23-07-01. Definition.

A "postsecondary transition program" is a degree, certificate, or nondegree program at an accredited postsecondary institution that is designed to support students with an intellectual or developmental disability who are seeking to continue academic, career and technical, and independent living instruction. The program must be consistent with the federal Higher Education Opportunity Act requirements for the degree, certificate, or program.

History: Effective April 1, 2022.

General Authority: NDCC 15.1-32-09, 15.1-32-21.1, 28-32-02

Law Implemented: NDCC 15.1-32-21.1, Pub. L. 110-315

67-23-07-02. Description of program.

A postsecondary transition program:

1. Serves students with intellectual disabilities or developmental disabilities who:
 - a. Are at least eighteen years of age but have not reached the age of twenty-two;
 - b. Have graduated from high school in the state or obtained an equivalent degree; and
 - c. Enroll in a postsecondary transitional program at an institution of higher education;
2. Includes an advising and curriculum structure based upon individualized needs of the student;
3. Requires students with intellectual disabilities or developmental disabilities to participate on not less than a half-time basis as determined by the institution;
4. Provides individual supports and services for the academic and social inclusion of students with intellectual disabilities or developmental disabilities in academic courses, extracurricular activities, and other aspects of the institution of higher education's regular postsecondary program;
5. With respect to the students with intellectual disabilities or developmental disabilities, provides a focus on:
 - a. Academic enrichment, including access to inclusive college courses available to students without disabilities to the maximum extent possible;
 - b. Socialization in inclusive environments to the maximum extent possible;
 - c. Independent living skills, including self-advocacy skills; and
 - d. Integrated work experiences and career skills that lead to competitive integrated employment;
6. Integrates person-centered planning in the development of the course of study for each student with an intellectual disability or developmental disability; and

7. Creates and offers a meaningful credential for students with intellectual disabilities or developmental disabilities upon the completion of the postsecondary transition program.

History: Effective April 1, 2022.

General Authority: NDCC 15.1-32-09, 15.1-32-21.1, 28-32-02

Law Implemented: NDCC 15.1-32-21.1

67-23-07-03. Grant payments for postsecondary transition programs.

1. In order to receive integrated formula payments as described in North Dakota Century Code section 15.1-32-21.1, postsecondary transition programs must be:
 - a. Proven to be successful for students with intellectual and developmental disabilities; and
 - b. An established program with evidence of results.
2. The superintendent of public instruction shall review and approve postsecondary transitional programs and develop a system for the distribution of payments to the postsecondary transition program necessary to implement this section.

History: Effective April 1, 2022.

General Authority: NDCC 15.1-32-09, 15.1-32-21.1, 28-32-02

Law Implemented: NDCC 15.1-32-21.1