



NDSBA
NORTH DAKOTA SCHOOL
BOARDS ASSOCIATION

LUNCH & LEARN

May 17, 2023

Legislative Wrap-Up

Session Stats

Total bills introduced up by about 100 (990)

NDSBA bills tracking down about 20 (152)

Sine Die around 3 a.m. 4/30

Saved 5 days



Top Issues

2023

Funding/Finance

SB 2284

- 1.** Long term planning process changes
- 2.** Probationary teacher clarification
- 3.** Dangerous weapon clarification
- 4.** Dangerous weapon definition
- 5.** May permit private tutors on school premises
- 6.** Special education weighting factor increase (.082 to .088); on time funding increase to 1.0 weighting factor (.70 for 23-24)
- 7.** Adjustment to on-time funding increased to 1.0 for 24-25
- 8.** Small school weighting factor
- 9.** Elementary school/elementary district adjustment
- 10.** Per pupil payment rates (4%/4%), eliminates transition maximum adjustments
- 11.** Increases loan amount for School Construction Revolving Loan Fund, allows refinance and cap increase

Funding/Finance

SB 2284

- 12.** SBPSE composition study
- 13.** School choice model study
- 14.** Teacher shortage and military family workforce study
- 15.** Virtual instruction in lieu of storm days study
- 16.** Transportation study \$\$
- 17.** School lunches
- 18.** \$1 million for Science of Reading
- 19.** \$279,000 for dyslexia training
- 20.** \$558,000 for a reading learning platform
- 21.** Identifies turnback money for sections 18-20
- 22.** \$75 million transfer for SCRLF

Funding/Finance

SB 2013

- DPI Budget/Foundation Aid appropriation
- “70% of new money as a result of the base per-pupil payment must be used for non-administrative personnel compensation”
- Special education tuition not deducted as in lieu of
- High-cost students

Funding/Finance

- **HB 1161** - If a school district bonds using its building fund, that district is eligible for the School Construction Revolving Loan Fund through the Bank of North Dakota at 2%
- **HB 1238** – Ending fund balance moratorium extended to 7/1/2027
- **HB 1245** – Communicate in dollars rather than mills
- **SB 2180** - Increases the annual receipt amounts for political subdivisions who may submit an annual financial report to the state auditor in lieu of conducting a financial audit every two years from \$750,000 to \$2 million excluding pass through funds
- **SB 2328** – School funding task force

Instruction & Curriculum

- **HB 1132** -Allows military-connected students, students with medical conditions, and students that move out of state to enroll early or remain enrolled virtually
- **HB 1156** – Requires half-day kindergarten
- **HB 1231** – Requires dyslexia screening; creates a task force
- **HB 1265** – Human growth and development video
- **HB 1376** – Virtual academy open enrollment (cost sharing agreement no longer required)
- **HB 1398** – Cybersecurity instruction
- **HB 1521** – Learn everywhere changes
- **SB 2028** – Interim assessments
- **SB 2254** – Chronically low performing schools

Social Issues

- **HB 1249 – Designate athletic teams as male, female, or coed; prohibits males from participate in activities designated for females**
- **HB 1362 – Parent’s interest in child’s upbringing**
- **HB 1522 – Prohibits policy regarding preferred gender pronouns; requires, with parental consent, a plan for the use of a separate restroom accommodation for a transgender student; and prohibits the use of any bathroom that does not coincide with the student’s biological sex**

Meetings

- HB 1120 – Pledge of Allegiance
- HB 1270 – Video recording

Retirement

- HB 1040 – Closes defined benefit plan in 2024/25
- HB 1150 – Exempts first-year teachers from paying the pension assessment in TFFR and gives them the option of being a member or not if the teacher served in the armed forces for at least 20 years and retired with full military benefits before becoming a licensed teacher.
- HB 1219 – Changes TFFR benefits for teachers who return to work after having retired (recalculation)

Personnel

- **HB 1187** – Expands the ability of a school board to pay a signing bonus to a licensed teacher new to the district or in a new role within the district
- **HB 1193** – Expands the requirement to provide leave of absence without loss of pay to employees for any military duty, including traveling to and from a duty station
- **HB 1259** - Exempts from continuing contract rights any individual employed by a school district in a position substantially funded by grant funds, overloads, or a temporary funding source.
- **HB 1386** - Allows local boards of school districts and administrators to have discretion over professional development content areas
- **SB 2070** – Extends “community expert” teacher license if individual is enrolled in a teacher education program
- **SB 2380** - School districts that enter into an approved cooperative agreement that jointly employ or contract an administrator or business manager can apply for reimbursement from the state

Boards, Campaigns & Elections

- **HB 1257 – Campaign finance for candidates in districts with a fall enrollment of more than 1,000 students**
- **SB 2223 – Eligibility to serve on the school board of a military installation (effective now)**

Lunch

- HB 1494 – No “lunch shaming”
- SB 2284 - \$6 million for students between 130-200% of federal poverty level in public and non public schools

Policy Updates

Virtual Instruction
(HB 1132, HB
1376)

Learn
Everywhere
(HB 1521)

Exercise of
Religion
(HB 1136)

Meeting Procedures
(HB 1120, HB 1270)

Professional
Development
(HB 1386)

School Meals
(HB 1494)

Policy Updates

Audit
Requirements
(SB 2180)

Disclosure of
Student Records
(SB 2103)

Weapons
(SB 2284)

HB 1522 – Effective Immediately/Rescind FDI

Upcoming Guidance Topics

- Mandatory reporting and training (HB 1144)
- Signing bonuses (HB 1187)
- Communicating in dollars not mills (HB 1245)
- Campaign contributions (HB 1257) – September Brunch & Learn
- Publishing notices for CMAR (HB 1288)
- School safety measure report (HB 1337)
- Cyber security instruction (HB 1398)
- Interim assessments (SB 2028)
- Teacher Permits (SB 2070)
- Military board appointments (SB 2223)
- Chronically low performing schools (SB 2254)
- PERS (HB 1040)
- Parental involvement (HB 1362)

More than 75 bills we were tracking died, were successfully vetoed by Governor Burgum, or were withdrawn

- Budget limitations & referrals
- Book bans
- Property tax limitations and prohibitions
- Dangerous weapons
- Bond thresholds
- SB 2260
- Superintendent sharing
- Vouchers



Bill Graveyard



What's Next?

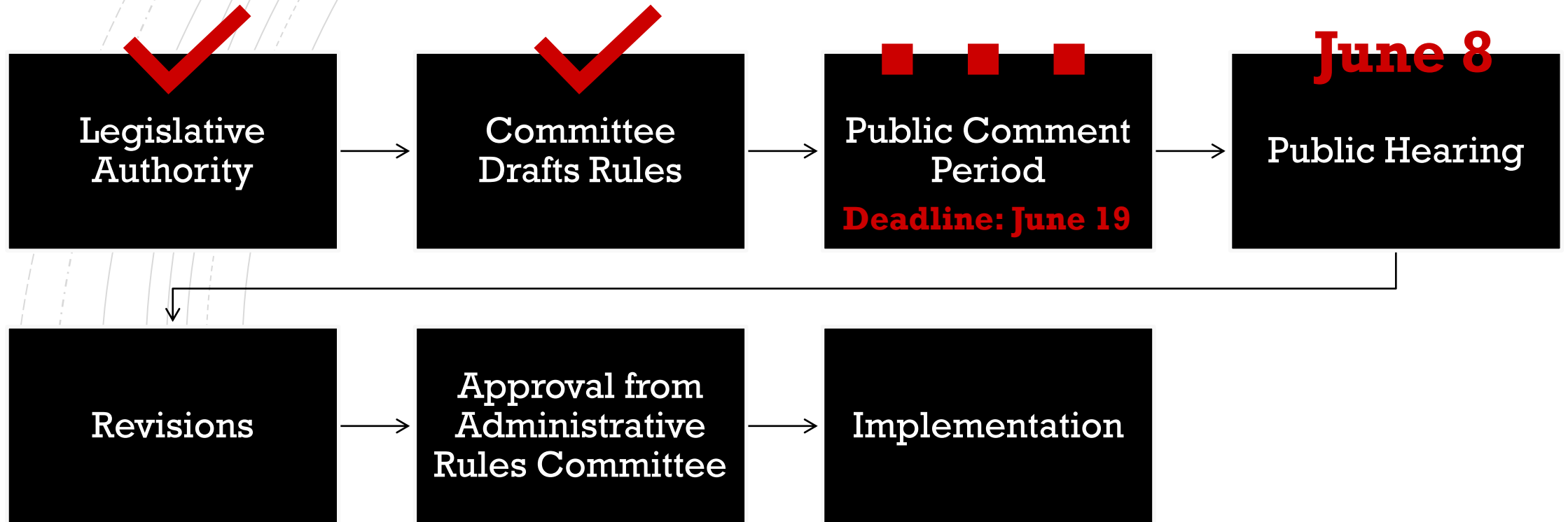
2023-2024 Interim

What's Next?

Administrative Rule Writing

- Appointment of Military School Board Members (SB 2223)
- School District Cooperative Agreements (SB 2380)
- Learn Everywhere updates (HB 1521)
- Interim Assessment (SB 2028)

Rule Writing Process



What's Next?

Interim Studies

- Legislative management will meet 5/25 to select studies
- Studies can be done by interim committees, task forces, or other groups
- Studies can result in legislation, but don't have to
- Proposed bills require reading at two meetings
- Interim information available at <https://www.ndlegis.gov/assembly/68-2023/session-interim>

Potential Studies to Watch For

- School choice models (SB 2284)
- Public school funding formula (SB 2328)
- School transportation funding
- Virtual instruction (SB 2284)
- Teacher shortage and military family workforce (SB 2284)
- Composition of the State Board of Public School Education (SB 2284)
- NDHSAA (HB 1149)
- Spectator conduct (HCR 3022)

Education Policy Committee



~~Sen. Erin Oban,
Chair~~



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Vice Chair

Rep. LaurieBeth
Hager

Rep. Patrick
Hatlestad

Rep. Pat Heinert

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~~Sen. Richard
Marcelais~~

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Rep. Denton
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Elkin

Sen. Erin
Oban

Sen. David
Rust

Sen.
Michael
Wobbema

What's Next?

Return for Veto Override?

- Governor issued three line-item vetoes in SB 2015 after sine die
- Legislature must call themselves back into session if they wish to attempt to override the vetoes
- No time limit to call themselves back (effective dates)
- *Can take up any additional issues they wish if called back*



How do I participate?

2023-24 Interim, 2025 Session

NDSBA Legislative Committee

THANK YOU!

- ▶ Nathan Berseth – Richland County, NDSBA BoD
- ▶ April Dutchuk, Killdeer, SW
- ▶ Monte Gaukler, Grand Forks, NE
- ▶ Lucas Greff – Mott-Regent, NDSBA Vice President
- ▶ Dustin Hager – Rugby, NW
- ▶ Steve Halldorson – Devils Lake, NDSBA BoD
- ▶ Sonya Hansana – Hazen, NDSBA BoD
- ▶ Collette Hertz – Harvey, NW
- ▶ LeeAnn Johnston – Devils Lake, NE
- ▶ Marlana Knudson – Mayport-CG, NE
- ▶ Mike Lautenschlager – Lewis & Clark, NW
- ▶ Karl Lembke – Bismarck, SW, NDSBA Past President
- ▶ Robin Nelson – Fargo, SE
- ▶ Michelle Orton – Dickinson, SW
- ▶ Jason Rohr – Jamestown, SE
- ▶ Jim Rostad – Minot, NDSBA BoD
- ▶ Patti Stedman – West Fargo, SE, NDSBA President



Government Affairs Committee

NDSBA will begin soliciting applications in July.

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Emails, and
Webinars

Connect with your
legislators

NDSBA Convention

Follow
interim
committees
– online
viewing will
be available

Questions?

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- 701-255-4127 or 1-800-932-8791