

Introduced by

Senators Kreun, Beard, Weber

Representatives O'Brien, Richter, Schreiber-Beck

1 A BILL for an Act to create and enact a new section to chapter 15.1-02 of the North Dakota
2 Century Code, relating to intervention by the superintendent of public instruction for a
3 chronically low-performing school or school district; and to provide a report.

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

5 **SECTION 1.** A new section to chapter 15.1-02 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Intervention for chronically low-performing schools - Report.**

8 1. As used in this section, unless context otherwise requires:

9 a. "Chronically-low performing district" means a school district for which auditing
10 and monitoring has revealed a consistent mishandling of processes, reporting, or
11 funds resulting in inadequate educational services for the school district's
12 students.

13 b. "Chronically low-performing school" means a school identified by the state for
14 comprehensive or targeted support and improvement in accordance with the
15 Every Student Succeeds Act [Pub. L. 114-95; 114 Stat. 1177; 20 U.S.C.
16 28 et seq.] for one or more cycles.

17 c. "Inadequate educational services" include a lack of annual progress in academic
18 achievement, student engagement, resource allocation, teacher effectiveness,
19 chronic absenteeism, and persistent subgroup opportunity gaps.

20 2. The superintendent of public instruction shall intervene directly when a public school is
21 a chronically low-performing school and when a school district is a chronically
22 low-performing school district. The superintendent of public instruction shall conduct
23 an assessment of a chronically low-performing school or school district to identify
24 areas of insufficient performance and develop an improvement plan. An improvement

- 1 plan under this section may include a directive from the superintendent of public
2 instruction requiring:
- 3 a. Funds to be held in escrow for the school or school district or spent as
4 designated by the superintendent of public instruction.
- 5 b. School or school district annexation, consolidation, or closure.
- 6 c. Changes to curriculum, instruction, assessment, or the school calendar in the
7 school or school district.
- 8 d. Reassignment or hiring of school or school district staff to fill roles associated
9 with school or school district needs.
- 10 3. The superintendent of public instruction annually shall report to the state board of
11 public school education, the education standing committees of the legislative
12 assembly during a legislative session, and an interim committee of the legislative
13 management when the legislative assembly is not in a legislative session regarding
14 the implementation of this section.