

Introduced by

1 A BILL for an Act to create and enact chapter 52-02.2 of the North Dakota Century Code,
2 relating to adult education; to repeal chapter 15.1-26 of the North Dakota Century Code, relating
3 to adult education; and to provide a continuing appropriation.

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

5 **SECTION 1.** Chapter 52-02.2 of the North Dakota Century Code is created and enacted as
6 follows:

7 **52-02.2-01. Definitions - Adult and adult basic and secondary education.**

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

9 1. "Adult" means any individual beyond the age of compulsory school attendance.

10 2. "Adult basic and secondary education" means:

11 a. Instructional services for adults who:

12 (1) Do not have the basic literacy skills necessary to function effectively in
13 society;

14 (2) Do not have a certificate of graduation from a school providing secondary
15 education; or

16 (3) Have not reached a level of education equivalent to that required for a
17 certificate of graduation to be issued.

18 b. Education for adults whose inability to speak, read, or write English is a
19 substantial impairment of their ability to obtain or retain employment
20 commensurate with their ability.

21 **52-02.2-02. Adult basic and secondary education programs - Coordination.**

22 The executive director of job service North Dakota, in consultation with the superintendent
23 of public instruction, shall coordinate adult basic and secondary education programs and
24 administer state and federal funding for the programs.

1 **52-02.2-03. Adult basic and secondary education programs - Availability.**

2 The board of a school district may make adult basic and secondary education programs
3 available to any individual over sixteen years of age who is unable to attend the public schools
4 of the district.

5 **52-02.2-04. Funding for adult basic and secondary education programs.**

6 The board of a school district may use school district funds to aid and promote adult basic
7 and secondary education programs and may charge a reasonable fee for enrollment in such
8 programs.

9 **52-02.2-05. General equivalency diplomas - Copies.**

10 The executive director may charge up to three dollars for each general equivalency diploma
11 issued, up to ten dollars for each copy of a general equivalency diploma, and up to two dollars
12 for each copy of a transcript belonging to an individual pursuing a general equivalency diploma.
13 The executive director shall forward any money generated under this section to the state
14 treasurer for deposit in the revolving printing fund in the state treasury and the executive
15 director may request the superintendent of public instruction to transfer to job service North
16 Dakota funds necessary to cover costs associated with the administration of the general
17 equivalency diploma program.

18 **52-02.2-06. General educational development test results - Confidentiality.**

19 The results of general educational development tests maintained by the executive director
20 are confidential. This section does not prohibit the executive director from making an individual's
21 test results available at the written request of the individual.

22 **52-02.2-07. Adult basic and secondary education fund - Continuing appropriation.**

23 The executive director may receive and accept money from any public or private source for
24 adult basic and secondary education programs. Any money received for adult basic and
25 secondary education programs but not specifically appropriated by the legislative assembly
26 must be deposited in the adult basic and secondary education fund in the state treasury. All
27 money in the fund, and any interest upon moneys in the fund, is appropriated to job service
28 North Dakota for the purpose of administering and implementing adult basic and secondary
29 education programs. Any funds appropriated under this section are not subject to section
30 54-44.1-11.

31 **SECTION 2. REPEAL.** Chapter 15.1-26 of the North Dakota Century Code is repealed.