

Sixtieth
Legislative Assembly
of North Dakota

REENGROSSED SENATE BILL NO. 2404

Introduced by

Senators Marcellais, Heckaman, Warner

Representatives Boucher, Charging

1 A BILL for an Act to provide financial assistance to tribally controlled community colleges; and
2 to provide an appropriation.

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

4 **SECTION 1. Definitions.** In this Act, unless the context otherwise requires:

5 1. "Nonbeneficiary" means a person who is less than one-quarter quantum Indian
6 blood.

7 2. "Tribally controlled community college" means an institution of higher education in
8 this state which is formally controlled or has been formally sanctioned or chartered
9 by the governing body of an Indian tribe or by any combination of any federally
10 recognized Indian tribes.

11 **SECTION 2. Institutions eligible for grant assistance.** Any tribally controlled
12 community college located in this state is eligible to receive supplemental grant assistance for
13 nonbeneficiary students.

14 **SECTION 3. Grant authorization.** The state board of higher education shall make
15 grants to tribally controlled community colleges to defray the costs of education associated with
16 enrollment of nonbeneficiary students. Grants made pursuant to this section must go directly to
17 the recipient institutions.

18 **SECTION 4. Submission of grant application - Distribution of grants.** In order to
19 qualify for a grant under this Act, an institution shall submit an application in the manner
20 required by the state board of higher education. If an application is approved, the board shall
21 distribute to each tribally controlled community college, during each year of the biennium, four
22 thousand five hundred eighty-one dollars for each nonbeneficiary student on a full-time
23 equivalent basis. If the amount appropriated is insufficient, the board shall distribute a prorated
24 amount per nonbeneficiary student on a full-time equivalent basis.

1 **SECTION 5. Reporting by recipient institutions.** Each institution receiving a grant
2 under this Act shall annually provide to the state board of higher education an accurate and
3 detailed account of the expenditures of the grant funds received by the institution, a copy of the
4 institution's latest audit report, and documentation of the enrollment status and ethnic status of
5 each student on whose account financial assistance under this Act is sought.

6 **SECTION 6. APPROPRIATION.** There is appropriated out of any moneys in the
7 general fund in the state treasury, not otherwise appropriated, the sum of \$700,000, or so much
8 of the sum as may be necessary, to the state board of higher education for the purpose of
9 funding grant assistance payments to tribally controlled community colleges, for the biennium
10 beginning July 1, 2007, and ending June 30, 2009. No more than one-half of this appropriation
11 may be expended during the first year of the biennium.