

Sixty-second
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1363

Introduced by

Representatives Kasper, D. Johnson, R. Kelsch

Senators Flakoll, Freborg, Wardner

1 A BILL for an Act to amend and reenact sections 15-70-04 and 57-51.1-07.4 of the North
2 Dakota Century Code, relating to grants for nonbeneficiary students enrolled in tribally
3 controlled community colleges; and to provide an appropriation.

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

5 **SECTION 1. AMENDMENT.** Section 15-70-04 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **15-70-04. Submission of grant application - Distribution of grants.**

8 In order to qualify for a grant under this chapter, ~~an institution~~ a tribally controlled community
9 college shall submit an application in the manner required by the state board of higher
10 education. The application must document the enrollment status of each student ~~on whose~~
11 ~~account~~ who qualifies for financial assistance under this chapter ~~is sought~~. If an application is
12 approved, the board shall distribute to ~~each~~ the tribally controlled community college, during
13 each year of the biennium, ~~five~~ ten thousand dollars for each of the first ten full-time equivalent
14 nonbeneficiary students, and seven thousand three ~~five~~ hundred four dollars ~~per~~ for each of the
15 next ten full-time equivalent nonbeneficiary ~~student~~ students. The remainder of any
16 amount appropriated is ~~insufficient, the board shall distribute and available for distribution~~
17 during each year of the biennium must be prorated amount per among all other full-time
18 equivalent nonbeneficiary ~~student~~ students.

19 **SECTION 2. AMENDMENT.** Section 57-51.1-07.4 of the North Dakota Century Code is
20 amended and reenacted as follows:

21 **57-51.1-07.4. Separate allocation of state share of collections from reservation**
22 **development.**

23 Notwithstanding any other provision of law, the state treasurer shall transfer to the
24 permanent oil tax trust fund the first ~~seven~~ one million two hundred thousand ~~one million~~ one million dollars

1 of the state's share of tax revenues under this chapter from oil produced from wells within the
2 exterior boundaries of the Fort Berthold Reservation after June 30, ~~2009~~2011.

3 **SECTION 3. APPROPRIATION.** There is appropriated out of any moneys in the permanent
4 oil tax trust fund in the state treasury, not otherwise appropriated, the sum of
5 ~~\$1,200,000~~\$1,000,000, or so much of the sum as may be necessary, to the state board of
6 higher education for the purpose of providing grant assistance to tribally controlled community
7 colleges, for the biennium beginning July 1, 2011, and ending June 30, 2013. No more than fifty
8 percent of the amount appropriated under this section may be expended during each year of
9 the biennium.