

Sixty-third  
Legislative Assembly  
of North Dakota

**HOUSE BILL NO. 1281**

Introduced by

Representatives Heilman, Beadle, Dockter, Looyesen, Mock, Porter, Thoreson, Vigessaa

Senators Grindberg, J. Lee, Sorvaag

1 A BILL ~~for an Act to amend and reenact section 15-10-16 and subdivision c of subsection 1 of~~  
2 ~~section 15-10-17 of the North Dakota Century Code, relating to the authority of the state board~~  
3 ~~of higher education to transfer funds and to the hiring of North Dakota university system~~  
4 ~~employees; for an Act to create and enact a new section to chapter 15-10 of the North Dakota~~  
5 ~~Century Code, relating to the assessment of institutions of higher education; to provide an~~  
6 ~~expiration date; and to declare an emergency.~~

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

8 ~~— **SECTION 1. AMENDMENT.** Section 15-10-16 of the North Dakota Century Code is~~  
9 ~~amended and reenacted as follows:~~

10 ~~— **15-10-16. Control of funds and appropriations of educational institutions.**~~

11 ~~— The state board of higher education has the control of the expenditure of the funds~~  
12 ~~belonging and allocated to the institutions under its control and also of those appropriated by~~  
13 ~~the legislative assembly for such institutions, but funds appropriated by the legislative assembly~~  
14 ~~and specifically designated for any one or more of such institutions may not be used for any~~  
15 ~~other institution. The state board of higher education may not use funds appropriated and~~  
16 ~~specifically designated for any one institution for the support of the university system office or~~  
17 ~~for the hiring or payment of personnel directly under the authority or supervision of the~~  
18 ~~commissioner of higher education.~~

19 ~~— **SECTION 2. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-17 of the North~~  
20 ~~Dakota Century Code is amended and reenacted as follows:~~

21 ~~— c. Appoint and remove all university system office personnel, fix their salaries within~~  
22 ~~the limits of legislative appropriations, fix their terms of office, and prescribe their~~  
23 ~~duties. The salaries and expenses of any university system office personnel hired~~  
24 ~~by the board must be paid from appropriations specifically designated for the~~

~~university system office and may not be paid from appropriations specifically  
designated for an institution under the control of the board.~~

**SECTION 1.** A new section to chapter 15-10 of the North Dakota Century Code is created and enacted as follows:

**Assessment of institutions.**

1. Before the state board of higher education may impose an assessment on or otherwise require that individual institutions of higher education pay for any goods or services provided by or through the university system office, the state board must seek approval from the budget section of the legislative management.
2. This section does not apply to any assessments or payment obligations for goods or services in effect before the effective date of this Act.

**SECTION 2. EXPIRATION DATE.** This Act is effective through June 30, 2015, and after that date is ineffective.

**SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.