

April 18, 2025

Sixty-ninth  
Legislative Assembly  
of North Dakota

## PROPOSED AMENDMENTS TO FIRST ENGROSSMENT

### ENGROSSED SENATE BILL NO. 2003

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota  
2 university system; to provide an appropriation to the Bank of North Dakota; to create and enact  
3 four new sections to chapter 15-10 of the North Dakota Century Code, relating to dual-credit  
4 courses, the professional student exchange program, presidential searches, and the state  
5 commissioner of higher education; to amend and reenact subsection 2 of section 6-09-53,  
6 subdivision a of subsection 1 of section 15-10-17, subdivision c of subsection 1 of section  
7 15-10-48, subdivision c of subsection 1 of section 15-10-48.2, subdivision c of subsection 1 of  
8 section 15-10-49, subsection 1 of section 15-10-75, subsection 1 of the new section to chapter  
9 15-10, as created by section 1 of House Bill No. 1437, as approved by the sixty-ninth legislative  
10 assembly, paragraph 3 of subdivision h of subsection 1 of section 15-18.2-02, subsection 2 of  
11 section 15-18.2-03, subsection 1 of section 15-18.2-05, ~~sections 15-54.1-02 and~~ section  
12 15-54.1-04, subsection 1 of section 15-62.4-01, subsection 2 of section 15-62.5-03, and section  
13 54-44.1-11 of the North Dakota Century Code, relating to the powers and duties of the state  
14 board of higher education, the economic diversification research fund, matching grants for the  
15 advancement of academics, the workforce education innovation program, academic tenure  
16 policy at institutions of higher education, state aid for institutions of higher education, university  
17 system capital building funds, student financial assistance grants, the scholars program, and  
18 the cancellation of unexpended appropriations; to amend and reenact sections 6 and 7 of  
19 chapter 126 of the 2021 Session Laws, relating to transfers from the Bank of North Dakota to  
20 the skilled workforce loan repayment program fund and the skilled workforce scholarship fund;  
21 ~~to amend and reenact subsection 17 of section 1 of chapter 550 of the 2021 Special Session~~  
22 ~~Session Laws, relating to funding for hyperbaric oxygen therapy~~; to amend and reenact

sections 7, 8, and 9 of chapter 3 of the 2023 Session Laws, relating to transfers from the Bank of North Dakota to the skilled workforce loan repayment program fund, the skilled workforce scholarship fund, and to the state board of higher education for dual-credit tuition scholarships; to amend and reenact subsection 17 of section 1 of chapter 550 of the 2021 Special Session Session Laws, relating to funding for hyperbaric oxygen therapy; to repeal section 15-10-74 of the North Dakota Century Code, relating to the naming of the Bismarck state college polytechnic center; to authorize the state board of higher education to issue and sell bonds for capital projects; to provide for a transfer; to provide for the conveyance of real property; to provide for a legislative management higher education funding review committee; to provide for a report; to provide legislative intent; ~~and~~ to provide an exemption; and to provide for application.

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

**SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from other funds derived from special funds and federal funds, to the state board of higher education and to the entities and institutions under the supervision of the board for the purpose of defraying the expenses of the state board of higher education and the entities and institutions under the supervision of the board, for the ~~biennium beginning July 1, 2025~~ period beginning with the effective date of this Act, and ending June 30, 2027, as follows:

Subdivision 1.

NORTH DAKOTA UNIVERSITY SYSTEM

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Capital assets - bond payments	\$11,197,896	(\$936,521)	\$10,261,375
Competitive research programs	5,685,750	0	5,685,750
<del>System governance</del>	<del>10,569,162</del>	<del>2,274,325</del>	<del>12,843,487</del>
<del>Gore technology services</del>	<del>71,988,917</del>	<del>5,144,536</del>	<del>77,133,453</del>
<u>System governance</u>	<u>10,569,162</u>	<u>1,364,325</u>	<u>11,933,487</u>
<u>State employee child care benefits</u>	<u>0</u>	<u>910,000</u>	<u>910,000</u>

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1	<u>Core technology services</u>	<u>71,988,917</u>	<u>9,335,156</u>	<u>81,324,073</u>
2	Student financial assistance grants	29,917,306	2,000,000	31,917,306
3	<u>Supplemental student financial</u>	<u>0</u>	<u>5,000,000</u>	<u>5,000,000</u>
4	<u>assistance grants</u>			
5	Professional student exchange program	3,699,342	1,500,000	5,199,342
6	Academic and CTE scholarships	17,216,749	0	17,216,749
7	Scholars program	1,807,115	0	1,807,115
8	Native American scholarship	1,000,000	0	1,000,000
9	Tribally controlled community	1,400,000	200,000	1,600,000
10	college grants			
11	Education incentive programs	260,000	0	260,000
12	Student mental health	284,400	0	284,400
13	Veterans' assistance grants	454,875	0	454,875
14	Shared campus services	800,000	0	800,000
15	Nursing education consortium	1,356,000	1,100,000	2,456,000
16	NASA EPSCoR	342,000	0	342,000
17	<del>Education challenge fund</del>	<del>0</del>	<del>25,000,000</del>	<del>25,000,000</del>
18	<del>Dakota digital academy</del>	<del>0</del>	<del>450,000</del>	<del>450,000</del>
19	<u>Education challenge fund</u>	<u>0</u>	<u>25,750,000</u>	<u>25,750,000</u>
20	Workforce education innovation grants	0	12,000,000	12,000,000
21	Dual-credit tuition scholarship	<u>1,500,000</u>	<u>0</u>	<u>1,500,000</u>
22	<del>Total all funds</del>	<del>\$159,479,512</del>	<del>\$48,732,340</del>	<del>\$208,211,852</del>
23	<del>Less other funds</del>	<del>26,260,897</del>	<del>39,125,852</del>	<del>65,386,749</del>
24	<del>Total general fund</del>	<del>\$133,218,615</del>	<del>\$9,606,488</del>	<del>\$142,825,103</del>
25	<u>Total all funds</u>	<u>\$159,479,512</u>	<u>\$58,222,960</u>	<u>\$217,702,472</u>
26	<u>Less other funds</u>	<u>26,260,897</u>	<u>39,875,852</u>	<u>66,136,749</u>
27	<u>Total general fund</u>	<u>\$133,218,615</u>	<u>\$18,347,108</u>	<u>\$151,565,723</u>
28	Full-time equivalent positions	162.83	6.00	168.83
29	Subdivision 2.			
30	BISMARCK STATE COLLEGE			

1			Adjustments or	
2		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
3	Operations	\$110,026,302	\$5,165,031	\$115,191,333
4	Capital assets	<u>1,922,561</u>	<u>1,400,000</u>	<u>3,322,561</u>
5	Total all funds	\$111,948,863	\$6,565,031	\$118,513,894
6	Less other funds	<u>74,566,953</u>	<u>4,451,570</u>	<u>79,018,523</u>
7	Total general fund	\$37,381,910	\$2,113,461	\$39,495,371
8	Full-time equivalent positions	335.33	2.92	338.25
9	Subdivision 3.			

LAKE REGION STATE COLLEGE

		Adjustments or		
		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
11				
12				
13	Operations	\$41,913,733	\$1,472,757	\$43,386,490
14	Capital assets	362,667	0	362,667
15	Total all funds	\$42,276,400	\$1,472,757	\$43,749,157
16	Less other funds	26,601,597	931,171	27,532,768
17	Total general fund	\$15,674,803	\$541,586	\$16,216,389
18	Operations	\$41,913,733	\$2,418,065	\$44,331,798
19	Capital assets	362,667	3,200,000	3,562,667
20	Total all funds	\$42,276,400	\$5,618,065	\$47,894,465
21	Less other funds	26,601,597	931,171	27,532,768
22	Total general fund	\$15,674,803	\$4,686,894	\$20,361,697
23	Full-time equivalent positions	120.59	(5.44)	115.15

Subdivision 4.

WILLISTON STATE COLLEGE

26			Adjustments or	
27		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
28	<del>Operations</del>	<del>\$37,378,349</del>	<del>\$933,802</del>	<del>\$38,312,151</del>
29	Operations	\$37,378,349	\$2,423,802	\$39,802,151
30	Capital assets	<u>1,261,968</u>	<u>0</u>	<u>1,261,968</u>
31	<del>Total all funds</del>	<del>\$38,640,317</del>	<del>\$933,802</del>	<del>\$39,574,119</del>

1	Total all funds	\$38,640,317	\$2,423,802	\$41,064,119
2	Less other funds	25,154,992	796,812	25,951,804
3	<del>Total general fund</del>	<del>\$13,485,325</del>	<del>\$136,990</del>	<del>\$13,622,315</del>
4	Total general fund	\$13,485,325	\$1,626,990	\$15,112,315
5	Full-time equivalent positions	102.83	(3.09)	99.74

6 Subdivision 5.

7 UNIVERSITY OF NORTH DAKOTA

8			Adjustments or	
9		Base Level	Enhancements	Appropriation
10	<del>Operations</del>	<del>\$967,725,670</del>	<del>\$51,533,197</del>	<del>\$1,019,258,867</del>
11	<del>Capital assets</del>	<del>4,411,566</del>	<del>79,500,000</del>	<del>83,911,566</del>
12	<del>Research network</del>	<del>2,500,000</del>	<del>1,000,000</del>	<del>3,500,000</del>
13	<del>Total all funds</del>	<del>\$974,637,236</del>	<del>\$132,033,197</del>	<del>\$1,106,670,433</del>
14	<del>Less other funds</del>	<del>790,481,856</del>	<del>120,626,346</del>	<del>911,108,202</del>
15	<del>Total general fund</del>	<del>\$184,155,380</del>	<del>\$11,406,851</del>	<del>\$195,562,231</del>
16	Operations	\$967,725,670	\$64,041,426	\$1,031,767,096
17	Capital assets	4,411,566	124,500,000	128,911,566
18	Research network	2,500,000	1,000,000	3,500,000
19	Total all funds	\$974,637,236	\$189,541,426	\$1,164,178,662
20	Less other funds	790,481,856	172,626,346	963,108,202
21	Total general fund	\$184,155,380	\$16,915,080	\$201,070,460
22	Full-time equivalent positions	2,060.56	131.39	2,191.95

23 Subdivision 6.

24 UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES

25			Adjustments or	
26		Base Level	Enhancements	Appropriation
27	<del>Operations</del>	<del>\$240,396,968</del>	<del>\$18,590,513</del>	<del>\$258,987,481</del>
28	Operations	\$240,396,968	\$18,815,356	\$259,212,324
29	Healthcare workforce initiative	10,676,150	0	10,676,150
30	<del>Total all funds</del>	<del>\$251,073,118</del>	<del>\$18,590,513</del>	<del>\$269,663,631</del>
31	Total all funds	\$251,073,118	\$18,815,356	\$269,888,474

1	Less other funds	<u>168,241,842</u>	<u>5,776,474</u>	<u>174,018,316</u>
2	<del>Total general fund</del>	<del>\$82,831,276</del>	<del>\$12,814,039</del>	<del>\$95,645,315</del>
3	<u>Total general fund</u>	<u>\$82,831,276</u>	<u>\$13,038,882</u>	<u>\$95,870,158</u>
4	Full-time equivalent positions	488.83	40.23	529.06

5 Subdivision 7.

6 NORTH DAKOTA STATE UNIVERSITY

7		Adjustments or		
8		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
9	<del>Operations</del>	<del>\$807,365,091</del>	<del>\$44,700,943</del>	<del>\$852,066,034</del>
10	<u>Operations</u>	<u>\$807,365,091</u>	<u>\$53,414,240</u>	<u>\$860,779,331</u>
11	Capital assets	7,799,104	125,000,000	132,799,104
12	Research network	<u>2,500,000</u>	<u>1,000,000</u>	<u>3,500,000</u>
13	<del>Total all funds</del>	<del>\$817,664,195</del>	<del>\$170,700,943</del>	<del>\$988,365,138</del>
14	<del>Less other funds</del>	<del>653,917,430</del>	<del>159,772,791</del>	<del>813,690,221</del>
15	<del>Total general fund</del>	<del>\$163,746,765</del>	<del>\$10,928,152</del>	<del>\$174,674,917</del>
16	<u>Total all funds</u>	<u>\$817,664,195</u>	<u>\$179,414,240</u>	<u>\$997,078,435</u>
17	<u>Less other funds</u>	<u>653,917,430</u>	<u>171,772,791</u>	<u>825,690,221</u>
18	<u>Total general fund</u>	<u>\$163,746,765</u>	<u>\$7,641,449</u>	<u>\$171,388,214</u>
19	Full-time equivalent positions	1,867.50	(61.54)	1,805.96

20 Subdivision 8.

21 NORTH DAKOTA STATE COLLEGE OF SCIENCE

22		Adjustments or		
23		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
24	Operations	\$102,490,255	\$6,921,477	\$109,411,732
25	<del>Capital assets</del>	<del>1,012,379</del>	<del>0</del>	<del>1,012,379</del>
26	<del>Total all funds</del>	<del>\$103,502,634</del>	<del>\$6,921,477</del>	<del>\$110,424,111</del>
27	<del>Less other funds</del>	<del>63,645,097</del>	<del>2,273,578</del>	<del>65,918,675</del>
28	<u>Capital assets</u>	<u>1,012,379</u>	<u>65,000</u>	<u>1,077,379</u>
29	<u>Total all funds</u>	<u>\$103,502,634</u>	<u>\$6,986,477</u>	<u>\$110,489,111</u>
30	<u>Less other funds</u>	<u>63,645,097</u>	<u>2,338,578</u>	<u>65,983,675</u>

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1	Total general fund	\$39,857,537	\$4,647,899	\$44,505,436
2	Full-time equivalent positions	313.95	12.59	326.54
3	Subdivision 9.			

DICKINSON STATE UNIVERSITY

5			Adjustments or	
6		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	Operations	\$56,728,746	\$3,370,815	\$60,099,561
8	<del>Capital assets</del>	<del>409,078</del>	<del>12,500,000</del>	<del>12,909,078</del>
9	<del>Total all funds</del>	<del>\$57,137,824</del>	<del>\$15,870,815</del>	<del>\$73,008,639</del>
10	Capital assets	409,078	14,875,000	15,284,078
11	Total all funds	\$57,137,824	\$18,245,815	\$75,383,639
12	Less other funds	32,697,829	13,758,716	46,456,545
13	<del>Total general fund</del>	<del>\$24,439,995</del>	<del>\$2,112,099</del>	<del>\$26,552,094</del>
14	Total general fund	\$24,439,995	\$4,487,099	\$28,927,094
15	Full-time equivalent positions	178.00	(7.20)	170.80
16	Subdivision 10.			

MAYVILLE STATE UNIVERSITY

18			Adjustments or	
19		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
20	<del>Operations</del>	<del>\$56,295,375</del>	<del>\$2,299,716</del>	<del>\$58,595,091</del>
21	Operations	\$56,295,375	\$5,374,716	\$61,670,091
22	Capital assets	358,992	34,924,814	35,283,806
23	<del>Total all funds</del>	<del>\$56,654,367</del>	<del>\$37,224,530</del>	<del>\$93,878,897</del>
24	Total all funds	\$56,654,367	\$40,299,530	\$96,953,897
25	Less other funds	34,375,971	36,760,335	71,136,306
26	<del>Total general fund</del>	<del>\$22,278,396</del>	<del>\$464,195</del>	<del>\$22,742,591</del>
27	Total general fund	\$22,278,396	\$3,539,195	\$25,817,591
28	Full-time equivalent positions	226.92	0.00	226.92
29	Subdivision 11.			

MINOT STATE UNIVERSITY

		Adjustments or		
		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
1				
2				
3	<del>Operations</del>	<del>\$116,510,048</del>	<del>\$4,701,181</del>	<del>\$121,211,229</del>
4	<del>Capital assets</del>	<del>1,099,620</del>	<del>11,232,000</del>	<del>12,331,620</del>
5	<del>Total all funds</del>	<del>\$117,609,668</del>	<del>\$15,933,181</del>	<del>\$133,542,849</del>
6	<del>Less other funds</del>	<del>68,644,425</del>	<del>14,839,213</del>	<del>83,483,638</del>
7	<del>Total general fund</del>	<del>\$48,965,243</del>	<del>\$1,093,968</del>	<del>\$50,059,211</del>
8	<u>Operations</u>	<u>\$116,510,048</u>	<u>\$5,701,181</u>	<u>\$122,211,229</u>
9	<u>Capital assets</u>	<u>1,099,620</u>	<u>27,867,000</u>	<u>28,966,620</u>
10	<u>Total all funds</u>	<u>\$117,609,668</u>	<u>\$33,568,181</u>	<u>\$151,177,849</u>
11	<u>Less other funds</u>	<u>68,644,425</u>	<u>18,489,213</u>	<u>87,133,638</u>
12	<u>Total general fund</u>	<u>\$48,965,243</u>	<u>\$15,078,968</u>	<u>\$64,044,211</u>
13	Full-time equivalent positions	423.63	(2.47)	421.16
14	Subdivision 12.			

VALLEY CITY STATE UNIVERSITY

16			Adjustments or	
17		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
18	Operations	\$56,008,906	\$1,499,518	\$57,508,424
19	Capital assets	<u>455,823</u>	<u>0</u>	<u>455,823</u>
20	Total all funds	\$56,464,729	\$1,499,518	\$57,964,247
21	Less other funds	<u>28,111,916</u>	<u>1,421,115</u>	<u>29,533,031</u>
22	Total general fund	\$28,352,813	\$78,403	\$28,431,216
23	Full-time equivalent positions	211.94	5.50	217.44
24	Subdivision 13.			

DAKOTA COLLEGE AT BOTTINEAU

26			Adjustments or	
27		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
28	Operations	\$26,229,141	\$1,249,697	\$27,478,838
29	<del>Capital assets</del>	<del>114,007</del>	<del>0</del>	<del>114,007</del>
30	<del>Total all funds</del>	<del>\$26,343,148</del>	<del>\$1,249,697</del>	<del>\$27,592,845</del>
31	Capital assets	114,007	500,000	614,007

1	Total all funds	\$26,343,148	\$1,749,697	\$28,092,845
2	Less other funds	14,900,270	555,764	15,456,034
3	<del>Total general fund</del>	<del>\$11,442,878</del>	<del>\$693,933</del>	<del>\$12,136,811</del>
4	Total general fund	\$11,442,878	\$1,193,933	\$12,636,811
5	Full-time equivalent positions	84.00	3.85	87.85

6 Subdivision 14.

7 NORTH DAKOTA FOREST SERVICE

8			Adjustments or	
9		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
10	<del>Operations</del>	<del>\$24,874,803</del>	<del>\$1,592,413</del>	<del>\$26,467,216</del>
11	Operations	\$24,874,803	\$1,942,413	\$26,817,216
12	Capital assets	118,728	0	118,728
13	<del>Total all funds</del>	<del>\$24,993,531</del>	<del>\$1,592,413</del>	<del>\$26,585,944</del>
14	<del>Less other funds</del>	<del>19,141,941</del>	<del>1,049,079</del>	<del>20,191,020</del>
15	Total all funds	\$24,993,531	\$1,942,413	\$26,935,944
16	Less other funds	19,141,941	1,399,079	20,541,020
17	Total general fund	\$5,851,590	\$543,334	\$6,394,924
18	<del>Full-time equivalent positions</del>	<del>29.00</del>	<del>5.00</del>	<del>34.00</del>
19	Full-time equivalent positions	29.00	7.00	36.00

20 Subdivision 15.

21 TOTAL - SECTION 1

22			Adjustments or	
23		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
24	<del>Grand total all funds</del>	<del>\$2,838,425,542</del>	<del>\$459,320,214</del>	<del>\$3,297,745,756</del>
25	<del>Grand total other funds</del>	<del>2,026,743,016</del>	<del>402,138,816</del>	<del>2,428,881,832</del>
26	<del>Grand total general fund</del>	<del>\$811,682,526</del>	<del>\$57,181,398</del>	<del>\$868,863,924</del>
27	Grand total all funds	\$2,838,425,542	\$564,892,511	\$3,403,318,053
28	Grand total other funds	2,026,743,016	470,953,816	2,497,696,832
29	Grand total general fund	\$811,682,526	\$93,938,695	\$905,621,221

30 SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO THE

31 SEVENTIETH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding

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items included in the appropriation in section 1 of this Act which are not included in the entity's base budget for the 2027-29 biennium and which the entity shall report to the appropriations committees of the seventieth legislative assembly regarding the use of this funding:

<u>One-Time Funding Description</u>	<u>General Fund</u>	<u>Other Funds</u>	<u>Total Funds</u>
<del>Capital projects - general fund</del>	<del>\$0</del>	<del>\$63,772,000</del>	<del>\$63,772,000</del>
<del>Capital projects - strategic investment</del>	<del>0</del>	<del>34,924,814</del>	<del>34,924,814</del>
<del>—and improvements fund</del>			
<del>Capital projects - other funds</del>	<del>0</del>	<del>165,860,000</del>	<del>165,860,000</del>
<del>University of North Dakota national</del>	<del>0</del>	<del>12,000,000</del>	<del>12,000,000</del>
<del>—security crossroads</del>			
<del>High performance computing</del>	<del>2,000,000</del>	<del>0</del>	<del>2,000,000</del>
<del>North Dakota state university new</del>	<del>0</del>	<del>12,000,000</del>	<del>12,000,000</del>
<del>—horizon programming</del>			
<del>Minot state university advancing students</del>	<del>500,000</del>	<del>0</del>	<del>500,000</del>
<del>—toward education and employment</del>			
<del>Dual credit scholarships</del>	<del>0</del>	<del>1,500,000</del>	<del>1,500,000</del>
<del>Professional student exchange program</del>	<del>1,500,000</del>	<del>0</del>	<del>1,500,000</del>
<del>Challenge grants</del>	<del>0</del>	<del>25,000,000</del>	<del>25,000,000</del>
<del>Dakota digital academy</del>	<del>450,000</del>	<del>0</del>	<del>450,000</del>
<del>Nursing education consortium</del>	<del>0</del>	<del>1,100,000</del>	<del>1,100,000</del>
<del>Financial aid system enhancements</del>	<del>25,000</del>	<del>0</del>	<del>25,000</del>
<del>Workforce education innovation grants</del>	<del>0</del>	<del>12,000,000</del>	<del>12,000,000</del>
<del>Forest service emerald ash borer mitigation</del>	<del>0</del>	<del>950,000</del>	<del>950,000</del>
<del>Total</del>	<del>\$4,475,000</del>	<del>\$329,106,814</del>	<del>\$333,581,814</del>
<u>Capital projects - general fund</u>	<u>\$24,060,000</u>	<u>\$0</u>	<u>\$24,060,000</u>
<u>Capital projects - strategic investment</u>	<u>0</u>	<u>98,696,814</u>	<u>98,696,814</u>
<u>—and improvements fund</u>			
<u>Capital projects - other funds</u>	<u>0</u>	<u>209,575,000</u>	<u>209,575,000</u>
<u>Williston state college health care</u>	<u>1,490,000</u>	<u>0</u>	<u>1,490,000</u>
<u>—program startup costs</u>			
<u>University of North Dakota national</u>	<u>0</u>	<u>24,000,000</u>	<u>24,000,000</u>

1	<u>security crossroads</u>			
2	<u>High performance computing</u>	2,000,000	0	2,000,000
3	<u>North Dakota state university new</u>	0	24,000,000	24,000,000
4	<u>horizon programming</u>			
5	<u>Mayville state university campus security</u>	3,075,000	0	3,075,000
6	<u>and salaries and wages</u>			
7	<u>Minot state university advancing students</u>	1,500,000	0	1,500,000
8	<u>toward education and employment</u>			
9	<u>Dual-credit scholarships</u>	0	1,500,000	1,500,000
10	<u>Challenge grants</u>	0	25,750,000	25,750,000
11	<u>Nursing education consortium</u>	0	1,100,000	1,100,000
12	<u>Financial aid system enhancements</u>	25,000	0	25,000
13	<u>Workforce education innovation grants</u>	0	12,000,000	12,000,000
14	<u>Forest service emerald ash borer mitigation</u>	0	950,000	950,000
15	<u>Total</u>	<u>\$32,150,000</u>	<u>\$397,571,814</u>	<u>\$429,721,814</u>

16       **SECTION 3. ADDITIONAL FEDERAL, PRIVATE, AND OTHER FUNDS -**

17       **APPROPRIATION.** All funds, in addition to those appropriated in section 1 of this Act, from  
18 federal, private, and other sources for competitive grants or other funds that the legislative  
19 assembly has not indicated the intent to reject, including tuition revenue, received by the state  
20 board of higher education and the institutions and entities under the control of the state board of  
21 higher education, are appropriated to the board and those institutions and entities, for the  
22 biennium beginning July 1, 2025, and ending June 30, 2027. All additional funds received under  
23 the North Dakota-Minnesota reciprocity agreement during the biennium beginning July 1, 2025,  
24 and ending June 30, 2027, are appropriated to the state board of higher education for  
25 reimbursement to institutions under the control of the board.

26       **SECTION 4. USE OF EXTRAORDINARY REPAIRS FUNDING - MATCHING FUNDS.** The  
27 capital assets line items in subdivisions 2 through 12 of section 1 of this Act include funding  
28 from the general fund for institution extraordinary repairs. An institution, excluding the university  
29 of North Dakota and North Dakota state university, shall provide one dollar of matching funds  
30 from operations or other sources for each one dollar of extraordinary repairs funding used for a  
31 project. The university of North Dakota and North Dakota state university shall provide two

dollars of matching funds from operations or other sources for each one dollar of extraordinary repairs funding used for a project.

**SECTION 5. OTHER FUNDS - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.**

The grand total other funds line item in subdivision 15 of section 1 of this Act includes

~~\$161,746,814~~ \$186,496,814 from the strategic investment and improvements fund as follows:

~~Challenge grants~~ \$25,000,000

Challenge grants \$25,750,000

Nursing education consortium 1,100,000

Workforce education innovation grants 12,000,000

Forest service emerald ash borer mitigation 950,000

University of North Dakota science, technology, engineering, and 55,640,000

mathematics building

~~University of North Dakota national security crossroads~~ 12,000,000

~~North Dakota state university new horizon programming~~ 12,000,000

University of North Dakota national security crossroads 24,000,000

North Dakota state university new horizon programming 24,000,000

Mayville state university old main renovation 34,924,814

Minot state university academic facilities projects 8,132,000

~~Total strategic investment and improvements fund~~ \$161,746,814

Total strategic investment and improvements fund \$186,496,814

**SECTION 6. TRANSFER - NORTH DAKOTA UNIVERSITY SYSTEM OFFICE -**

**BISMARCK STATE COLLEGE.** Of the funding appropriated in the system governance and

core technology services line items in subdivision 1 of section 1 of this Act, the state board of

higher education shall transfer \$500,000 to the operations line item in subdivision 2 of section 1

of this Act by August 1, 2025. The North Dakota university system office may not assess

institutions under the control of the state board of higher education to recover the cost of this

transfer.

**SECTION 7. TRANSFER - NORTH DAKOTA UNIVERSITY SYSTEM OFFICE - LAKE**

**REGION STATE COLLEGE.** Of the funding appropriated in the system governance and core

technology services line items in subdivision 1 of section 1 of this Act, the state board of higher

education shall transfer \$342,000 to the operations line item in subdivision 3 of section 1 of this

Act by August 1, 2025. The North Dakota university system office may not assess institutions under the control of the state board of higher education to recover the cost of this transfer.

**SECTION 8. TRANSFER - BANK OF NORTH DAKOTA PROFITS - STATE BOARD OF HIGHER EDUCATION SCHOLARSHIPS.** The industrial commission shall transfer to the North Dakota university system office a total of \$1,500,000 from the current earnings and accumulated undivided profits of the Bank of North Dakota during the biennium beginning July 1, 2025, and ending June 30, 2027, as requested by the commissioner of higher education. The other funds line item in subdivision 1 of section 1 includes \$1,500,000 for the North Dakota university system office for dual-credit tuition scholarships.

**SECTION 9. APPROPRIATION - BANK OF NORTH DAKOTA - TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ECONOMIC DIVERSIFICATION RESEARCH FUND.** The office of management and budget shall transfer \$8,000,000 from the strategic investment and improvements fund to the economic diversification research fund, the sum of which is appropriated to the Bank of North Dakota for the purpose of providing grants to institutions under the control of the state board of higher education, for the biennium beginning July 1, 2025, and ending June 30, 2027, as requested by the commissioner of higher education.

**SECTION 10. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - UNIVERSITY SYSTEM CAPITAL BUILDING FUND.** The office of management and budget shall transfer ~~\$31,500,000~~\$26,500,000 from the strategic investment and improvements fund to the university system capital building fund during the ~~biennium period~~ beginning ~~July 1, 2025~~with the effective date of this Act, and ending June 30, 2027, as requested by the commissioner of higher education. Funding transferred pursuant to this section is to be allocated to each institution as follows:

	<u>Tier II</u>	<u>Tier III</u>	<u>Total</u>
<del>Bismarek state college</del>	<del>\$770,505</del>	<del>\$1,000,000</del>	<del>\$1,770,505</del>
<del>Lake Region state college</del>	<del>233,263</del>	<del>1,000,000</del>	<del>1,233,263</del>
<del>Williston state college</del>	<del>322,154</del>	<del>1,000,000</del>	<del>1,322,154</del>
<del>University of North Dakota</del>	<del>5,354,139</del>	<del>3,750,000</del>	<del>9,104,139</del>
<del>North Dakota state university</del>	<del>4,695,895</del>	<del>3,750,000</del>	<del>8,445,895</del>
<del>North Dakota state college of science</del>	<del>1,214,738</del>	<del>1,000,000</del>	<del>2,214,738</del>
<del>Dickinson state university</del>	<del>516,884</del>	<del>1,000,000</del>	<del>1,516,884</del>

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Legislative Assembly

1	<del>Mayville state university</del>	<del>332,070</del>	<del>1,000,000</del>	<del>1,332,070</del>
2	<del>Minot state university</del>	<del>906,412</del>	<del>1,000,000</del>	<del>1,906,412</del>
3	<del>Valley City state university</del>	<del>452,403</del>	<del>1,000,000</del>	<del>1,452,403</del>
4	<del>Dakota college at Bottineau</del>	<del>201,537</del>	<del>1,000,000</del>	<del>1,201,537</del>
5	<del>Total</del>	<del>\$15,000,000</del>	<del>\$16,500,000</del>	<del>\$31,500,000</del>
6	<u>Bismarck state college</u>	<u>\$770,505</u>	<u>\$700,000</u>	<u>\$1,470,505</u>
7	<u>Lake Region state college</u>	<u>233,263</u>	<u>700,000</u>	<u>933,263</u>
8	<u>Williston state college</u>	<u>322,154</u>	<u>700,000</u>	<u>1,022,154</u>
9	<u>University of North Dakota</u>	<u>5,354,139</u>	<u>2,600,000</u>	<u>7,954,139</u>
10	<u>North Dakota state university</u>	<u>4,695,895</u>	<u>2,600,000</u>	<u>7,295,895</u>
11	<u>North Dakota state college of science</u>	<u>1,214,738</u>	<u>700,000</u>	<u>1,914,738</u>
12	<u>Dickinson state university</u>	<u>516,884</u>	<u>700,000</u>	<u>1,216,884</u>
13	<u>Mayville state university</u>	<u>332,070</u>	<u>700,000</u>	<u>1,032,070</u>
14	<u>Minot state university</u>	<u>906,412</u>	<u>700,000</u>	<u>1,606,412</u>
15	<u>Valley City state university</u>	<u>452,403</u>	<u>700,000</u>	<u>1,152,403</u>
16	<u>Dakota college at Bottineau</u>	<u>201,537</u>	<u>700,000</u>	<u>901,537</u>
17	<u>Total</u>	<u>\$15,000,000</u>	<u>\$11,500,000</u>	<u>\$26,500,000</u>

**SECTION 11. CAPITAL BUILDING FUNDS - ~~TIER II~~--USES.** The institutions listed may

use funding from ~~tier II~~ of the respective institution's university system capital building fund allocation for the following projects authorized by the sixty-ninth legislative assembly:

21	Bismarck state college - student housing	\$1,400,000
22	<del>University of North Dakota science, technology, engineering, and</del>	<del>23,860,000</del>
23	<del>—mathematics building</del>	
24	<del>North Dakota state university Van Es biosafety laboratory</del>	<del>8,000,000</del>
25	<del>Total</del>	<del>\$33,260,000</del>
26	<u>University of North Dakota - science, technology, engineering, and</u>	<u>79,500,000</u>
27	<u>—mathematics building</u>	
28	<u>University of North Dakota - allied health facility phase I</u>	<u>45,000,000</u>
29	<u>Dickinson state university - Woods hall and agriculture and technical</u>	<u>12,500,000</u>
30	<u>—education building projects</u>	
31	<u>Minot state university - regional health sciences institute</u>	<u>13,000,000</u>

1	<u>North Dakota state university - university village replacement phase II</u>	54,000,000
2	<u>North Dakota state university - Van Es biosafety laboratory</u>	8,000,000
3	<u>Minot state university - regional health sciences institute</u>	13,000,000
4	<u>Total</u>	<u>\$226,400,000</u>

5       **SECTION 12. CAMPUS CAPITAL PROJECTS - PROJECT MANAGEMENT.** During the  
6 biennium beginning July 1, 2025, and ending June 30, 2027, each capital project authorized by  
7 the state board of higher education must have adequate project management oversight by  
8 either an institution official or a representative of an external entity. An institution may seek  
9 assistance from the university system office for project management oversight of a capital  
10 project.

11       **SECTION 13. BOND ISSUANCE AUTHORIZATION - PURPOSES.** The state board of  
12 higher education, in accordance with chapter 15-55, may arrange for the funding of projects  
13 authorized in this section, declared to be in the public interest, through the issuance of  
14 self-liquidating, tax-exempt evidences of indebtedness under chapter 15-55, during the  
15 biennium period beginning July 1, 2025 with the effective date of this Act, and ending June 30,  
16 2027. Evidences of indebtedness issued pursuant to this section are not a general obligation of  
17 the state of North Dakota. Any unexpended balance resulting from the proceeds of the  
18 evidences of indebtedness must be placed in a sinking fund to be used for the retirement of  
19 indebtedness. The evidences of indebtedness may be issued and the proceeds are  
20 appropriated in section 1 of this Act for the following capital projects:

21	North Dakota state university - university village <u>replacement phase II</u>	\$54,000,000
22	North Dakota state university - memorial union <u>renovation and addition and</u>	50,000,000
23	<u>related demolition of other facilities</u>	
24	Dickinson state university - Woods hall, agriculture and technical education	12,500,000
25	building, and rodeo arena projects	
26	Minot state university - student center	<u>3,100,000</u>
27	Total special funds	\$119,600,000

28       **SECTION 14. AMENDMENT.** Subsection 2 of section 6-09-53 of the North Dakota Century  
29 Code is amended and reenacted as follows:

- 30       2. In consultation with representatives of North Dakota state university and the university  
31 of North Dakota, the Bank, in consultation with the state board of higher education,

1 shall award grants to institutions under the control of the state board of higher  
2 education. The sum of ~~five million~~seven million two hundred thousand dollars must be  
3 awarded to North Dakota state university and the university of North Dakota with equal  
4 amounts awarded to each institution. The remaining funding must be awarded to the  
5 other institutions under the control of the state board of higher education, as  
6 determined by the board. The state board of higher education may not award more  
7 than fifty percent of the available funding during the first year of the biennium. The  
8 Bank of North Dakota shall distribute the grant funding as awarded by the state board  
9 of higher education.

10 **SECTION 15. AMENDMENT.** Subdivision a of subsection 1 of section 15-10-17 of the North  
11 Dakota Century Code is amended and reenacted as follows:

- 12 a. ~~Appoint~~Subject to section 24 of this Act, appoint and remove the president or  
13 other faculty head, and the professors, instructors, teachers, officers, and other  
14 employees of the several institutions under the board's control, fix the salaries for  
15 those positions within the limits of legislative appropriations; and fix the terms of  
16 office and prescribe the duties of the positions.

17 **SECTION 16. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-48 of the North  
18 Dakota Century Code is amended and reenacted as follows:

- 19 c. The board may award up to ~~two million seven hundred thousand~~three million  
20 three hundred seventy-five thousand dollars in matching grants each to the  
21 university of North Dakota and North Dakota state university; and up to ~~two-~~  
22 ~~million two hundred thousand~~two million seven hundred fifty thousand dollars in  
23 matching grants to the university of North Dakota school of medicine and health  
24 sciences. Of the amount available to the university of North Dakota, two hundred  
25 fifty thousand dollars must be awarded for projects dedicated to projects at the  
26 school of law.

27 **SECTION 17. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-48.2 of the  
28 North Dakota Century Code is amended and reenacted as follows:

- 29 c. The board may award up to ~~two million two hundred thousand~~two million seven  
30 hundred fifty thousand dollars in matching grants under this section.

**SECTION 18. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-49 of the North Dakota Century Code is amended and reenacted as follows:

c. The board may award up to:

- (1) ~~One million seven hundred thousand~~ Two million one hundred twenty-five thousand dollars each to Bismarck state college, Dickinson state university, Minot state university, and the North Dakota state college of science;
- (2) ~~One million one hundred thousand~~ One million three hundred seventy-five thousand dollars each to ~~Dickinson state university~~, Mayville state university, and Valley City state university; and
- (3) ~~Six hundred thousand~~ Seven hundred fifty thousand dollars each to Dakota college at Bottineau, Lake Region state college, and Williston state college.

**SECTION 19. AMENDMENT.** Subsection 1 of section 15-10-75 of the North Dakota Century Code is amended and reenacted as follows:

1. The state board of higher education may provide award funds to institutions under its control, excluding the university of North Dakota and North Dakota state university, to create or enhance educational programs that address the workforce needs of North Dakota business and industry. An award made under this section may be used for curriculum development, equipment and technology purchases, facility modifications and equipment installation, hiring and training new and existing instructors, educational program promotion, and enhancement of postsecondary partnerships with primary and secondary schools. The state board of higher education shall establish a committee, guidelines, and application process for administration of the grant program established under this section.

**SECTION 20.** A new section to chapter 15-10 of the North Dakota Century Code is created and enacted as follows:

**Dual-credit courses.**

The state board of higher education may not prohibit an institution under the control of the board from offering a dual-credit course in the county in which the institution's primary campus is located.

**SECTION 21.** A new section to chapter 15-10 of the North Dakota Century Code is created and enacted as follows:

**Professional student exchange program - Bank of North Dakota - Repayment.**

1. The state board of higher education may not make a payment to an out-of-state institution on behalf of an individual participating in a professional student exchange program in veterinary medicine, dentistry, or optometry unless that individual signed a legally binding agreement with the state board of higher education which identifies the amount of the award under the professional student exchange program.
2. If the individual who signed the agreement under subsection 1 is not practicing veterinary medicine, dentistry, or optometry in this state within thirty-six months following graduation or of leaving the education program, the individual shall repay the amount of the agreement in full at that time.
3. If the individual who signed the agreement under subsection 1 practices veterinary medicine, dentistry, or optometry in this state within thirty-six months following graduation, the state board of higher education shall reduce the amount of the agreement by one-third for each full year the individual continues practicing in the state. If the individual stops practicing in this state before the amount of the agreement is waived in its entirety, the individual shall repay the remaining portion of the agreement in full from the date the individual stopped practicing in the state.
4. If the individual who signed the agreement under subsection 1 departs before graduation from a program in veterinary medicine, dentistry, or optometry, that individual shall repay the amount of the agreement in full at the time of departure.
5. The Bank of North Dakota shall allow an individual who is required to repay all or a portion of an agreement under this section to use one of the Bank's student loan programs as an option for repayment, up to the amount certified by the state board of higher education. To qualify under this subsection, the individual must meet student loan credit criteria as established by the Bank.
6. The state board of higher education shall defer any repayment of an agreement otherwise due under this section for the period of time the individual who signed the agreement is pursuing full-time graduate or postdoctoral studies or is called to active duty as a member of the armed forces. The repayment provisions under an agreement signed under this section must provide for cancellation of the repayment requirements if the individual dies or becomes permanently or totally disabled.

1        7. The state board of higher education shall adopt policies and procedures implementing  
2        this section. The state board of higher education shall confirm eligibility to the Bank of  
3        any individual who uses the Bank's student loan program to repay any outstanding  
4        agreement amounts in full.

5        **SECTION 22.** A new section to chapter 15-10 of the North Dakota Century Code is created  
6 and enacted as follows:

7        **Presidential searches.**

8        The state board of higher education is responsible for appointment of presidents at  
9        institutions under the control of the board. Upon notification that the position of an institution  
10       president will become vacant, the state board of higher education may authorize a search  
11       committee to conduct a search for a new president. The state board of higher education may  
12       retain the services of a consultant, determined and selected by the search committee, to assist  
13       the search committee.

14       **SECTION 23.** A new section to chapter 15-10 of the North Dakota Century Code is created  
15 and enacted as follows:

16       **State commissioner of higher education - Contract terms - Institution position.**

17       The state board of higher education may enter into a personnel contract with the state  
18       commissioner of higher education. The personnel contract may provide for the commissioner to  
19       become a faculty or staff member at an institution under the control of the state board of higher  
20       education when the contract term is complete. The salaries and wages of a person who  
21       becomes a faculty or staff member pursuant to this section must be paid from the appropriation  
22       to the North Dakota university system office. The North Dakota university system office may not  
23       assess institutions under the control of the state board of higher education to recover the cost of  
24       the salaries and wages paid pursuant to this section.

25       **SECTION 24. AMENDMENT.** Subsection 1 of the new section to chapter 15-10 of the North  
26 Dakota Century Code, as created by section 1 of House Bill No. 1437, as approved by the  
27 sixty-ninth legislative assembly, is amended and reenacted as follows:

- 28       1. By July 1, 2026, institutions of higher education under the control of the state board of  
29       higher education offering faculty academic tenure shall develop and adopt a policy for  
30       tenured and tenure-track faculty employed by the institution, which:

- a. Defines progression and advancement criteria at each stage of tenure progression, including criteria for continued post-tenure review.
- b. Establishes a procedure for annual evaluation of all nontenure, tenure-track, and tenured faculty by the president of the institution or the designee of the president.
- c. Establishes a procedure for post-tenure evaluations, which must be informed by the annual evaluations under subdivision b and conducted by a committee appointed by the president of the institution or the designee of the president. ~~The first post-tenure evaluation must be completed within three years. Subsequent post-tenure evaluations must be completed at least every five years or more frequently.~~
- d. Provides for the composition of a ~~culminating post-tenure evaluation committee must include the administrative supervisor of the faculty member being evaluated, at least one ranking administrator, and tenured faculty comprising no less than one-third and no more than one-half of the~~ committee to evaluate faculty members post-tenure within three years of being awarded tenure and every five years thereafter.
- e. Defines the outcome of an unsatisfactory review of post-tenured faculty, which may be removal from the position. The decision to remove faculty from a position must be made by the employing institution and the state board of higher education.
- f. Is approved by the state board of higher education.
- g. Provides for a hearing and appeal process for a faculty member aggrieved by the policy adopted under this subsection or decision made by the committee under subdivision c.

**SECTION 25. AMENDMENT.** Paragraph 3 of subdivision h of subsection 1 of section 15-18.2-02 of the North Dakota Century Code is amended and reenacted as follows:

- (3) ~~9-025-0~~14.0 for professional level credits;

**SECTION 26. AMENDMENT.** Subsection 2 of section 15-18.2-03 of the North Dakota Century Code is amended and reenacted as follows:

2. If the number of credit-hours completed by an institution would cause a decrease in the credit completion factor for that institution compared to the credit completion factor

the institution ~~was entitled to receive during the 2017-19~~received during the prior  
biennium, the state board of higher education shall multiply the product determined  
under section 15-18.2-02 by a credit growth factor of 1.0 for credits in excess of the  
factor the institution ~~was entitled to receive during the 2017-19~~received during the prior  
biennium. Any weighted credit-hours multiplied by a credit growth factor under this  
section must have a weight of 1.0 under section 15-18.2-02. The state board of higher  
education shall multiply the remaining weighted credits by the credit completion factor  
the institution ~~was entitled to receive during the 2017-19~~received during the prior  
biennium.

**SECTION 27. AMENDMENT.** Subsection 1 of section 15-18.2-05 of the North Dakota  
Century Code is amended and reenacted as follows:

1. Except as provided under subsections 2 and 3, to determine the state aid payment to  
which each institution under its control is entitled, the state board of higher education  
shall multiply the product determined under section 15-18.2-03 by a base amount of:
  - a. ~~\$73.15~~\$79.36\$79.57 in the case of North Dakota state university and the  
university of North Dakota;
  - b. ~~\$103.76~~\$111.55 in the case of Dickinson state university, Mayville state  
university, Minot state university, and Valley City state university; and
  - c. ~~\$110.38~~\$119.91 in the case of Bismarck state college, Dakota college at  
Bottineau, Lake Region state college, North Dakota state college of science, and  
Williston state college.

~~**SECTION 30. AMENDMENT.** Section 15-54.1-02 of the North Dakota Century Code is  
amended and reenacted as follows:~~

~~**15-54.1-02. Capital building funds -- Uses -- Reports.**~~

~~Subject to tier II and tier III capital building fund matching requirements under this chapter,  
each institution may use its allocation of funds from the university system capital building fund  
for projects specifically authorized by the legislative assembly to use university system capital  
building fund moneys from each tier. In addition, after an institution has matched and committed  
seventy-five percent of the funding appropriated for the institution's tier I extraordinary repairs  
and subject to state board of higher education approval and matching requirements under this  
chapter, each institution may use its allocation of funds from the university system capital~~

~~building fund tier II and tier III for extraordinary repairs and deferred maintenance projects for academic and student housing facilities that do not increase the overall square footage of a building. The state board of higher education shall report biennially to the legislative management and to the appropriations committees of the legislative assembly on the use of funding in the university system capital building fund, the source of matching funds, and each institution's five-year plan for capital construction spending.~~

**SECTION 28. AMENDMENT.** Section 15-54.1-04 of the North Dakota Century Code is amended and reenacted as follows:

**15-54.1-04. Tier III capital building funds - Matching requirements.**

The state board of higher education may allocate tier III capital building fund moneys to an institution only after the institution, excluding the university of North Dakota and North Dakota state university, provides ~~two dollars~~ one dollar of matching funds from operations or other sources for each ~~one dollar~~ two dollars from the university system capital building fund for the project. The state board of higher education may allocate tier III capital building fund moneys to the university of North Dakota and North Dakota state university only after the institution provides ~~one dollar~~ two dollars of matching funds from operations or other sources for each one dollar from the university system capital building fund for the project. An institution may not use tier I extraordinary repairs funding, tier II capital building fund moneys, or state funding appropriated for a specific capital project as matching funds under this section.

**SECTION 29. AMENDMENT.** Subsection 1 of section 15-62.4-01 of the North Dakota Century Code is amended and reenacted as follows:

1. a. Graduated from a high school in this state;
- b. Graduated from a high school in a bordering state, pursuant to chapter 15.1-29;
- c. Graduated from a nonpublic high school in a bordering state while residing with a custodial parent in this state;
- d. Completed a program of home education supervised in accordance with chapter 15.1-23; ~~or~~
- e. Received a general educational development high school diploma from the superintendent of public instruction; or
- f. Is a resident student, as defined in section 15-10-19.1.

**SECTION 30. AMENDMENT.** Subsection 2 of section 15-62.5-03 of the North Dakota Century Code is amended and reenacted as follows:

2. If two or more applicants have the same scores as determined in subsection 1, they must be ranked by the numeric sum of their ~~four~~-scale scores on the ACT or equivalent scores. If a nationally recognized standardized test approved by the state board of higher education does not calculate scale scores, the equivalent will be zero.

**SECTION 31. AMENDMENT.** Section 54-44.1-11 of the North Dakota Century Code is amended and reenacted as follows:

**54-44.1-11. Office of management and budget to cancel unexpended appropriations - When they may continue. (Effective through July 31, ~~2025~~2027)**

Except as otherwise provided by law, the office of management and budget, thirty days after the close of each biennial period, shall cancel all unexpended appropriations or balances of appropriations after the expiration of the biennial period during which they became available under the law. Unexpended appropriations for the state historical society are not subject to this section and the state historical society shall report on the amounts and uses of funds carried over from one biennium to the appropriations committees of the next subsequent legislative assembly. Unexpended appropriations for the North Dakota university system are not subject to this section and the North Dakota university system shall report on the amounts and uses of funds carried over from one biennium to the next to subsequent appropriations committees of the legislative assembly. The chairmen of the appropriations committees of the senate and house of representatives of the legislative assembly with the office of the budget may continue appropriations or balances in force for not more than two years after the expiration of the biennial period during which they became available upon recommendation of the director of the budget for:

1. New construction projects.
2. Major repair or improvement projects.
3. Purchases of new equipment costing more than ten thousand dollars per unit if it was ordered during the first twelve months of the biennium in which the funds were appropriated.
4. The purchase of land by the state on a "contract for deed" purchase if the total purchase price is within the authorized appropriation.

5. Purchases by the department of transportation of roadway maintenance equipment costing more than ten thousand dollars per unit if the equipment was ordered during the first twenty-one months of the biennium in which the funds were appropriated.

6. Authorized ongoing information technology projects.

**Office of management and budget to cancel unexpended appropriations - When they may continue. (Effective after July 31, 2025~~2027~~)** The office of management and budget, thirty days after the close of each biennial period, shall cancel all unexpended appropriations or balances of appropriations after the expiration of the biennial period during which they became available under the law. Unexpended appropriations for the state historical society are not subject to this section and the state historical society shall report on the amounts and uses of funds carried over from one biennium to the appropriations committees of the next subsequent legislative assembly. The chairmen of the appropriations committees of the senate and house of representatives of the legislative assembly with the office of the budget may continue appropriations or balances in force for not more than two years after the expiration of the biennial period during which they became available upon recommendation of the director of the budget for:

1. New construction projects.

2. Major repair or improvement projects.

3. Purchases of new equipment costing more than ten thousand dollars per unit if it was ordered during the first twelve months of the biennium in which the funds were appropriated.

4. The purchase of land by the state on a "contract for deed" purchase if the total purchase price is within the authorized appropriation.

5. Purchases by the department of transportation of roadway maintenance equipment costing more than ten thousand dollars per unit if the equipment was ordered during the first twenty-one months of the biennium in which the funds were appropriated.

6. Authorized ongoing information technology projects.

**SECTION 32. AMENDMENT.** Section 6 of chapter 126 of the 2021 Session Laws is amended and reenacted as follows:

**SECTION 6. TRANSFER - BANK OF NORTH DAKOTA - SKILLED  
WORKFORCE STUDENT LOAN REPAYMENT PROGRAM FUND.** The Bank of

North Dakota shall transfer the sum of \$2,250,000, or so much of the sum as may be necessary, from the Bank's current earnings and undivided profits to the skilled workforce student loan repayment fund during the ~~bienniumperiod~~ beginning July 1, 2021, and ending June 30, ~~2023~~2027.

**SECTION 33. AMENDMENT.** Section 7 of chapter 126 of the 2021 Session Laws is amended and reenacted as follows:

**SECTION 7. TRANSFER - BANK OF NORTH DAKOTA - SKILLED WORKFORCE SCHOLARSHIP FUND.** The Bank of North Dakota shall transfer the sum of \$2,250,000, or so much of the sum as may be necessary, from the Bank's current earnings and undivided profits to the skilled workforce scholarship fund during the ~~bienniumperiod~~ beginning July 1, 2021, and ending June 30, ~~2023~~2027.

**SECTION 34. AMENDMENT.** Section 7 of chapter 3 of the 2023 Session Laws is amended and reenacted as follows:

**SECTION 7. TRANSFER - BANK OF NORTH DAKOTA PROFITS - STATE BOARD OF HIGHER EDUCATION SCHOLARSHIPS.** The industrial commission shall transfer to the North Dakota university system a total of \$1,500,000 from the current earnings and accumulated undivided profits of the Bank of North Dakota during the ~~bienniumperiod~~ beginning July 1, 2023, and ending June 30, ~~2025~~2027, as requested by the commissioner of higher education. The estimated income line item in subdivision 1 of section 1 includes \$1,500,000 for the North Dakota university system office for dual-credit tuition scholarships.

**SECTION 35. AMENDMENT.** Section 8 of chapter 3 of the 2023 Session Laws is amended and reenacted as follows:

**SECTION 8. TRANSFER - BANK OF NORTH DAKOTA PROFITS - SKILLED WORKFORCE STUDENT LOAN REPAYMENT PROGRAM FUND.** The industrial commission shall transfer the sum of \$3,400,000 from the current earnings and accumulated undivided profits of the Bank of North Dakota to the skilled workforce student loan repayment program fund during the ~~bienniumperiod~~ beginning July 1, 2023, and ending June 30, ~~2025~~2027.

**SECTION 36. AMENDMENT.** Section 9 of chapter 3 of the 2023 Session Laws is amended and reenacted as follows:

**SECTION 9. TRANSFER - BANK OF NORTH DAKOTA PROFITS - SKILLED**

**WORKFORCE SCHOLARSHIP FUND.** The industrial commission shall transfer the sum of \$3,400,000 from the current earnings and accumulated undivided profits of the Bank of North Dakota to the skilled workforce scholarship fund during the ~~biennium period~~ beginning July 1, 2023, and ending June 30, ~~2025~~2027.

**SECTION 37. AMENDMENT.** Subsection 17 of section 1 of chapter 550 of the 2021 Special Session Session Laws is amended and reenacted as follows:

17. There is appropriated from federal funds derived from the state fiscal recovery fund, not otherwise appropriated, the sum of \$2,104,121, or so much of the sum as may be necessary, to the university of North Dakota school of medicine and health sciences for the purpose of purchasing equipment ~~and hiring personnel to~~ be granted to health care providers in the state to provide hyperbaric oxygen therapy for the period beginning with the effective date of this Act, and ending June 30, ~~2023~~2027.

**SECTION 38. REPEAL.** Section 15-10-74 of the North Dakota Century Code is repealed.

**SECTION 39. EXEMPTION - TRANSFER AUTHORITY - LEGISLATIVE MANAGEMENT**

**REPORT.** Notwithstanding section 54-16-04, the office of management and budget shall transfer appropriation authority from the operations to the capital assets line items within subdivisions 2 through 14 of section 1 of this Act as requested by the state board of higher education, for the biennium beginning July 1, 2025, and ending June 30, 2027. The board shall report any transfer of funds under this section to the legislative management.

**SECTION 40. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.**

Notwithstanding any other provisions of law, the state board of higher education may adjust full-time equivalent positions as needed, subject to the availability of funds, for institutions and entities under its control during the biennium beginning July 1, 2025, and ending June 30, 2027. The North Dakota university system shall report any adjustments to the office of management and budget as part of the submission of the 2027-29 biennium budget request.

**SECTION 41. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into the biennium beginning July 1, 2025, and ending June 30, 2027:

1. Any amounts remaining from the \$18,160,000 appropriated from the general fund for capital projects inflation and \$411,724,026 appropriated from other funds, including \$209,976,971 appropriated from the strategic investment and improvements fund, for capital projects at institutions under the control of the state board of higher education in section 1 of chapter 3 of the 2023 Session Laws;
2. Any amounts remaining from the \$8,500,000 appropriated from other funds to Bismarck state college for the multipurpose academic and athletic center in section 2 of chapter 638 of the 2023 Special Session Session Laws;
3. Any amounts remaining from the \$1,500,000 appropriated from Bank of North Dakota profits for dual-credit scholarships in section 1 of chapter 3 of the 2023 Session Laws;
4. Any amounts remaining from the funding appropriated from federal funds derived from the state fiscal recovery fund to the state board of higher education and institutions under the control of the state board of higher education in section 1 of chapter 548 and section 1 of chapter 550 of the 2021 Special Session Session Laws and continued into the biennium beginning July 1, 2023, and ending June 30, 2025, in section 42 of chapter 3 of the 2023 Session Laws.

**SECTION 42. EXEMPTION - SALE OF PROPERTY AUTHORIZED - USE OF**

**PROCEEDS.** The state of North Dakota, by and through the state board of higher education, may sell and convey certain real property located at the intersection of sixth avenue north and forty-second street north, in the southeast corner, unplatted parts including the north half of the northwest quarter of the southwest quarter of section 5, township 151 north, range 50, estimated to include 20 acres, in the records of the city of Grand Forks. If any real property authorized to be conveyed under this section is conveyed, the terms of conveyance must be determined jointly by the state board of higher education or a designee of the board and the commissioner of university and school lands. Sections 54-01-05.2 and 54-01-05.5 do not apply to the transfers authorized by this section. Any proceeds from the sale of land pursuant to this section may be used only for deferred maintenance, and extraordinary repairs, ~~or legislatively authorized capital projects.~~

**SECTION 43. EXEMPTION - SALE OF PROPERTY AUTHORIZED - USE OF**

**PROCEEDS.** The state of North Dakota, by and through the state board of higher education, may sell and convey certain real property located at the intersection of Demers avenue and

forty-second street north, in the northwest corner, known as 4201 James Ray drive, the south east corner of lot 1, block 1, estimated to be 2.74 acres, in the records of the city of Grand Forks. If any real property authorized to be conveyed under this section is conveyed, the terms of conveyance must be determined jointly by the state board of higher education or a designee of the board and the commissioner of university and school lands. Sections 54-01-05.2 and 54-01-05.5 do not apply to the transfers authorized by this section. Any proceeds from the sale of land pursuant to this section may be used only for deferred maintenance, and extraordinary repairs, ~~or legislatively authorized capital projects.~~

**SECTION 44. UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES - UNIVERSITY OF NORTH DAKOTA PHYSICIAN ASSISTANT PROGRAM - STUDENT RESIDENCY - REPORT.** The university of North Dakota shall develop and implement student recruitment and acceptance strategies to increase the number of resident students enrolled in the school of medicine and health sciences and to increase the number of resident students enrolled in the physician assistant program, with a goal for eighty-five percent of students enrolled at the school of medicine and health sciences and in the physician assistant program to be residents of the state by the fall 2030 semester. The university of North Dakota shall provide an annual report to the legislative management regarding strategies under consideration and implemented to increase resident student enrollment in the school of medicine and health sciences and in the physician assistant program, during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 45. HIGHER EDUCATION FUNDING REVIEW COMMITTEE - REPORT TO THE LEGISLATIVE MANAGEMENT.**

1. During the 2025-26 interim, the higher education funding review committee is created and composed of thirteen members as follows:
  - a. Two members of the house of representatives appointed by the majority leader of the house of representatives and one member appointed by the minority leader of the house of representatives;
  - b. Two members of the senate appointed by the majority leader of the senate and one member appointed by the minority leader of the senate;
  - c. One member of the legislative assembly appointed by the legislative management to serve as the committee chairman;

d. Six nonvoting members, including:

- (1) The university of North Dakota vice president for finance and operations, or a designee of the vice president for finance and operations;
- (2) The North Dakota state university vice president for finance and administration, or a designee of the vice president for finance and administration;
- (3) Two representatives from regional four-year universities, including dual-mission institutions, appointed by the state board of higher education; and
- (4) Two representatives from two-year colleges, including polytechnic institutions, appointed by the state board of higher education.

2. The committee shall review funding methods for higher education in the state, including the higher education funding formula, the university system capital building fund, permanent funds distributions, property tax allocations, oil and gas gross production and oil extraction tax revenue allocations, other statutory funds for higher education and research, and other funding appropriated to institutions and entities under the control of the state board of higher education.

3. The committee must receive and consider input from representatives of all higher education institutions under the control of the state board of higher education.

4. The committee shall report its findings and recommendations to the legislative management by September 1, 2026.

#### **SECTION 46. PRAXIS CORE TESTING PERFORMANCE - LEGISLATIVE**

**MANAGEMENT REPORT.** The legislative management shall request a report during the 2025-26 interim from the association of colleges for teacher education regarding a study of the praxis core testing performance of student teachers who used grades and exams to demonstrate reading, writing, and mathematics competencies.

#### **SECTION 47. STATE BOARD OF HIGHER EDUCATION STUDY AND REPORT - COMMISSIONER OF HIGHER EDUCATION - LEGISLATIVE INTENT - 2027-29 BIENNIUM BUDGET.**

1. The state board of higher education shall study the costs and benefits of a system of higher education led by a chancellor compared to a commissioner during the 2025-26

interim. The state board of higher education shall report its findings and recommendations, including any legislation required to implement the recommendations, to the seventieth legislative assembly.

2. It is the intent of the sixty-ninth legislative assembly that:

- a. The state board of higher education appoint a state commissioner of higher education in compliance with chapter 15-10 of the North Dakota Century Code and subsection 7 of section 6 of article VIII of the Constitution of North Dakota.
- b. The state commissioner of higher education position be filled by February 1, 2026.
- c. The seventieth legislative assembly reduce the general fund appropriation for the North Dakota university system office, for the biennium beginning July 1, 2027, and ending June 30, 2029, by two percent for each month after February 1, 2026, the state commissioner of higher education position remains vacant.

**SECTION 48. LEGISLATIVE INTENT - WEIGHTED CREDIT-HOURS - INSTRUCTIONAL PROGRAM CLASSIFICATION FACTORS.** It is the intent of the sixty-ninth legislative assembly that wind energy technology and law enforcement courses be transferred to the career and technical education instructional program classification within the higher education funding formula.

**SECTION 49. LEGISLATIVE INTENT - UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES - ALLIED HEALTH FACILITY.** It is the intent of the sixty-ninth legislative assembly that an allied health facility expansion be completed at the university of North Dakota school of medicine and health sciences. It is further the intent of the sixty-ninth legislative assembly that the seventieth legislative assembly consider supporting the completion of the allied health facility project at the university of North Dakota school of medicine and health sciences.

**SECTION 50. LEGISLATIVE INTENT - SEPARATION AGREEMENTS.** It is the intent of the sixty-ninth legislative assembly that the state board of higher education not enter into any separation or early retirement agreements with a cost to the state or the institutions under the control of the state board of higher education during the biennium beginning July 1, 2025, and ending June 30, 2027.

**SECTION 51. TUITION RATE INCREASE LIMITATIONS.**

- 1       1. Except as provided in this section, notwithstanding any other provision of law, the state  
2       board of higher education may not increase tuition rates for resident students  
3       attending institutions of higher education under its control during the 2025-26  
4       academic year by more than four percent as compared to the tuition rate in effect  
5       during the 2025 spring semester.
- 6       2. Except as provided in this section, notwithstanding any other provision of law, the state  
7       board of higher education may not increase tuition rates for resident students  
8       attending institutions of higher education under its control during the 2026-27  
9       academic year by more than four percent as compared to the tuition rate in effect  
10      during the 2026 spring semester.
- 11      3. Tuition rates charged for high-cost undergraduate differentiated tuition programs and  
12      for graduate level programs, including programs offered through the university of North  
13      Dakota school of medicine and health sciences, the university of North Dakota school  
14      of law, or the North Dakota state university school of pharmacy, may be increased by  
15      up to five percent for the 2025-26 academic year as compared to the tuition rate in  
16      effect during the 2025 spring semester.
- 17      4. Tuition rates charged for high-cost undergraduate differentiated tuition programs and  
18      for graduate level programs, including programs offered through the university of North  
19      Dakota school of medicine and health sciences, the university of North Dakota school  
20      of law, or the North Dakota state university school of pharmacy, may be increased by  
21      up to five percent for the 2026-27 academic year as compared to the tuition rate in  
22      effect during the 2026 spring semester.
- 23      5. This section does not apply to tuition rates for nonresident students attending  
24      institutions of higher education under the control of the state board of higher  
25      education. For purposes of this section, the residency of students for tuition purposes  
26      must be determined under section 15-10-19.1.
- 27      6. This section does not apply to tuition rates determined under tuition reciprocity  
28      agreements entered into by the state board of higher education with other states or  
29      state education compacts.
- 30      7. For purposes of this section, an institution must calculate a resident tuition rate  
31      increase based on the tuition rate paid by an average full-time resident student.

1       **SECTION 52. APPLICATION.** Section 21 of this Act applies to individuals initially entering a  
2 professional student exchange program in veterinary medicine, dentistry, or optometry after  
3 June 30, 2026.