

HOUSE BILL NO. 1235

Introduced by

Representatives R. Kelsch, Drovdal, Hanson

Senators Flakoll, O'Connell, Wardner

1 A BILL for an Act to amend and reenact sections 15-62.2-00.1 and 15-62.2-01 of the North
2 Dakota Century Code, relating to participation in the North Dakota scholars program by
3 students in cross-border attendance programs.

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

5 **SECTION 1. AMENDMENT.** Section 15-62.2-00.1 of the North Dakota Century Code
6 is amended and reenacted as follows:

7 **15-62.2-00.1. Definitions.** As used in this chapter, unless the context otherwise
8 requires:

- 9 1. "Applicant" means an individual ~~who~~:
- 10 a. (1) Who has graduated from a high school in this state;
- 11 (2) Who has graduated from a high school in a bordering state pursuant to
12 chapter 15.1-29; or ~~who~~
- 13 (3) Who is a resident of this state for tuition purposes; and ~~whose~~
- 14 b. Whose assessment composite scores on the test of academic achievement
15 administered by ACT, Inc., place the individual in at least the ninety-fifth
16 percentile of all students taking the test by July first of the year preceding the
17 year in which the individual is enrolled as a full-time resident student in an
18 eligible institution.
- 19 2. "Eligible institution" means an accredited public or nonprofit private postsecondary
20 institution in this state.
- 21 3. "Full-time resident student" means an individual who ~~has~~:
- 22 a. (1) Has graduated from a high school in this state;
- 23 (2) Has graduated from a high school in a bordering state pursuant to
24 chapter 15.1-29; or ~~who is~~

- 1 (3) Is a resident of this state for tuition purposes; ~~and who is~~
2 **b.** Is enrolled at an eligible institution carrying a course of study which is "full
3 time" as defined by the eligible institution.
- 4 4. "Scholar" means a full-time resident student who is awarded a scholarship or who
5 has previously received a scholarship.
- 6 5. "Scholarship" means a financial award granted to a state scholar as determined by
7 this chapter.

8 **SECTION 2. AMENDMENT.** Section 15-62.2-01 of the North Dakota Century Code is
9 amended and reenacted as follows:

10 **15-62.2-01. Student financial assistance and scholars programs - Establishment -**
11 **Administrative responsibility.**

- 12 1. The North Dakota student financial assistance and scholars programs are
13 established to provide grants or scholarships, or both, to assist the following
14 students:
- 15 ~~4.~~ a. Resident undergraduate students pursuant to section 15-10-19.1.
- 16 ~~2.~~ b. North Dakota resident students who have attended and graduated from a high
17 school in a bordering state pursuant to ~~section 15-40.2-10,~~ chapter 15.1-29
18 and who are attending qualified institutions of postsecondary education within
19 North Dakota.
- 20 ~~3.~~ c. North Dakota resident students who, because of a physical or mental
21 ~~handicap as~~ disability certified by a physician, are attending postsecondary
22 institutions out of state due to the lack of special services or facilities, ~~or both,~~
23 necessary to meet the postsecondary educational needs of ~~the handicapped~~
24 disabled students within North Dakota.
- 25 ~~4.~~ d. Scholars who qualify and are selected for scholarships pursuant to sections
26 15-62.2-00.1 and 15-62.2-03.1 through 15-62.2-03.5.
- 27 2. A student must be in substantial need of financial assistance to receive grants
28 under the student financial assistance program.
- 29 3. The state board of higher education shall administer the student financial
30 assistance program and the scholars program.

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- 1 4. At least twenty-three and one-half percent of the funds appropriated for the student
2 financial assistance program must be allocated to students at private
3 baccalaureate degree-granting institutions with the remaining funds allocated to
4 students at public and American Indian institutions.