

Sixty-third  
Legislative Assembly  
of North Dakota

## ENGROSSED SENATE BILL NO. 2094

Introduced by

Education Committee

(At the request of the North Dakota University System)

1 A BILL for an Act to amend and reenact section 15-10.3-03 of the North Dakota Century Code,  
2 relating to mandatory fees assessed by institutions of higher education; and to declare an  
3 emergency.

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

5 **SECTION 1. AMENDMENT.** Section 15-10.3-03 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **15-10.3-03. (~~Effective through June 30, 2013~~) Mandatory fees - Limitation on**  
8 **increases - Exemption.**

9 1. The total amount of mandatory fees, other than program-specific fees, which an  
10 institution under the control of the state board of higher education assesses each  
11 full-time and part-time student, may not increase from one academic year to the  
12 ensuing academic year by more than one percent of the latest available average full-  
13 time, resident, on-campus, undergraduate tuition rate at that institution, unless the  
14 state board determines that an exemption from the requirements of this section is  
15 necessitated as a result of:

16 ~~1.—Documented extraordinary circumstances; or~~ and

17 ~~2.—Student~~ student demand, as evidenced by a campuswide student election or formal  
18 action by an institution's student governing board or committee.

19 2. a. Before mandatory fees on students may be increased to support the construction  
20 or renovation of a campus building valued at more than one million dollars, the  
21 use must be approved by a majority of the students voting on the question at a  
22 campuswide election.

23 b. This subsection does not apply to any construction or renovation for which the  
24 use of mandatory fees was authorized before July 1, 2013.

1        **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.