

Introduced by

1 A BILL for an Act to amend and reenact subsection 2 of section 15-18.2-03 and section
2 15-54.1-02 of the North Dakota Century Code, relating to state aid for institutions of higher
3 education and the university system capital building fund; to provide an appropriation; to provide
4 legislative intent; and to declare an emergency.

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

6 **SECTION 1. AMENDMENT.** Subsection 2 of section 15-18.2-03 of the North Dakota
7 Century Code is amended and reenacted as follows:

8 2. If the number of credit-hours completed by an institution would cause a decrease in
9 the credit completion factor for that institution compared to the credit completion factor
10 the institution ~~was entitled to receive during the 2017-19 biennium~~received during the
11 prior biennium, the state board of higher education shall multiply the product
12 determined under section 15-18.2-02 by a credit growth factor of 1.0 for credits in
13 excess of the factor the institution ~~was entitled to receive during the 2017-19-~~
14 ~~biennium~~received during the prior biennium. Any weighted credit-hours multiplied by a
15 credit growth factor under this section must have a weight of 1.0 under section
16 15-18.2-02. The state board of higher education shall multiply the remaining weighted
17 credits by the credit completion factor the institution ~~was entitled to receive during the~~
18 ~~2017-19 biennium~~received during the prior biennium.

19 **SECTION 2. AMENDMENT.** Section 15-54.1-02 of the North Dakota Century Code is
20 amended and reenacted as follows:

21 **15-54.1-02. Capital building funds - Uses - Reports.**

22 Subject to tier II and tier III capital building fund matching requirements under this chapter,
23 each institution may use its allocation of funds from the university system capital building fund
24 for projects specifically authorized by the legislative assembly to use university system capital

1 building fund moneys. In addition, after an institution has matched and committed seventy-five
2 percent of the funding appropriated for the institution's tier I extraordinary repairs and subject to
3 state board of higher education approval and matching requirements under this chapter, each
4 institution may use its allocation of funds from the university system capital building fund for
5 extraordinary repairs and deferred maintenance projects, including bond payments for these
6 projects, for academic and student housing facilities that do not increase the overall square
7 footage of a building. The state board of higher education shall report biennially to the legislative
8 management and to the appropriations committees of the legislative assembly on the use of
9 funding in the university system capital building fund, the source of matching funds, and each
10 institution's five-year plan for capital construction spending.

11 **SECTION 3. APPROPRIATION - CAPITAL PROJECTS - ONE-TIME FUNDING.** The funds
12 provided in this section, or so much of the funds as may be necessary, are appropriated out of
13 any moneys in the general fund in the state treasury, not otherwise appropriated, and from other
14 funds derived from special funds and federal funds, to the state board of higher education and
15 to the entities and institutions under the supervision of the board for the purpose of defraying
16 the expenses of capital projects, for the period beginning with the effective date of this Act, and
17 ending June 30, 2027, as follows:

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total Funds</u>
18 University of North Dakota science, technology, 19 engineering, and math building	\$55,640,000	\$23,000,000	\$78,640,000
20 21 Mayville state university Old Main 22 renovation	34,924,814	1,600,000	36,524,814
23 Minot state university academic building	<u>8,132,000</u>	<u>400,000</u>	<u>8,532,000</u>
24 Total	\$98,696,814	\$25,000,000	\$123,696,814

25 The funding appropriated in this section is considered a one-time funding item. The state
26 board of higher education shall report to the appropriations committees of the seventieth
27 legislative assembly on the use of this one-time funding for the biennium beginning July 1,
28 2025, and ending June 30, 2027.

29 **SECTION 4. LEGISLATIVE INTENT - WEIGHTED CREDIT-HOURS - INSTRUCTIONAL**
30 **PROGRAM CLASSIFICATION FACTORS.** It is the intent of the sixty-ninth legislative assembly
31 that wind energy technology and law enforcement courses be transferred to the career and

- 1 technical education instructional program classification within the higher education funding
- 2 formula.

3 **SECTION 5. EMERGENCY.** Section 3 of this Act is declared to be an emergency measure.