

Sixty-eighth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1003

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 ~~five~~ a new section to chapter 6-09, four new sections to chapter 15-10, section 15-10-48.2, and
4 section 15-18.2-06.1 of the North Dakota Century Code, relating to an economic diversification
5 research fund, matching grants for agricultural research and extension, the Bismarck state
6 college polytechnic center, a report on higher education trends, ~~funding-of-severance-~~
7 ~~agreements, academic program approval,~~ disclosure of financial condition, and a minimum
8 amount payable; to amend and reenact sections 15-10-38.1, 15-10-38.2, 15-10-38.3,
9 subdivision c of subsection 1 of section 15-10-48, subdivision c of subsection 1 of section
10 15-10-49, subsection 2 of section 15-10-49, sections 15-10-57 and 15-10-63, subdivision k of
11 subsection 1 of section 15-18.2-02, subsection 1 of section 15-18.2-05, section 15-54.1-02,
12 subsection 1 of section 15-62.4-03, subdivision c of subsection 2 of section 54-07-12, and
13 section 54-44.1-11 of the North Dakota Century Code, relating to the skilled workforce student
14 loan repayment program, the skilled workforce scholarship program, matching grants for the
15 advancement of academics, the workforce development council, higher education capital
16 projects, state aid for institutions of higher education, the university system capital building fund,
17 student financial assistance grants, the digitization of documents relating to Theodore
18 Roosevelt, and the cancellation of unexpended appropriations; to repeal sections 15-10-48.1,
19 ~~15-10-53,~~ and 15-10-58 of the North Dakota Century Code, relating to matching grants for legal
20 education, ~~the definition of the advancement of academics,~~ and the workforce education
21 advisory council; to provide for a transfer; to provide for a ~~pilot program~~ legislative management
22 study; to provide loan authorization for the Mayville state university old main project; to provide
23 for a report; to provide an exemption; to provide legislative intent; and to declare an emergency.

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

1 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
2 as may be necessary, are appropriated out of any moneys in the general fund in the state
3 treasury, not otherwise appropriated, and from special funds derived from federal funds and
4 other income, to the state board of higher education and to the entities and institutions under
5 the supervision of the board for the purpose of defraying the expenses of the state board of
6 higher education and the entities and institutions under the control of the board, for the
7 ~~biennium beginning July 1, 2023~~period beginning with the effective date of this Act, and ending
8 June 30, 2025, as follows:

9 Subdivision 1.

10 ~~NORTH DAKOTA UNIVERSITY SYSTEM~~

	<u>Adjustments or</u>		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Capital assets – bond payments	\$13,385,264	(\$2,187,368)	\$11,197,896
Competitive research programs	5,685,750	0	5,685,750
System governance	8,605,570	2,703,085	11,308,655
Core technology services	62,962,817	7,863,991	70,826,808
Student financial assistance grants	23,917,306	12,000,000	35,917,306
Professional student exchange program	3,699,342	0	3,699,342
Academic and CTE scholarships	16,216,749	1,000,000	17,216,749
Scholars program	1,807,115	0	1,807,115
Native American scholarship	555,323	444,677	1,000,000
Tribally controlled community	1,000,000	1,000,000	2,000,000
— college grants			
Education incentive programs	260,000	0	260,000
Student mental health	284,400	0	284,400
Veterans' assistance grants	277,875	177,000	454,875
Shared campus services	800,000	0	800,000
Nursing education consortium	1,356,000	0	1,356,000
NASA EPSCoR	342,000	0	342,000
Education challenge fund	0	36,000,000	36,000,000
Workforce education grants	0	10,000,000	10,000,000

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1	Dual-credit tuition scholarship	1,500,000	0	1,500,000
2	Dakota digital academy	0	450,000	450,000
3	Support for single parents	0	4,500,000	4,500,000
4	Inflationary passthrough grants	0	20,100,000	20,100,000
5	Total all funds	\$142,655,511	\$94,051,385	\$236,706,896
6	Less estimated income	25,757,035	872,198	26,629,233
7	Total general fund	\$116,898,476	\$93,179,187	\$210,077,663
8	Full-time equivalent positions	158.83	4.00	162.83
9	Subdivision 2.			
10	BISMARCK STATE COLLEGE			
11			Adjustments or	
12		Base Level	Enhancements	Appropriation
13	Operations	\$100,571,387	\$6,815,663	\$107,387,050
14	Capital assets	1,922,561	31,500,000	33,422,561
15	Behavioral health initiative	0	204,000	204,000
16	Total all funds	\$102,493,948	\$38,519,663	\$141,013,611
17	Less estimated income	70,409,893	34,400,734	104,810,627
18	Total general fund	\$32,084,055	\$4,118,929	\$36,202,984
19	Full-time equivalent positions	332.90	2.43	335.33
20	Subdivision 3.			
21	LAKE REGION STATE COLLEGE			
22			Adjustments or	
23		Base Level	Enhancements	Appropriation
24	Operations	\$39,150,913	\$1,913,818	\$41,064,731
25	Capital assets	362,667	600,000	962,667
26	Behavioral health initiative	0	109,000	109,000
27	Total all funds	\$39,513,580	\$2,622,818	\$42,136,398
28	Less estimated income	25,271,428	1,655,128	26,926,556
29	Total general fund	\$14,242,152	\$967,690	\$15,209,842
30	Full-time equivalent positions	115.76	4.83	120.59
31	Subdivision 4.			

WILLISTON STATE COLLEGE			
	Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Operations	\$34,044,304	\$2,619,856	\$36,664,160
Capital assets	1,261,968	43,913,939	45,175,907
Behavioral health initiative	0	169,140	169,140
Total all funds	\$35,306,272	\$46,702,935	\$82,009,207
Less estimated income	24,019,535	44,830,555	68,850,090
Total general fund	\$11,286,737	\$1,872,380	\$13,159,117
Full-time equivalent positions	101.29	1.54	102.83
Subdivision 5:			
UNIVERSITY OF NORTH DAKOTA			
	Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Operations	\$902,173,330	\$52,555,093	\$954,728,423
Capital assets	4,411,566	190,000,000	194,411,566
National security initiative	0	45,000,000	45,000,000
Research network	0	3,201,100	3,201,100
Behavioral health initiative	0	660,000	660,000
Total all funds	\$906,584,896	\$291,416,193	\$1,198,001,089
Less estimated income	755,657,771	218,613,966	974,271,737
Total general fund	\$150,927,125	\$72,802,227	\$223,729,352
Full-time equivalent positions	2,059.98	0.58	2,060.56
Subdivision 6:			
NORTH DAKOTA STATE UNIVERSITY			
	Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Operations	\$756,049,321	\$40,359,558	\$796,408,879
Capital assets	7,799,104	107,000,000	114,799,104
Workforce education	0	4,800,000	4,800,000
Research network	0	3,201,100	3,201,100

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1	Behavioral health initiative	<u>0</u>	<u>1,100,000</u>	<u>1,100,000</u>
2	Total all funds	<u>\$763,848,425</u>	<u>\$156,460,658</u>	<u>\$920,309,083</u>
3	Less estimated income	<u>625,417,100</u>	<u>130,501,035</u>	<u>755,918,135</u>
4	Total general fund	<u>\$138,431,325</u>	<u>\$25,959,623</u>	<u>\$164,390,948</u>
5	Full-time equivalent positions	<u>1,829.43</u>	<u>38.07</u>	<u>1,867.50</u>

6 — Subdivision 7.

7 NORTH DAKOTA STATE COLLEGE OF SCIENCE

8			Adjustments or	
9		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
10	Operations	<u>\$95,547,465</u>	<u>\$4,650,059</u>	<u>\$100,197,524</u>
11	Capital assets	<u>1,012,379</u>	<u>19,975,000</u>	<u>20,987,379</u>
12	Behavioral health initiative	<u>0</u>	<u>186,750</u>	<u>186,750</u>
13	Total all funds	<u>\$96,559,844</u>	<u>\$24,811,809</u>	<u>\$121,371,653</u>
14	Less estimated income	<u>60,845,052</u>	<u>22,212,951</u>	<u>83,058,003</u>
15	Total general fund	<u>\$35,714,792</u>	<u>\$2,598,858</u>	<u>\$38,313,650</u>
16	Full-time equivalent positions	<u>311.61</u>	<u>2.34</u>	<u>313.95</u>

17 — Subdivision 8.

18 DICKINSON STATE UNIVERSITY

19			Adjustments or	
20		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
21	Operations	<u>\$50,826,060</u>	<u>\$4,755,696</u>	<u>\$55,581,756</u>
22	Capital assets	<u>409,078</u>	<u>18,000,000</u>	<u>18,409,078</u>
23	Behavioral health initiative	<u>0</u>	<u>327,000</u>	<u>327,000</u>
24	Total all funds	<u>\$51,235,138</u>	<u>\$23,082,696</u>	<u>\$74,317,834</u>
25	Less estimated income	<u>30,992,408</u>	<u>19,421,619</u>	<u>50,414,027</u>
26	Total general fund	<u>\$20,242,730</u>	<u>\$3,661,077</u>	<u>\$23,903,807</u>
27	Full-time equivalent positions	<u>175.50</u>	<u>2.50</u>	<u>178.00</u>

28 — Subdivision 9.

29 MAYVILLE STATE UNIVERSITY

30			Adjustments or	
31		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>

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1	Operations	\$50,603,276	\$4,577,144	\$55,180,420
2	Capital assets	358,992	0	358,992
3	Behavioral health initiative	0	308,734	308,734
4	Total all funds	\$50,962,268	\$4,885,878	\$55,848,146
5	Less estimated income	32,282,440	1,763,104	34,045,544
6	Total general fund	\$18,679,828	\$3,122,774	\$21,802,602
7	Full-time equivalent positions	230.35	(3.43)	226.92

8 — Subdivision 10:

9 MINOT STATE UNIVERSITY

10			Adjustments or	
11		Base Level	Enhancements	Appropriation
12	Operations	\$104,154,777	\$9,659,724	\$113,814,501
13	Capital assets	1,099,620	11,865,000	12,964,620
14	Behavioral health initiative	0	170,000	170,000
15	Total all funds	\$105,254,397	\$21,694,724	\$126,949,121
16	Less estimated income	64,047,767	15,504,561	79,552,328
17	Total general fund	\$41,206,630	\$6,190,163	\$47,396,793
18	Full-time equivalent positions	403.04	20.59	423.63

19 — Subdivision 11:

20 VALLEY CITY STATE UNIVERSITY

21			Adjustments or	
22		Base Level	Enhancements	Appropriation
23	Operations	\$50,083,400	\$4,626,767	\$54,710,167
24	Capital assets	455,823	35,500,000	35,955,823
25	Behavioral health initiative	0	236,000	236,000
26	Total all funds	\$50,539,223	\$40,362,767	\$90,901,990
27	Less estimated income	26,377,846	36,936,844	63,314,690
28	Total general fund	\$24,161,377	\$3,425,923	\$27,587,300
29	Full-time equivalent positions	202.77	9.17	211.94

30 — Subdivision 12:

31 DAKOTA COLLEGE AT BOTTINEAU

		Adjustments or		
	Base Level	Enhancements	Appropriation	
1				
2				
3	Operations	\$23,640,055	\$2,023,135	\$25,663,190
4	Capital assets	114,007	5,300,000	5,414,007
5	Behavioral health initiative	0	170,000	170,000
6	Total all funds	\$23,754,062	\$7,493,135	\$31,247,197
7	Less estimated income	14,216,200	5,839,622	20,055,822
8	Total general fund	\$9,537,862	\$1,653,513	\$11,191,375
9	Full-time equivalent positions	91.86	(7.86)	84.00
10	Subdivision 13:			
11	UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES			
12		Adjustments or		
13		Base Level	Enhancements	Appropriation
14	Operations	\$218,253,058	\$17,796,430	\$236,049,488
15	Healthcare workforce initiative	10,676,150	0	10,676,150
16	Total all funds	\$228,929,208	\$17,796,430	\$246,725,638
17	Less estimated income	160,806,249	5,782,718	166,588,967
18	Total general fund	\$68,122,959	\$12,013,712	\$80,136,671
19	Full-time equivalent positions	492.67	(3.84)	488.83
20	Subdivision 14:			
21	NORTH DAKOTA FOREST SERVICE			
22		Adjustments or		
23		Base Level	Enhancements	Appropriation
24	Operations	\$15,343,065	\$9,252,937	\$24,596,002
25	Capital assets	118,728	0	118,728
26	Total all funds	\$15,461,793	\$9,252,937	\$24,714,730
27	Less estimated income	10,669,315	8,469,894	19,139,209
28	Total general fund	\$4,792,478	\$783,043	\$5,575,521
29	Full-time equivalent positions	28.00	1.00	29.00
30	Subdivision 15:			
31	TOTAL -- SECTION 1			

1		Adjustments or		
2		Base Level	Enhancements	Appropriation
3	Grand total general fund	\$686,328,526	\$232,349,099	\$918,677,625
4	Grand total special funds	1,926,770,039	546,804,929	2,473,574,968
5	Grand total all funds	\$2,613,098,565	\$779,154,028	\$3,392,252,593

NORTH DAKOTA UNIVERSITY SYSTEM

7		<u>Adjustments or</u>		
8		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
9	Capital assets - bond payments	\$13,385,264	(\$2,187,368)	\$11,197,896
10	Competitive research programs	5,685,750	0	5,685,750
11	System governance	8,605,570	3,241,239	11,846,809
12	Core technology services	62,962,817	8,081,654	71,044,471
13	Student financial assistance grants	23,917,306	6,000,000	29,917,306
14	Professional student exchange program	3,699,342	0	3,699,342
15	Academic and CTE scholarships	16,216,749	1,000,000	17,216,749
16	Scholars program	1,807,115	0	1,807,115
17	Native American scholarship	555,323	444,677	1,000,000
18	Tribally controlled community	1,000,000	400,000	1,400,000
19	college grants			
20	Education incentive programs	260,000	0	260,000
21	Student mental health	284,400	0	284,400
22	Veterans' assistance grants	277,875	177,000	454,875
23	Shared campus services	800,000	0	800,000
24	Nursing education consortium	1,356,000	0	1,356,000
25	NASA EPSCoR	342,000	0	342,000
26	Education challenge fund	0	20,000,000	20,000,000
27	Dual-credit tuition scholarship	1,500,000	0	1,500,000
28	Dakota digital academy	0	450,000	450,000
29	Total all funds	\$142,655,511	\$37,607,202	\$180,262,713
30	Less estimated income	25,757,035	487,073	26,244,108

1	Total general fund	\$116,898,476	\$37,120,129	\$154,018,605
2	Full-time equivalent positions	158.83	4.00	162.83
3	<u>Subdivision 2.</u>			
4	<u>BISMARCK STATE COLLEGE</u>			
5			<u>Adjustments or</u>	
6		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	Operations	\$100,571,387	\$7,699,688	\$108,271,075
8	Capital assets	1,922,561	43,900,000	45,822,561
9	Total all funds	\$102,493,948	\$51,599,688	\$154,093,636
10	Less estimated income	70,409,893	37,369,688	107,779,581
11	Total general fund	\$32,084,055	\$14,230,000	\$46,314,055
12	Full-time equivalent positions	332.90	2.43	335.33
13	<u>Subdivision 3.</u>			
14	<u>LAKE REGION STATE COLLEGE</u>			
15			<u>Adjustments or</u>	
16		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
17	Operations	\$39,150,913	\$2,263,509	\$41,414,422
18	Capital assets	362,667	1,000,000	1,362,667
19	Total all funds	\$39,513,580	\$3,263,509	\$42,777,089
20	Less estimated income	25,271,428	2,257,339	27,528,767
21	Total general fund	\$14,242,152	\$1,006,170	\$15,248,322
22	Full-time equivalent positions	115.76	4.83	120.59
23	<u>Subdivision 4.</u>			
24	<u>WILLISTON STATE COLLEGE</u>			
25			<u>Adjustments or</u>	
26		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
27	Operations	\$34,044,304	\$2,929,048	\$36,973,352
28	Capital assets	1,261,968	43,913,939	45,175,907
29	Total all funds	\$35,306,272	\$46,842,987	\$82,149,259
30	Less estimated income	24,019,535	45,011,392	69,030,927

1	Total general fund	\$11,286,737	\$1,831,595	\$13,118,332
2	Full-time equivalent positions	101.29	1.54	102.83
3	<u>Subdivision 5.</u>			
4	<u>UNIVERSITY OF NORTH DAKOTA</u>			
5			<u>Adjustments or</u>	
6		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	Operations	\$902,173,330	\$60,080,851	\$962,254,181
8	Capital assets	4,411,566	127,500,000	131,911,566
9	National security initiative	0	9,000,000	9,000,000
10	Research network	0	2,500,000	2,500,000
11	Total all funds	\$906,584,896	\$199,080,851	\$1,105,665,747
12	Less estimated income	755,657,771	156,803,837	912,461,608
13	Total general fund	\$150,927,125	\$42,277,014	\$193,204,139
14	Full-time equivalent positions	2,059.98	0.58	2,060.56
15	<u>Subdivision 6.</u>			
16	<u>NORTH DAKOTA STATE UNIVERSITY</u>			
17			<u>Adjustments or</u>	
18		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
19	Operations	\$756,049,321	\$46,573,844	\$802,623,165
20	Capital assets	7,799,104	107,000,000	114,799,104
21	Minimum amount payable adjustment	0	4,800,000	4,800,000
22	Research network	0	2,500,000	2,500,000
23	Total all funds	\$763,848,425	\$160,873,844	\$924,722,269
24	Less estimated income	625,417,100	135,106,551	760,523,651
25	Total general fund	\$138,431,325	\$25,767,293	\$164,198,618
26	Full-time equivalent positions	1,829.43	38.07	1,867.50
27	<u>Subdivision 7.</u>			
28	<u>NORTH DAKOTA STATE COLLEGE OF SCIENCE</u>			
29			<u>Adjustments or</u>	
30		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
31	Operations	\$95,547,465	\$5,686,699	\$101,234,164

1	Capital assets	1,012,379	19,975,000	20,987,379
2	Minimum amount payable adjustment	0	1,005,347	1,005,347
3	Total all funds	\$96,559,844	\$26,667,046	\$123,226,890
4	Less estimated income	60,845,052	22,614,567	83,459,619
5	Total general fund	\$35,714,792	\$4,052,479	\$39,767,271
6	Full-time equivalent positions	311.61	2.34	313.95

7 Subdivision 8.

8 DICKINSON STATE UNIVERSITY

9		Adjustments or		
10		Base Level	Enhancements	Appropriation
11	Operations	\$50,826,060	\$5,244,442	\$56,070,502
12	Capital assets	409,078	20,600,000	21,009,078
13	Total all funds	\$51,235,138	\$25,844,442	\$77,079,580
14	Less estimated income	30,992,408	20,685,562	51,677,970
15	Total general fund	\$20,242,730	\$5,158,880	\$25,401,610
16	Full-time equivalent positions	175.50	2.50	178.00

17 Subdivision 9.

18 MAYVILLE STATE UNIVERSITY

19		Adjustments or		
20		Base Level	Enhancements	Appropriation
21	Operations	\$50,603,276	\$6,818,561	\$57,421,837
22	Capital assets	358,992	17,330,087	17,689,079
23	Total all funds	\$50,962,268	\$24,148,648	\$75,110,916
24	Less estimated income	32,282,440	19,379,666	51,662,106
25	Total general fund	\$18,679,828	\$4,768,982	\$23,448,810
26	Full-time equivalent positions	230.35	(3.43)	226.92

27 Subdivision 10.

28 MINOT STATE UNIVERSITY

29		Adjustments or		
30		Base Level	Enhancements	Appropriation
31	Operations	\$104,154,777	\$10,794,119	\$114,948,896

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1	Capital assets	1,099,620	7,865,000	8,964,620
2	Total all funds	\$105,254,397	\$18,659,119	\$123,913,516
3	Less estimated income	64,047,767	10,588,652	74,636,419
4	Total general fund	\$41,206,630	\$8,070,467	\$49,277,097
5	Full-time equivalent positions	403.04	20.59	423.63
6	<u>Subdivision 11.</u>			
7	<u>VALLEY CITY STATE UNIVERSITY</u>			
8			<u>Adjustments or</u>	
9		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
10	Operations	\$50,083,400	\$5,135,290	\$55,218,690
11	Capital assets	455,823	35,500,000	35,955,823
12	Total all funds	\$50,539,223	\$40,635,290	\$91,174,513
13	Less estimated income	26,377,846	37,184,575	63,562,421
14	Total general fund	\$24,161,377	\$3,450,715	\$27,612,092
15	Full-time equivalent positions	202.77	9.17	211.94
16	<u>Subdivision 12.</u>			
17	<u>DAKOTA COLLEGE AT BOTTINEAU</u>			
18			<u>Adjustments or</u>	
19		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
20	Operations	\$23,640,055	\$2,227,163	\$25,867,218
21	Capital assets	114,007	5,300,000	5,414,007
22	Total all funds	\$23,754,062	\$7,527,163	\$31,281,225
23	Less estimated income	14,216,200	5,934,747	20,150,947
24	Total general fund	\$9,537,862	\$1,592,416	\$11,130,278
25	Full-time equivalent positions	91.86	(7.86)	84.00
26	<u>Subdivision 13.</u>			
27	<u>UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES</u>			
28			<u>Adjustments or</u>	
29		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
30	Operations	\$218,253,058	\$19,850,819	\$238,103,877
31	Healthcare workforce initiative	10,676,150	0	10,676,150

1	Total all funds	\$228,929,208	\$19,850,819	\$248,780,027
2	Less estimated income	160,806,249	7,107,862	167,914,111
3	Total general fund	\$68,122,959	\$12,742,957	\$80,865,916
4	Full-time equivalent positions	492.67	(3.84)	488.83

Subdivision 14.

NORTH DAKOTA FOREST SERVICE

		Adjustments or		
	Base Level	Enhancements	Appropriation	
9	Operations	\$15,343,065	\$9,318,100	\$24,661,165
10	Capital assets	118,728	0	118,728
11	Total all funds	\$15,461,793	\$9,318,100	\$24,779,893
12	Less estimated income	10,669,315	8,471,957	19,141,272
13	Total general fund	\$4,792,478	\$846,143	\$5,638,621
14	Full-time equivalent positions	28.00	1.00	29.00

Subdivision 15.

TOTAL - SECTION 1

		Adjustments or		
	Base Level	Enhancements	Appropriation	
19	Grand total general fund	\$686,328,526	\$162,915,240	\$849,243,766
20	Grand total special funds	1,926,770,039	509,003,468	2,435,773,507
21	Grand total all funds	\$2,613,098,565	\$671,918,708	\$3,285,017,273

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

SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 biennium one-time funding items included in the appropriation in section 1 of this Act:

	One-Time Funding Description	2021-23	2023-25
27	Capital projects – strategic investment and improvements	\$0	\$293,290,000
28	—fund		
29	Capital projects – other funds	4,363,000	170,363,939
30	University of North Dakota national security initiative	0	45,000,000
31	North Dakota state university workforce education	0	4,800,000

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1	<u>Capital projects - strategic investment and improvements</u>	\$0	\$209,976,971
2	<u> fund</u>		
3	<u>Capital project inflation - general fund</u>	0	18,160,000
4	<u>Capital projects - other funds</u>	4,363,000	201,747,055
5	<u>University of North Dakota national security initiative</u>	0	9,000,000
6	<u>North Dakota state university additional minimum amount</u>	0	4,800,000
7	<u> payable adjustment</u>		
8	<u>North Dakota state college of science additional minimum</u>	0	1,005,347
9	<u> amount payable adjustment</u>		
10	<u>Mayville state university discretionary funding</u>	0	1,750,000
11	Bismarck state college polytechnic building and transition	38,000,000	0
12	University of North Dakota space command initiative	4,000,000	0
13	University of North Dakota airport apron	5,000,000	0
14	University of North Dakota Merrifield hall	50,000,000	0
15	University of North Dakota space education and research	10,000,000	0
16	North Dakota state university settlement agreement	125,000	0
17	North Dakota state university high-performance computing	1,600,000	0
18	North Dakota state university agricultural products	50,000,000	0
19	development center		
20	Dickinson state university Pulver hall and other projects	4,000,000	0
21	Mayville state university natural gas boiler project	1,600,000	0
22	Minot state university Hartnett hall	25,000,000	0
23	Valley City state university land purchase	309,000	0
24	Hyperbaric oxygen therapy	2,104,121	0
25	Math pathways	150,000	0
26	Higher education challenge grants	11,150,000	36,000,000
27	Dakota digital academy	475,000	450,000
28	Support for single parents	0	4,500,000
29	Workforce education grants	0	10,000,000
30	Behavioral health initiative	0	3,640,624
31	Financial aid software	0	1,554,354

1	Passthrough grants	0	20,100,000
2	Total all funds	\$207,876,121	\$589,698,917
3	Total other funds	190,851,121	463,653,939
4	Total general fund	\$17,025,000	\$126,044,978
5	Higher education challenge grants	11,150,000	20,000,000
6	Dakota digital academy	475,000	450,000
7	Financial aid software	0	1,669,354
8	Total all funds	\$207,876,121	\$468,558,727
9	Total other funds	190,851,121	411,724,026
10	Total general fund	\$17,025,000	\$56,834,701

11 The 2023-25 one-time funding amounts are not a part of the entity's base budget for the
 12 2025-27 biennium. The state board of higher education shall report to the appropriations
 13 committees of the sixty-ninth legislative assembly on the use of this one-time funding for the
 14 biennium beginning July 1, 2023, and ending June 30, 2025.

15 **SECTION 3. ADDITIONAL FEDERAL, PRIVATE, AND OTHER FUNDS -**
 16 **APPROPRIATION - EXEMPTION.** All funds, in addition to those appropriated in section 1 of
 17 this Act, from federal, private, and other sources for competitive grants or other funds that the
 18 legislative assembly has not indicated the intent to reject, including tuition revenue, received by
 19 the state board of higher education and the institutions and entities under the control of the
 20 state board of higher education, are appropriated to the board and those institutions and
 21 entities, for the biennium beginning July 1, 2023, and ending June 30, 2025. All additional funds
 22 received under the North Dakota-Minnesota reciprocity agreement during the biennium
 23 beginning July 1, 2023, and ending June 30, 2025, are appropriated to the state board of higher
 24 education for reimbursement to institutions under the control of the board. Notwithstanding
 25 section 48-01.2-25, an institution receiving funds for capital projects in excess of the amounts
 26 appropriated in ~~sections 1 and 4~~ section 1 of this Act may spend those funds for the capital
 27 project.

28 ~~**SECTION 4. APPROPRIATION - STRATEGIC INVESTMENT AND IMPROVEMENTS**~~
 29 ~~**FUND - MAYVILLE STATE UNIVERSITY - OLD MAIN RENOVATION - ONE-TIME FUNDING.**~~
 30 ~~There is appropriated out of any moneys in the strategic investment and improvements fund in~~
 31 ~~the state treasury, not otherwise appropriated, the sum of \$49,970,100, or so much of the sum~~

~~as may be necessary, to Mayville state university for the purpose of renovating old main, for the biennium beginning July 1, 2023, and ending June 30, 2025. This funding is considered a one-time funding item.~~

SECTION 4. USE OF EXTRAORDINARY REPAIRS FUNDING - MATCHING FUNDS. The capital assets line items in subdivisions 2 through 12 of section 1 of this Act include funding from the general fund for institution extraordinary repairs. An institution, excluding the university of North Dakota and North Dakota state university, shall provide one dollar of matching funds from operations or other sources for each one dollar of extraordinary repairs funding used for a 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. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The grand total special funds line item in subdivision 15 of section 1 of this Act includes ~~\$293,290,000~~ \$209,976,971 from the strategic investment and improvements fund for capital projects as follows:

Bismarek state college multipurpose academic and athletic center	\$29,900,000
Williston state college medical healthcare building	34,750,000
University of North Dakota science, engineering, and national security corridor	57,400,000
University of North Dakota science, technology, engineering, and math building	52,000,000
North Dakota state university center for engineering and computational sciences	59,000,000
North Dakota state college of science agriculture, automation, and autonomous	18,975,000
—systems	
Dickinson state university agriculture and technical education building	17,100,000
Minot state university Dakota hall demolition	765,000
Minot state university academic building	7,600,000
Valley City state university McCarthy hall renovation	11,500,000
Dakota college at Bottineau old main renovation	4,300,000
Total strategic investment and improvements fund	\$293,290,000
<u>Williston state college medical healthcare building</u>	<u>\$27,962,053</u>
<u>University of North Dakota science, engineering, and national security corridor</u>	<u>57,400,000</u>
<u>North Dakota state university center for engineering and computational sciences</u>	<u>59,000,000</u>

1	<u>North Dakota state college of science agriculture, automation, and autonomous</u>	<u>18,975,000</u>
2	<u>systems</u>	
3	<u>Dickinson state university agriculture and technical education building</u>	<u>17,100,000</u>
4	<u>Mayville state university old main renovation</u>	<u>15,000,000</u>
5	<u>Minot state university Dakota hall demolition</u>	<u>765,000</u>
6	<u>Valley City state university McCarthy hall renovation</u>	<u>10,474,918</u>
7	<u>Dakota college at Bottineau old main renovation</u>	<u>3,300,000</u>
8	<u>Total strategic investment and improvements fund</u>	<u>\$209,976,971</u>

9 ~~— SECTION 7. NORTH DAKOTA STATE UNIVERSITY – WORKFORCE EDUCATION –~~

10 ~~REPORT. The appropriation in subdivision 6 of section 1 of this Act includes \$4,800,000 from~~
11 ~~the general fund for North Dakota state university for the purpose of creating or expanding~~
12 ~~programs and enrollment initiatives, as identified by the North Dakota state university president,~~
13 ~~to address the workforce needs of the state, for the biennium beginning July 1, 2023, and~~
14 ~~ending June 30, 2025. This funding may only be used to create or expand programs and~~
15 ~~initiatives and may not be used for programs that have been closed or reduced by North Dakota~~
16 ~~state university since July 1, 2021. North Dakota state university shall report to the legislative~~
17 ~~management during the 2023-24 interim on the use of the funding identified in this section.~~

18 ~~— SECTION 8. STUDENT SUPPORT FOR SINGLE MOTHERS – PILOT PROGRAM –~~

19 ~~REPORT.~~

20 ~~— 1. — The appropriation in subdivision 1 of section 1 of this Act includes the sum of~~
21 ~~\$4,500,000 from the general fund for the purpose of supporting single mothers, for the~~
22 ~~biennium beginning July 1, 2023, and ending June 30, 2025.~~

23 ~~— 2. — The state board of higher education may provide up to \$250,000 to each institution~~
24 ~~under its control, each tribally controlled community college in this state, the university~~
25 ~~of Jamestown, and the university of Mary, to provide support to students who are~~
26 ~~pregnant or single mothers with a child or children under four years of age.~~

27 ~~— 3. — An eligible institution in subsection 2 must submit an application to the state board of~~
28 ~~higher education in order to receive funding under this section. The application must~~
29 ~~include the institution's plan identifying how the funding would benefit students~~
30 ~~enrolled at the institution, the estimated number of students impacted, and the~~
31 ~~estimated cost.~~

- 1 ~~4. A student enrolled at an eligible institution in subsection 2 is eligible for support under~~
2 ~~this section if the student is residing in this state and is:~~
- 3 ~~a. An unmarried pregnant individual who is experiencing an unintended pregnancy;~~
4 ~~b. An unmarried mother who experienced an unintended birth while attending the~~
5 ~~institution; or~~
6 ~~c. An unmarried mother with a child or children under four years of age.~~
- 7 ~~5. Funding awarded under this section may be used for on-campus room and board and~~
8 ~~the costs of providing on-campus day care for the children of students eligible~~
9 ~~pursuant to subsection 4.~~
- 10 ~~6. If any available dollars have not been granted to an institution by the board before~~
11 ~~December 31, 2024, the board may allow institutions in subsection 2 to submit~~
12 ~~applications for any unused funding for the purposes of this section.~~
- 13 ~~7. The state board of higher education may adopt policies and procedures as necessary~~
14 ~~to enact this section.~~
- 15 ~~8. The state board of higher education shall report to the legislative management during~~
16 ~~the 2023-24 interim and to the appropriations committees of the sixty-ninth legislative assembly~~
17 ~~regarding the results of this program, including the number of students assisted at each~~
18 ~~institution.~~

19 **SECTION 6. TRANSFER - NORTH DAKOTA UNIVERSITY SYSTEM OFFICE - NORTH**
20 **DAKOTA STATE UNIVERSITY.** Of the funding appropriated in subdivision 1 of section 1 of
21 chapter 31 of the 2021 Session Laws for the biennium beginning July 1, 2021, and ending
22 June 30, 2023, that is continued pursuant to section 54-44.1-11, the state board of higher
23 education shall transfer \$367,000 to the operations line item in subdivision 6 of section 1 of this
24 Act by August 1, 2023. The North Dakota university system office may not assess institutions
25 under the control of the state board of higher education to recover the cost of this transfer.

26 **SECTION 7. TRANSFER - BANK OF NORTH DAKOTA PROFITS - STATE BOARD OF**
27 **HIGHER EDUCATION SCHOLARSHIPS.** The industrial commission shall transfer to the North
28 Dakota university system office a total of \$1,500,000 from the current earnings and
29 accumulated undivided profits of the Bank of North Dakota during the biennium beginning
30 July 1, 2023, and ending June 30, 2025, as requested by the commissioner of higher education.

1 The estimated income line item in subdivision 1 of section 1 includes \$1,500,000 for the North
2 Dakota university system office for dual-credit tuition scholarships.

3 **SECTION 8. TRANSFER - BANK OF NORTH DAKOTA PROFITS - SKILLED**

4 **WORKFORCE STUDENT LOAN REPAYMENT PROGRAM FUND.** The industrial commission
5 shall transfer the sum of ~~\$7,500,000~~\$3,400,000 from the current earnings and accumulated
6 undivided profits of the Bank of North Dakota to the skilled workforce student loan repayment
7 program fund during the biennium beginning July 1, 2023, and ending June 30, 2025.

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

9 **WORKFORCE SCHOLARSHIP FUND.** The industrial commission shall transfer the sum of
10 ~~\$7,500,000~~\$3,400,000 from the current earnings and accumulated undivided profits of the Bank
11 of North Dakota to the skilled workforce scholarship fund during the biennium beginning July 1,
12 2023, and ending June 30, 2025.

13 **SECTION 10. APPROPRIATION - BANK OF NORTH DAKOTA - TRANSFER -**

14 **STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ECONOMIC DIVERSIFICATION**

15 **RESEARCH FUND.** The office of management and budget shall transfer \$5,500,000 from the
16 strategic investment and improvements fund to the economic diversification research fund, the
17 sum of which is appropriated to the Bank of North Dakota for the purpose of providing grants to
18 institutions under the control of the state board of higher education, for the biennium beginning
19 July 1, 2023, and ending June 30, 2025, as requested by the commissioner of higher education.

20 **SECTION 11. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND -**

21 **UNIVERSITY SYSTEM CAPITAL BUILDING FUND.** The office of management and budget
22 shall transfer ~~\$29,000,000~~\$24,000,000 from the strategic investment and improvements fund to
23 the university system capital building fund during the ~~biennium beginning July 1, 2023~~period
24 beginning with the effective date of this Act, and ending June 30, 2025, as requested by the
25 commissioner of higher education. Funding transferred pursuant to this section is to be
26 allocated to each institution as follows:

	<u>Tier II</u>	<u>Tier III</u>	<u>Total</u>
28 Bismarek state college	\$851,386	\$500,000	\$1,351,386
29 Lake Region state college	354,750	500,000	854,750
30 Williston state college	275,894	500,000	775,894
31 University of North Dakota	8,723,602	2,250,000	10,973,602

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1	North Dakota state university	5,799,192	2,250,000	8,049,192
2	North Dakota state college of science	1,001,390	500,000	1,501,390
3	Dickinson state university	537,724	500,000	1,037,724
4	Mayville state university	480,058	500,000	980,058
5	Minot state university	1,145,602	500,000	1,645,602
6	Valley City state university	618,274	500,000	1,118,274
7	Dakota college at Bottineau	212,128	500,000	712,128
8	Total	\$20,000,000	\$9,000,000	\$29,000,000
9	<u>Bismarck state college</u>	<u>\$638,540</u>	<u>\$500,000</u>	<u>\$1,138,540</u>
10	<u>Lake Region state college</u>	<u>266,062</u>	<u>500,000</u>	<u>766,062</u>
11	<u>Williston state college</u>	<u>206,920</u>	<u>500,000</u>	<u>706,920</u>
12	<u>University of North Dakota</u>	<u>6,542,702</u>	<u>2,250,000</u>	<u>8,792,702</u>
13	<u>North Dakota state university</u>	<u>4,349,394</u>	<u>2,250,000</u>	<u>6,599,394</u>
14	<u>North Dakota state college of science</u>	<u>751,042</u>	<u>500,000</u>	<u>1,251,042</u>
15	<u>Dickinson state university</u>	<u>403,293</u>	<u>500,000</u>	<u>903,293</u>
16	<u>Mayville state university</u>	<u>360,044</u>	<u>500,000</u>	<u>860,044</u>
17	<u>Minot state university</u>	<u>859,202</u>	<u>500,000</u>	<u>1,359,202</u>
18	<u>Valley City state university</u>	<u>463,705</u>	<u>500,000</u>	<u>963,705</u>
19	<u>Dakota college at Bottineau</u>	<u>159,096</u>	<u>500,000</u>	<u>659,096</u>
20	<u>Total</u>	<u>\$15,000,000</u>	<u>\$9,000,000</u>	<u>\$24,000,000</u>

21 **SECTION 12. CAPITAL BUILDING FUNDS - USES.** The institutions listed may use funding
 22 from the respective institution's university system capital building fund allocation for the
 23 following projects authorized by the sixty-eighth legislative assembly:

24	Bismarck state college multipurpose academic and athletic center	\$31,500,000
25	Lake region state college wind turbine gearbox replacement	600,000
26	<u>Bismarck state college polytechnic project inflation</u>	<u>\$12,400,000</u>
27	<u>Lake region state college wind turbine gearbox replacement and parking lot</u>	<u>1,000,000</u>
28	<u>repairs</u>	
29	Williston state college medical healthcare building	36,600,000
30	University of North Dakota science, engineering, and national security corridor	82,000,000
31	University of North Dakota science, technology, engineering, and math building	75,000,000

1	<u>University of North Dakota Merrifield hall and Twamley hall project inflation</u>	<u>12,500,000</u>
2	North Dakota state university center for engineering and computational sciences	84,000,000
3	North Dakota state college of science agriculture, automation, and autonomous	19,975,000
4	systems	
5	Dickinson state university agriculture and technical education building	18,000,000
6	Minot state university academic building	8,000,000
7	<u>Dickinson state university generator and project inflation</u>	<u>2,600,000</u>
8	<u>Mayville state university old main renovation</u>	<u>49,970,100</u>
9	<u>Minot state university Hartnett hall project inflation</u>	<u>4,000,000</u>
10	Valley City state university McCarthy hall renovation	13,500,000
11	Dakota college at Bottineau old main renovation	5,300,000
12	Total	\$374,475,000
13	<u>Dakota college at Bottineau old main renovation</u>	<u>5,300,000</u>
14	<u>Total</u>	<u>\$341,845,100</u>

SECTION 13. MAYVILLE STATE UNIVERSITY - OLD MAIN PROJECT - LOAN

AUTHORIZATION. The legislative assembly authorizes the Mayville state university old main renovation project to be funded in two phases as provided under this section. The capital assets line item in subdivision 9 of section 1 of this Act includes the sum of \$17,330,087, or so much of the sum as may be necessary, for phase 1 of the project. During the biennium beginning July 1, 2023, and ending June 30, 2025, and continuing into the biennium beginning July 1, 2025, and ending June 30, 2027, the state board of higher education may borrow the sum of \$34,924,814, or so much of the sum as may be necessary, from the Bank of North Dakota for completion of phase 2 of the Mayville state university old main renovation project. The state board of higher education shall seek funding from the sixty-ninth legislative assembly to repay the loan authorized under this section.

SECTION 14. CAMPUS CAPITAL PROJECTS - PROJECT REQUESTS - LEGISLATIVE INTENT.

- ~~1. The state board of higher education may not include requests for any state funds for capital projects in its budget request submitted to the sixty-ninth legislative assembly. The state board of higher education may request other funds appropriation authority from the sixty-ninth legislative assembly for projects funded from local funds, gifts,~~

1 grants, donations, the institution's allocation in the university system capital building-
2 fund, or revenue bonds.

3 ~~2.~~ It is the intent of the sixty-eighth legislative assembly that this Act includes all capital
4 projects to be appropriated funding from the state, excluding projects that receive
5 funding solely from local funds, gifts, grants, donations, the institution's allocation in
6 the university system capital building fund, or revenue bonds, during the period
7 beginning July 1, 2023, and ending June 30, 2027.

8 ~~3.~~ An institution must have ~~possession of~~ pledged local matching funds allocated to a
9 project prior to expending any funding from the strategic investment and
10 improvements fund for the project.

11 4.2. If an institution is unable to provide the appropriated amount of matching funds for a
12 capital project provided for in this Act, the institution may only spend a proportional
13 amount of funding from the strategic investment and improvements fund for the
14 project. If an institution is unable to provide necessary matching funds by June 30,
15 2027, to complete the project in whole or in part, the appropriation from the strategic
16 investment and improvements fund must be canceled.

17 5.3. ~~Any~~ It is the intent of the sixty-eighth legislative assembly that any inflationary or other
18 costs associated with previously approved projects must be paid from the institution's
19 local funds or the institution's allocation in the university system capital building fund.

20 **SECTION 15. CAMPUS CAPITAL PROJECTS - PROJECT MANAGEMENT.** During the
21 biennium beginning July 1, 2023, and ending June 30, 2025, each capital project authorized by
22 the state board of higher education must have adequate project management oversight by
23 either an institution official or a representative of an external entity. An institution may seek
24 assistance from the university system office for project management oversight of a capital
25 project.

26 ~~**SECTION 17. UNIVERSITY OF NORTH DAKOTA-- SCHOOL OF MEDICINE AND**~~
27 ~~**HEALTH SCIENCES-- OPERATIONS.**~~ The operations line items in subdivision 5 and 13 of
28 section 1 of this Act include a funding allocation from the higher education per student credit-
29 hour funding formula attributable to inflation during the biennium beginning July 1, 2023, and
30 ending June 30, 2025. Based on the recommendation of the commissioner of higher education
31 a portion of the allocation may be transferred by the state board of higher education between-

~~the university of North Dakota school of medicine and health sciences and the university of
North Dakota.~~

SECTION 16. A new section to chapter 6-09 of the North Dakota Century Code is created and enacted as follows:

Economic diversification research fund - Report to legislative management.

1. There is created in the state treasury the economic diversification research fund. The fund consists of all moneys deposited in or transferred to the fund pursuant to legislative action. Moneys in the fund may be spent by the Bank of North Dakota pursuant to legislative appropriations to provide grants to institutions under the control of the state board of higher education for economic diversification research.

2. In consultation with representatives of North Dakota state university and the university of North Dakota, the Bank, in consultation with the state board of higher education, shall award grants to institutions under the control of the state board of higher education. The sum of five million dollars must be awarded to North Dakota state university and the university of North Dakota with equal amounts awarded to each institution. The remaining funding must be awarded to the other institutions under the control of the state board of higher education, as determined by the board. The state board of higher education may not award more than fifty percent of the available funding during the first year of the biennium. The Bank of North Dakota shall distribute the grant funding as awarded by the state board of higher education.

3. The state board of higher education shall develop guidelines for the economic diversification research grants. The purpose of the grants is to stimulate economic activity across the state through innovation of new technology, concepts, and products; to promote job creation and career and wage growth; to enhance health care outcomes; to address loss of revenue and jobs in communities with economies that depend primarily on the fossil fuel industry; and to provide experiential learning opportunities for students. Research projects may be initiated by an institution under the control of the state board of higher education or by the private sector. The guidelines must include consideration for research projects with matching funds and provisions for grant oversight by an internal advisory committee and an external advisory committee.

1 4. The state board of higher education shall develop reporting requirements for the
2 institutions under the control of the board. The reporting requirements must include
3 criteria for assessing performance outcomes related to the grants. The state board of
4 higher education shall compile the reports and submit a comprehensive report
5 annually to the legislative management. The comprehensive report must include
6 information on how the research efforts by each institution align with the state's
7 priorities, how the institutions collaborate when appropriate, and how the outcomes of
8 the research meet established performance expectations.

9 **SECTION 17.** A new section to chapter 15-10 of the North Dakota Century Code is created
10 and enacted as follows:

11 **State commissioner of higher education - Higher education trends - Report to ~~budget-~~**
12 **sectionlegislative management.**

13 The state commissioner of higher education shall provide an annual report to the ~~budget-~~
14 sectionlegislative management regarding trends in higher education, including state and
15 regional student enrollment, North Dakota university system institution reserves, state and
16 regional tuition rates, state and regional student financial assistance, and the North Dakota
17 university system's response to the trends and changes, including new or expanded educational
18 programs, closed programs, and future budget requests.

19 ~~— **SECTION 17.** A new section to chapter 15-10 of the North Dakota Century Code is created~~
20 ~~and enacted as follows:~~

21 ~~— **Severance agreements - Funding - Emergency commission and budget section**~~
22 ~~**approval.**~~

23 ~~— The cost of any severance agreement approved by the state board of higher education~~
24 ~~must be paid from the North Dakota university system office budget. The North Dakota~~
25 ~~university system office may not assess institutions under the control of the state board of~~
26 ~~higher education to recover the cost of any severance agreement. Emergency commission and~~
27 ~~budget section approval is required before the board may expend any funds pursuant to this~~
28 ~~section. When considering the request, the budget section shall consider the amount obligated~~
29 ~~to the individual named in the severance agreement pursuant to the individual's employment~~
30 ~~contract with the board or institution under the control of the board, the cost of the severance~~
31 ~~agreement, and the justification for the severance agreement provided by the board.~~

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

3 ~~— **Academic program approval.**~~

4 ~~— The state board of higher education shall approve or deny a request from an institution~~
5 ~~under its control for a new or expanded academic program within thirty days of the institution~~
6 ~~submitting its request for the program to the commissioner of higher education.~~

7 **SECTION 18.** A new section to chapter 15-10 of the North Dakota Century Code is created
8 and enacted as follows:

9 **Disclosure of financial condition.**

10 The state board of higher education shall provide a disclosure of the financial condition of
11 an institution to the qualified applicants designated as finalists pursuant to section 44-04-18.27
12 for the position of president of an institution. The disclosure of financial condition must identify
13 the institution's reserves, recent audit findings, anticipated future funding changes pursuant to
14 chapter 15-18.2, and the institution's composite financial index ratio. The state board of higher
15 education may require the qualified applicants to sign a nondisclosure agreement prior to
16 receiving the disclosure of financial condition.

17 **SECTION 19.** A new section to chapter 15-10 of the North Dakota Century Code is created
18 and enacted as follows:

19 **Campus policies and procedures.**

20 The president of an institution under the control of the state board of higher education may
21 adopt policies, procedures, and directives for the institution, with input but no authoritative
22 control from faculty and others through shared governance. The commissioner of higher
23 education and the state board of higher education may overturn or amend the president's
24 policies, procedures, and directives.

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

27 **Larry C. Skogen polytechnic institute.**

28 The polytechnic center constructed on the campus of Bismarck state college is officially
29 named the Larry C. Skogen polytechnic institute.

30 **SECTION 21. AMENDMENT.** Section 15-10-38.1 of the North Dakota Century Code is
31 amended and reenacted as follows:

1 **15-10-38.1. Skilled workforce student loan repayment program - Skilled workforce**
2 **student loan repayment program fund - Continuing appropriation - Report. (~~Repealed~~**
3 **~~effective July 1, 2023~~)**

- 4 1. There is created in the state treasury the skilled workforce student loan repayment
5 program fund. The fund consists of moneys transferred into the fund by the legislative
6 assembly, matching funds received, and loan repayments. Moneys in the fund are
7 appropriated to the state board of higher education on a continuing basis for the
8 purpose of distributing student loan repayment grants directly to the Bank of North
9 Dakota or other participating lender to repay outstanding student loan principal
10 balances for eligible applicants. The state board of higher education may transfer
11 money between this fund and the skilled workforce scholarship fund established in
12 section 15-10-38.2.
- 13 2. The state board of higher education shall adopt policies and procedures to develop,
14 implement, promote, and administer a skilled workforce student loan repayment
15 program in cooperation with the Bank of North Dakota and the North Dakota workforce
16 development council with the intent of attracting and retaining individuals for
17 professional or technical skills in high demand in this state.
- 18 3. The North Dakota workforce development council in cooperation with job service North
19 Dakota shall use available labor market information to determine annually the eligible
20 high-demand professional and technical skills and emerging occupations in this state.
- 21 4. Graduates of degree or certificate programs from institutions or entities in any state
22 may apply for the skilled workforce student loan repayment program. To be eligible to
23 receive student loan repayment grants under the program, the applicant:
- 24 a. Must have successfully completed an educational program from an institution of
25 higher education;
- 26 b. Must have a student loan with the Bank of North Dakota or other participating
27 lender;
- 28 c. Following completion of an educational program, must reside and work in this
29 state in an eligible high-demand or emerging occupation; and
- 30 d. Must have met and shall continue to meet any requirements established in
31 applicable state board of higher education procedures.

- 1 5. The state board of higher education shall adopt procedures to ensure compliance with
2 residency and occupation requirements after completion of the educational program.
- 3 6. The state board of higher education shall distribute student loan repayment grants
4 from the skilled workforce student loan repayment program fund directly to the Bank of
5 North Dakota or other participating lender to repay outstanding student loan principal
6 balances for eligible applicants. The maximum annual student loan repayment grant
7 amount for which an applicant may qualify is five thousand six hundred sixty-seven
8 dollars, or one-third of the applicant's outstanding student loan principal balance upon
9 initial application for the program, whichever is less. The maximum total student loan
10 repayment grant amount for which any applicant may qualify is seventeen thousand
11 dollars.
- 12 7. If an individual is receiving loan forgiveness under any other state program, the
13 individual may not receive a student loan repayment grant under this section during
14 the same application year. ~~An individual who received a skilled workforce scholarship
15 under section 15-10-38.2 is not eligible for loan forgiveness under this section.~~
- 16 8. An individual may receive a combined total of no more than seventeen thousand
17 dollars under this section and the skilled workforce scholarship program under section
18 15-10-38.2.
- 19 9. ~~The skilled workforce student loan repayment program must be a joint public and
20 private effort.~~ The state board of higher education shall provide one dollar of funding
21 for each one dollar of funding funds raised from the private sector or other public
22 sources. Any matching funds received must be deposited in the skilled workforce
23 student loan repayment program fund.
- 24 10. The state board of higher education shall provide a biennial program report to the
25 legislative management by September first of each even-numbered year. The report
26 must include information regarding:
- 27 a. The eligible high-demand professional and technical skills and emerging
28 occupations;
- 29 b. The number of applicants, eligible applicants, and applicants receiving awards;
- 30 c. The amount of ~~private funding~~ matching funds raised; and
- 31 d. The average and total amounts awarded under the program.

1 **SECTION 22. AMENDMENT.** Section 15-10-38.2 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 **15-10-38.2. Skilled workforce scholarship program - Skilled workforce scholarship**
4 **fund - Continuing appropriation - Report. (~~Repealed effective July 1, 2023~~)**

5 1. There is created in the state treasury the skilled workforce scholarship fund. The fund
6 consists of moneys transferred into the fund by the legislative assembly, matching
7 funds received, and scholarship repayments. Moneys in the fund are appropriated to
8 the state board of higher education on a continuing basis for the purpose of providing
9 grants to institutions of higher education related to skilled workforce scholarships.

10 Institutions of higher education include institutions under the control of the state board
11 of higher education, North Dakota nonpublic accredited institutions of higher
12 education, tribally controlled community colleges, state-approved educator training
13 programs, and North Dakota institutions approved to operate by the North Dakota
14 board of career and technical education. The state board of higher education may
15 transfer money between this fund and the skilled workforce student loan repayment
16 program fund established in section 15-10-38.1.

17 2. The state board of higher education shall adopt policies and procedures to develop,
18 implement, promote, and administer a skilled workforce scholarship program in
19 cooperation with the Bank of North Dakota and the North Dakota workforce
20 development council with the intent of attracting and retaining individuals for
21 professional or technical skills in high demand in this state.

22 3. The North Dakota workforce development council in cooperation with job service North
23 Dakota shall use available labor market information to determine annually the eligible
24 high-demand professional and technical skills and emerging occupations in this state.

25 4. The state board of higher education and the workforce development council shall
26 compile a list of qualifying educational programs annually. A qualifying educational
27 program is a program resulting in attainment of an associate's degree or lower
28 credential ~~upon successful completion of a program that may be completed within four~~
29 ~~semesters or, six quarters, or the final two years of a baccalaureate program.~~ A
30 qualifying educational program also must pertain to the professional and technical
31 skills and emerging occupations in high demand in this state, as determined under

1 subsection 3. Qualifying educational programs may include degree or certificate
2 programs.

3 5. Individuals enrolled in a qualifying educational program in this state may apply for a
4 scholarship under this section. Scholarships are limited to the amount charged each
5 quarter, semester, or term by the educational institution for the tuition, fees, books, and
6 supplies required for the qualifying educational program. The scholarships are
7 intended to supplement any other scholarship or financial aid grant received by a
8 student to assist the student with the costs of the qualifying educational program. An
9 individual may not receive a combined total exceeding seventeen thousand dollars
10 under this section and the skilled workforce loan repayment program under section
11 15-10-38.1.

12 6. To be eligible for a scholarship and payment under this section, a student must be
13 enrolled full time in an eligible program and have at least a 2.5 cumulative grade point
14 average, based on a 4.0 grading system, or maintain academic progress in the
15 program according to program requirements. A student may not receive scholarships
16 under this section for more than the equivalent of four semesters of full-time
17 enrollment or six quarters of full-time enrollment.

18 7. Upon completion of a qualifying educational program, a student who received a
19 scholarship under this section must reside and work in this state in an eligible
20 high-demand or emerging occupation for a minimum of three years.

21 8. An individual shall repay the scholarship pursuant to the terms in the individual's
22 scholarship award agreement if the individual fails to maintain either a 2.5 cumulative
23 grade point average or academic progress according to program requirements while
24 enrolled, withdraws voluntarily or involuntarily before the completion of the program for
25 which a scholarship has been received, or fails to reside and work in this state in an
26 eligible high-demand or emerging occupation for at least three years following degree
27 or certificate completion.

28 9. The state board of higher education, in conjunction with the Bank of North Dakota,
29 may allow an individual who received payment under this section to delay or cancel
30 repayment under this section due to financial difficulty, military service, death, or total
31 disability.

1 10. Each quarter, semester, or term, the state board of higher education shall distribute
2 grants to institutions of higher education to provide the amounts necessary for the
3 scholarships awarded to the students enrolled in each institution.

4 11. ~~The skilled workforce scholarship program must be a joint public and private effort.
5 The state board of higher education may distribute grants only to the extent that the
6 private sector has provided one dollar of matching funds for each dollar of funding
7 provided by the state.~~The state board of higher education shall provide one dollar of
8 funding for each one dollar raised from the private sector or other public sources. Any
9 matching funds received must be deposited in the skilled workforce scholarship fund.

10 12. The state board of higher education shall provide a biennial program report to the
11 legislative management by September first of each even-numbered year. The report
12 must include information regarding:

- 13 a. The eligible high-demand professional and technical skills and emerging
14 occupations;
15 b. The qualifying educational programs;
16 c. The number of applicants, eligible applicants, and applicants receiving awards;
17 d. The amount of ~~private funding~~matching funds raised; and
18 e. The average and total amounts awarded under the program.

19 **SECTION 23. AMENDMENT.** Section 15-10-38.3 of the North Dakota Century Code is
20 amended and reenacted as follows:

21 **15-10-38.3. Scholarship and loan forgiveness administrative costs –~~Continuing~~**
22 **~~appropriation. (Effective through July 31, 2023)~~**

23 The state board of higher education shall retain up to one and one-half percent of any funds
24 appropriated to the board under subsection 1 of section 15-10-38.1 and subsection 1 of section
25 15-10-38.2. The retained funds must be used for promotion and administration of the programs
26 under those sections.

27 ~~**Scholarship and loan forgiveness administrative costs – Continuing appropriation.**~~
28 ~~**(Effective after July 31, 2023)**~~ The state board of higher education shall retain up to one-half of
29 one percent of any funds appropriated to the board under subsection 1 of section 15-10-38.1
30 and subsection 1 of section 15-10-38.2. The retained funds must be used for administration of
31 the programs under those sections.

1 **SECTION 24. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-48 of the North
2 Dakota Century Code is amended and reenacted as follows:

3 c. The board may award up to ~~one million seven hundred thousand~~ five million two
4 million seven hundred thousand dollars in matching grants each to the university
5 of North Dakota and North Dakota state university; and up to ~~one million five~~
6 ~~hundred thousand~~ four million two million two hundred thousand dollars in
7 matching grants for projects at each the university of North Dakota school of
8 medicine and health sciences ~~and the North Dakota state university main~~
9 ~~research center~~. Of the amount available to the university of North Dakota, two
10 hundred fifty thousand dollars must be awarded for projects dedicated to projects
11 at the school of law.

12 **SECTION 25.** Section 15-10-48.2 of the North Dakota Century Code is created and enacted
13 as follows:

14 **Agricultural research and extension - Matching grants - North Dakota state university**
15 **agricultural experiment station.**

16 1. a. Subject to legislative appropriations, each biennium the state board of higher
17 education shall award one dollar in matching grants for every two dollars raised
18 by the institutional foundation of North Dakota state university for projects
19 dedicated exclusively to agricultural research and extension at the agricultural
20 experiment station. Notwithstanding section 15-10-53, awards under this section
21 may be used for endowments, operations, facility repair projects, and new capital
22 construction projects.

23 b. To be eligible for a matching grant, the institution shall demonstrate:
24 (1) Its foundation has raised at least twenty-five thousand dollars in cash or
25 monetary pledges for a qualifying project; and
26 (2) The project has been approved by the grant review committee established
27 in section 15-10-51.

28 c. The board may award up to two million two hundred thousand dollars in matching
29 grants under this section.

1 d. If the remaining dollars are insufficient to provide a matching grant in the amount
2 of one dollar for every two dollars raised by the institutional foundation, the board
3 shall award a lesser amount.

4 2. The state board of higher education shall retain up to one-quarter of one percent of
5 any grant awarded under this section to assist with the administrative expenses
6 incurred in the grant review process.

7 **SECTION 26. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-49 of the North
8 Dakota Century Code is amended and reenacted as follows:

9 c. The board may award up to:

- 10 (1) ~~Nine hundred fifty thousand~~ Three million One million seven hundred
11 thousand dollars each to Bismarck state college, Minot state university, and
12 the North Dakota state college of science;
- 13 (2) ~~Seven hundred thousand~~ Two million One million one hundred thousand
14 dollars each to Dickinson state university, Mayville state university, and
15 Valley City state university; and
- 16 (3) ~~Three hundred fifty thousand~~ One million Six hundred thousand dollars each
17 to Dakota college at Bottineau, Lake Region state college, and Williston
18 state college.

19 **SECTION 27. AMENDMENT.** Subsection 2 of section 15-10-49 of the North Dakota
20 Century Code is amended and reenacted as follows:

- 21 2. a. If any available dollars have not been awarded by the board before January first
22 of each odd-numbered year, in accordance with subsection 1, any institution
23 listed in subsection 1 may apply for an additional matching grant.
- 24 b. An application submitted under this subsection must meet the same criteria as an
25 original application.
- 26 c. The board shall prioritize available dollars allocated in paragraph 1 of
27 subdivision c of subsection 1 to applicants in paragraph 1 of subdivision c of
28 subsection 1. The board shall prioritize available dollars allocated in paragraph 2
29 of subdivision c of subsection 1 to applicants in paragraph 2 of subdivision c of
30 subsection 1. The board shall prioritize available dollars allocated in paragraph 3

1 of subdivision c of subsection 1 to applicants in paragraph 3 of subdivision c of
2 subsection 1.

3 d. After considering applications pursuant to subdivision c, the board shall consider
4 each application submitted under this subsection in chronological order.

5 d.e. If the remaining dollars are insufficient to provide a matching grant in the amount
6 of one dollar for every two dollars raised by the institutional foundation, the board
7 shall award a lesser amount.

8 **SECTION 28. AMENDMENT.** Section 15-10-57 of the North Dakota Century Code is
9 amended and reenacted as follows:

10 **15-10-57. Unified workforce, vocational, and technical education program system.**

11 The state board of higher education shall establish and maintain a unified system to offer
12 workforce training, vocational education, and technical education programs at institutions under
13 its control. The board shall periodically review programs offered by institutions under its control
14 and revise program offerings based on the workforce needs of the state identified by the
15 workforce education ~~advisory~~development council. The board shall develop administrative
16 arrangements that make possible the efficient use of facilities and staff. The board shall limit
17 administrative costs by eliminating duplicative administrative positions.

18 **SECTION 29. AMENDMENT.** Section 15-10-63 of the North Dakota Century Code is
19 amended and reenacted as follows:

20 **15-10-63. Capital projects.**

21 1. The university of North Dakota and North Dakota state university shall identify other
22 funds from gifts, grants, donations, the university system capital building fund, or other
23 local funds for at least thirty percent of the total estimated cost of a capital project
24 request submitted to the legislative assembly.

25 2. Bismarck state college, lake region state college, Williston state college, the North
26 Dakota state college of science, Dickinson state university, Mayville state university,
27 Minot state university, Valley City state university, and Dakota college at Bottineau
28 shall identify other funds from gifts, grants, donations, the university system capital
29 building fund, or other local funds for at least five percent of the total estimated cost of
30 a capital project request submitted to the legislative assembly.

1 3. An institution under the control of the state board of higher education may undertake a
2 facility renovation project only if the project will reduce the deferred maintenance
3 amount of the facility by no less than seventy five percent of the total cost of the
4 renovation. The institution shall maintain documentation that demonstrates the cost
5 and scope of the deferred maintenance reduction that results directly from the
6 renovation. This subsection does not apply to projects undertaken solely to correct
7 building code deficiencies or to installations of infrastructure determined by the board
8 to be essential to the mission of the institution.

9 2.4. Facility construction and renovation projects undertaken by an institution under the
10 control of the state board of higher education must conform to campus master plan
11 and space utilization requirements approved by the state board of higher education.

12 **SECTION 30. AMENDMENT.** Subdivision k of subsection 1 of section 15-18.2-02 of the
13 North Dakota Century Code is amended and reenacted as follows:

14 k. The ~~factors~~factor for credits completed in career and technical education are:
15 (1) ~~3.0 for lower division credits; and~~
16 (2) ~~5.0 for upper division credits~~is 5.0.

17 **SECTION 31. AMENDMENT.** Subsection 1 of section 15-18.2-05 of the North Dakota
18 Century Code is amended and reenacted as follows:

19 1. Except as provided under subsections 2 and 3, to determine the state aid payment to
20 which each institution under its control is entitled, the state board of higher education
21 shall multiply the product determined under section 15-18.2-03 by a base amount of:
22 a. ~~\$61.84~~~~\$72.39~~\$73.15 in the case of North Dakota state university and the
23 university of North Dakota;
24 b. ~~\$92.60~~~~\$102.78~~\$103.76 in the case of Dickinson state university, Mayville state
25 university, Minot state university, and Valley City state university; and
26 c. ~~\$98.84~~~~\$109.30~~\$110.38 in the case of Bismarck state college, Dakota college at
27 Bottineau, Lake Region state college, North Dakota state college of science, and
28 Williston state college.

29 **SECTION 32.** Section 15-18.2-06.1 of the North Dakota Century Code is created and
30 enacted as follows:

1 **Base funding - Minimum amount payable.**

2 Notwithstanding any calculations required by this chapter, during each biennium an
3 institution may not receive less than ninety-six percent of the state aid to which the institution
4 was entitled under this chapter during the previous biennium.

5 **SECTION 33. AMENDMENT.** Section 15-54.1-02 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **15-54.1-02. Capital building funds - Uses - Reports.**

8 Subject to tier II and tier III capital building fund matching requirements under this chapter,
9 each institution may use its allocation of funds from the university system capital building fund
10 for projects specifically authorized by the legislative assembly to use university system capital
11 building fund moneys. In addition, after an institution has matched and committed seventy-five
12 percent of the funding appropriated for the institution's tier I extraordinary repairs and subject to
13 state board of higher education approval and matching requirements under this chapter, each
14 institution may use its allocation of funds from the university system capital building fund for
15 extraordinary repairs and deferred maintenance projects for academic and student housing
16 facilities that do not increase the overall square footage of a building. The state board of higher
17 education shall report biennially to the legislative management and to the appropriations
18 committees of the legislative assembly on the use of funding in the university system capital
19 building fund, the source of matching funds, and each institution's five-year plan for capital
20 construction spending.

21 **SECTION 34. AMENDMENT.** Subsection 1 of section 15-62.4-03 of the North Dakota
22 Century Code is amended and reenacted as follows:

- 23 1. The state board of higher education shall provide to each eligible student a financial
24 assistance grant in an amount not exceeding:
- 25 a. One thousand one hundred ~~six hundred fifty~~ three hundred seventy-five dollars per
26 semester; or
 - 27 b. ~~Seven hundred thirty-three~~ One thousand one hundred Nine hundred seventeen
28 dollars per quarter.

29 **SECTION 35. AMENDMENT.** Subdivision c of subsection 2 of section 54-07-12 of the North
30 Dakota Century Code is amended and reenacted as follows:

1 c. The private entity agrees to donate ten million dollars from the one hundred
2 million dollars identified in subsection 1 to a higher education institution
3 foundation in North Dakota, of which two million dollars is for the purpose of
4 ~~creating an endowment to digitize~~digitizing documents relating to Theodore
5 Roosevelt and eight million dollars is for the purpose of creating an endowment
6 for the ~~creation of~~purpose of digitizing documents relating to Theodore Roosevelt
7 and for creating a Theodore Roosevelt conservation scholars program and
8 related academic mission at a North Dakota higher education institution in
9 collaboration with the private entity; and

10 **SECTION 36. AMENDMENT.** Section 54-44.1-11 of the North Dakota Century Code is
11 amended and reenacted as follows:

12 **54-44.1-11. Office of management and budget to cancel unexpended appropriations -**
13 **When they may continue. (Effective through July 31, ~~2023~~2025)**

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

- 28 1. New construction projects.
- 29 2. Major repair or improvement projects.

- 1 3. Purchases of new equipment costing more than ten thousand dollars per unit if it was
- 2 ordered during the first twelve months of the biennium in which the funds were
- 3 appropriated.
- 4 4. The purchase of land by the state on a "contract for deed" purchase if the total
- 5 purchase price is within the authorized appropriation.
- 6 5. Purchases by the department of transportation of roadway maintenance equipment
- 7 costing more than ten thousand dollars per unit if the equipment was ordered during
- 8 the first twenty-one months of the biennium in which the funds were appropriated.
- 9 6. Authorized ongoing information technology projects.

10 **Office of management and budget to cancel unexpended appropriations - When they**

11 **may continue. (Effective after July 31, 20232025)** The office of management and budget,
12 thirty days after the close of each biennial period, shall cancel all unexpended appropriations or
13 balances of appropriations after the expiration of the biennial period during which they became
14 available under the law. Unexpended appropriations for the state historical society are not
15 subject to this section and the state historical society shall report on the amounts and uses of
16 funds carried over from one biennium to the appropriations committees of the next subsequent
17 legislative assembly. The chairmen of the appropriations committees of the senate and house of
18 representatives of the legislative assembly with the office of the budget may continue
19 appropriations or balances in force for not more than two years after the expiration of the
20 biennial period during which they became available upon recommendation of the director of the
21 budget for:

- 22 1. New construction projects.
- 23 2. Major repair or improvement projects.
- 24 3. Purchases of new equipment costing more than ten thousand dollars per unit if it was
- 25 ordered during the first twelve months of the biennium in which the funds were
- 26 appropriated.
- 27 4. The purchase of land by the state on a "contract for deed" purchase if the total
- 28 purchase price is within the authorized appropriation.
- 29 5. Purchases by the department of transportation of roadway maintenance equipment
- 30 costing more than ten thousand dollars per unit if the equipment was ordered during
- 31 the first twenty-one months of the biennium in which the funds were appropriated.

1 6. Authorized ongoing information technology projects.

2 **SECTION 37. REPEAL.** Sections 15-10-48.1, ~~15-10-53~~, and 15-10-58 of the North Dakota
3 Century Code are repealed.

4 **SECTION 38. EXEMPTION - TRANSFER AUTHORITY - LEGISLATIVE MANAGEMENT**

5 **REPORT.** Notwithstanding section 54-16-04, the office of management and budget shall
6 transfer appropriation authority from the operations to the capital assets line items within
7 subdivisions 2 through 14 of section 1 of this Act as requested by the state board of higher
8 education for the biennium beginning July 1, 2023, and ending June 30, 2025. The board shall
9 report any transfer of funds under this section to the legislative management.

10 **SECTION 39. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.**

11 Notwithstanding any other provisions of law, the state board of higher education may adjust
12 full-time equivalent positions as needed, subject to the availability of funds, for institutions and
13 entities under its control during the biennium beginning July 1, 2023, and ending June 30, 2025.
14 The North Dakota university system shall report any adjustments to the office of management
15 and budget as part of the submission of the 2025-27 biennium budget request.

16 **SECTION 40. EXEMPTION - CAPITAL BUILDING FUND** ~~LAKE REGION STATE~~

17 ~~COLLEGE ESTIMATED INCOME.~~ ~~The estimated income line item in subdivision 3 of~~
18 ~~section 1 of this Act includes \$600,000 from the Lake Region state college allocation in the~~
19 ~~university system capital building fund. This amount is for the replacement of the wind turbine~~
20 ~~gear box and is not subject to matching requirements under chapter 15-54.1. Notwithstanding~~
21 ~~any matching requirements in chapter 15-54.1, the following projects are authorized to use~~
22 ~~funding from the respective institution's allocation in the university system capital building fund:~~

23 <u>Lake region state college wind turbine gearbox replacement and parking lot</u>	<u>\$1,000,000</u>
24 <u> <u>repairs</u></u>	
25 <u>Williston state college medical healthcare building</u>	<u>637,947</u>
26 <u>Mayville state university old main renovation</u>	<u>2,330,087</u>
27 <u>Valley City state university McCarthy hall renovation</u>	<u>1,025,082</u>
28 <u>Dakota college at Bottineau old main renovation</u>	<u>1,000,000</u>
29 <u>Total</u>	<u>\$5,993,116</u>

30 **SECTION 41. EXEMPTION - PROJECT AUTHORIZATIONS.** Any unexpended amounts
31 remaining from the \$49,900,000 appropriated from the general fund for capital projects at

1 institutions under the control of the state board of higher education in section 2 of chapter 53 of
2 the 2019 Session Laws are not subject to section 54-44.1-11 and any unexpended funds from
3 the appropriations are available to the respective institutions to complete the projects during the
4 biennium beginning July 1, 2023, and ending June 30, 2025.

5 **SECTION 42. EXEMPTION - FEDERAL STATE FISCAL RECOVERY FUND.** The amounts
6 appropriated from federal funds derived from the state fiscal recovery fund to the state board of
7 higher education and institutions under the control of the state board of higher education in
8 section 1 of chapter 548 and section 1 of chapter 550 of the 2021 Special Session Session
9 Laws are not subject to section 54-44.1-11 and any unexpended funds from these projects and
10 programs are available for the projects and programs, including for the Twamley hall project at
11 the university of North Dakota, during the ~~biennium beginning July 1, 2023~~period beginning with
12 the effective date of this Act, and ending June 30, 2025.

13 **SECTION 43. LEGISLATIVE MANAGEMENT STUDY - DUAL-CREDIT FUNDING.** During
14 the 2023-24 interim, the legislative management shall study funding for dual-credit courses. The
15 study must include a review of all funding sources relating to dual-credit courses in the state,
16 including tuition and fees, the higher education funding formula, elementary and secondary
17 education integrated formula payments, institution scholarships, state scholarships, and the
18 Bank of North Dakota. The study must also include a review of funding for dual-credit courses in
19 other states. The legislative management shall report its findings and recommendations,
20 together with any legislation required to implement the recommendations, to the sixty-ninth
21 legislative assembly.

22 **SECTION 44. LEGISLATIVE MANAGEMENT STUDY - ARTIFICIAL INTELLIGENCE**
23 **IMPACTS.** During the 2023-24 interim, the legislative management shall consider studying the
24 emergence of artificial intelligence and the potential impacts on the state's institutions,
25 agencies, businesses, citizens, and youth. The study must include a review of the effect of
26 artificial intelligence on the provision of health care, effects on student learning, potential
27 opportunities or threats to the integrity of state services, the potential impact on electoral
28 processes, including mitigating action to be taken leading up to the 2024 state elections,
29 opportunities for state investment or policy changes to promote artificial intelligence businesses,
30 and cybersecurity implications across all state institutions. The legislative management shall

1 report its findings and recommendations, together with any legislation required to implement the
2 recommendations, to the sixty-ninth legislative assembly.

3 **SECTION 45. TUITION RATE INCREASE LIMITATIONS.**

- 4 1. Except as provided in this section, notwithstanding any other provision of law, the state
5 board of higher education may not increase tuition ~~and fee~~ rates for resident students
6 attending institutions of higher education under its control during the 2023-24
7 academic year as compared to the tuition rate in effect during the 2023 spring
8 semester.
- 9 2. Except as provided in this section, notwithstanding any other provision of law, the state
10 board of higher education may not increase tuition ~~and fee~~ rates for resident students
11 attending institutions of higher education under its control during the 2024-25
12 academic year as compared to the tuition rate in effect during the 2024 spring
13 semester.
- 14 3. Tuition rates charged for high-cost undergraduate differentiated tuition programs and
15 for graduate level programs, including programs offered through the university of North
16 Dakota school of medicine and health sciences, the university of North Dakota school
17 of law, or the North Dakota state university school of pharmacy, may be increased by
18 up to one percent for the 2023-24 academic year as compared to the tuition rate in
19 effect during the 2023 spring semester.
- 20 4. Tuition rates charged for high-cost undergraduate differentiated tuition programs and
21 for graduate level programs, including programs offered through the university of North
22 Dakota school of medicine and health sciences, the university of North Dakota school
23 of law, or the North Dakota state university school of pharmacy, may be increased by
24 up to one percent for the 2024-25 academic year as compared to the tuition rate in
25 effect during the 2024 spring semester.
- 26 5. This section does not apply to tuition rates for nonresident students attending
27 institutions of higher education under the control of the state board of higher
28 education. For purposes of this section, the residency of students for tuition purposes
29 must be determined under section 15-10-19.1.

1 6. This section does not apply to tuition rates determined under tuition reciprocity
2 agreements entered into by the state board of higher education with other states or
3 state education compacts.

4 7. For purposes of this section, an institution must calculate a resident tuition rate
5 increase based on the tuition rate paid by an average full-time resident student.

6 **SECTION 46. LEGISLATIVE INTENT - WEIGHTED CREDIT-HOURS - INSTRUCTIONAL**

7 **PROGRAM CLASSIFICATION FACTORS.** It is the intent of the sixty-eighth legislative
8 assembly that dental hygienist and dental assistant courses be transferred to the career and
9 technical education instructional program classification within the higher education funding
10 formula.

11 **SECTION 47. CAMPUS CAPITAL PROJECTS - 2025-27 BIENNIUM - LEGISLATIVE**

12 **INTENT.** It is the intent of the sixty-eighth legislative assembly that the sixty-ninth legislative
13 assembly appropriate funding from state funds or bond proceeds as follows for capital projects,
14 in addition to any necessary authorization for the use of local matching funds, for the biennium
15 beginning July 1, 2025, and ending June 30, 2027:

16 University of North Dakota science, technology, engineering, and math building	\$55,640,000
17 Minot state university academic building	8,132,000
18 Mayville state university old main renovation or loan repayment	<u>34,924,814</u>
19 Total legislative intent	\$98,696,814

20 **SECTION 48. EMERGENCY.** ~~Section 35~~ Sections 5, 11, 12, 14, 34, 40, 42, and the capital
21 assets line items in section 1 of this Act ~~is~~ are declared to be an emergency measure.