

April 16, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO FIRST ENGROSSMENT

ENGROSSED SENATE BILL NO. 2003

Introduced by

Appropriations Committee

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

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

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

Subdivision 1.

NORTH DAKOTA UNIVERSITY SYSTEM

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

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1	<u>System governance</u>	<u>10,569,162</u>	<u>1,364,325</u>	<u>11,933,487</u>
2	<u>State employee child care benefits</u>	<u>0</u>	<u>910,000</u>	<u>910,000</u>
3	<u>Core technology services</u>	<u>71,988,917</u>	<u>9,335,156</u>	<u>81,324,073</u>
4	Student financial assistance grants	29,917,306	2,000,000	31,917,306
5	<u>Supplemental student financial</u>	<u>0</u>	<u>5,000,000</u>	<u>5,000,000</u>
6	<u>assistance grants</u>			
7	Professional student exchange program	3,699,342	1,500,000	5,199,342
8	Academic and CTE scholarships	17,216,749	0	17,216,749
9	Scholars program	1,807,115	0	1,807,115
10	Native American scholarship	1,000,000	0	1,000,000
11	Tribally controlled community	1,400,000	200,000	1,600,000
12	college grants			
13	Education incentive programs	260,000	0	260,000
14	Student mental health	284,400	0	284,400
15	Veterans' assistance grants	454,875	0	454,875
16	Shared campus services	800,000	0	800,000
17	Nursing education consortium	1,356,000	1,100,000	2,456,000
18	NASA EPSCoR	342,000	0	342,000
19	Education challenge fund	0	25,000,000	25,000,000
20	Dakota digital academy	0	450,000	450,000
21	<u>Education challenge fund</u>	<u>0</u>	<u>25,750,000</u>	<u>25,750,000</u>
22	Workforce education innovation grants	0	12,000,000	12,000,000
23	Dual-credit tuition scholarship	<u>1,500,000</u>	<u>0</u>	<u>1,500,000</u>
24	Total all funds	\$159,479,512	\$48,732,340	\$208,211,852
25	Less other funds	26,260,897	39,125,852	65,386,749
26	Total general fund	\$133,218,615	\$9,606,488	\$142,825,103
27	<u>Total all funds</u>	<u>\$159,479,512</u>	<u>\$58,222,960</u>	<u>\$217,702,472</u>
28	<u>Less other funds</u>	<u>26,260,897</u>	<u>39,875,852</u>	<u>66,136,749</u>
29	<u>Total general fund</u>	<u>\$133,218,615</u>	<u>\$18,347,108</u>	<u>\$151,565,723</u>
30	Full-time equivalent positions	162.83	6.00	168.83
31	Subdivision 2.			

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BISMARCK STATE COLLEGE

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

Subdivision 3.

LAKE REGION STATE COLLEGE

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

Subdivision 4.

WILLISTON STATE COLLEGE

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
Operations	\$37,378,349	\$933,802	\$38,312,151
<u>Operations</u>	<u>\$37,378,349</u>	<u>\$2,423,802</u>	<u>\$39,802,151</u>
Capital assets	<u>1,261,968</u>	<u>0</u>	<u>1,261,968</u>

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1	Total all funds	\$38,640,317	\$933,802	\$39,574,119
2	<u>Total all funds</u>	<u>\$38,640,317</u>	<u>\$2,423,802</u>	<u>\$41,064,119</u>
3	Less other funds	<u>25,154,992</u>	<u>796,812</u>	<u>25,951,804</u>
4	Total general fund	\$13,485,325	\$136,990	\$13,622,315
5	<u>Total general fund</u>	<u>\$13,485,325</u>	<u>\$1,626,990</u>	<u>\$15,112,315</u>
6	Full-time equivalent positions	102.83	(3.09)	99.74

7 Subdivision 5.

8 UNIVERSITY OF NORTH DAKOTA

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

24 Subdivision 6.

25 UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES

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

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1	Total all funds	\$251,073,118	\$18,815,356	\$269,888,474
2	Less other funds	168,241,842	5,776,474	174,018,316
3	Total general fund	\$82,831,276	\$12,814,039	\$95,645,315
4	Total general fund	\$82,831,276	\$13,038,882	\$95,870,158
5	Full-time equivalent positions	488.83	40.23	529.06
6	Subdivision 7.			

NORTH DAKOTA STATE UNIVERSITY

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

NORTH DAKOTA STATE COLLEGE OF SCIENCE

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

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

DICKINSON STATE UNIVERSITY

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

Subdivision 10.

MAYVILLE STATE UNIVERSITY

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

Subdivision 11.

MINOT STATE UNIVERSITY

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

VALLEY CITY STATE UNIVERSITY

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

DAKOTA COLLEGE AT BOTTINEAU

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

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

NORTH DAKOTA FOREST SERVICE

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

Subdivision 15.

TOTAL - SECTION 1

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

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO THE SEVENTIETH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding

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

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

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

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

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

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

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

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

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

5 ~~\$161,746,814~~ \$186,496,814 from the strategic investment and improvements fund as follows:

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

7 Challenge grants ————— \$25,750,000

8 Nursing education consortium 1,100,000

9 Workforce education innovation grants 12,000,000

10 Forest service emerald ash borer mitigation 950,000

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

12 mathematics building

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

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

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

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

17 Mayville state university old main renovation 34,924,814

18 Minot state university academic facilities projects 8,132,000

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

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

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

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

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

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

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

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

27 transfer.

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

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

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

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

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

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

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

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

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

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Legislative Assembly

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

3 c. The board may award up to:

4 (1) ~~One million seven hundred thousand~~ Two million one hundred twenty-five
5 thousand dollars each to Bismarck state college, Dickinson state university,

6 Minot state university, and the North Dakota state college of science;

7 (2) ~~One million one hundred thousand~~ One million three hundred seventy-five
8 thousand dollars each to ~~Dickinson state university,~~ Mayville state university,

9 and Valley City state university; and

10 (3) ~~Six hundred thousand~~ Seven hundred fifty thousand dollars each to Dakota
11 college at Bottineau, Lake Region state college, and Williston state college.

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

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

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

26 **Dual-credit courses.**

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

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

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

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

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

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

7 **Presidential searches.**

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

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

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

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

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

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

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

25 **SECTION 25. AMENDMENT.** Paragraph 3 of subdivision h of subsection 1 of section
26 15-18.2-02 of the North Dakota Century Code is amended and reenacted as follows:

27 (3) ~~9-025-0~~14.0 for professional level credits;

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

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

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

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

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

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

24 ~~15-54.1-02. Capital building funds -- Uses -- Reports.~~

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

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

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

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

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

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

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

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

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

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

9 | **54-44.1-11. Office of management and budget to cancel unexpended appropriations -**
10 **When they may continue. (Effective through July 31, ~~2025~~2027)**

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

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

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

4 6. Authorized ongoing information technology projects.

5 **Office of management and budget to cancel unexpended appropriations - When they**
6 **may continue. (Effective after July 31, 2025-2027)**

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

17 1. New construction projects.

18 2. Major repair or improvement projects.

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

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

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

27 6. Authorized ongoing information technology projects.

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

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

1 North Dakota shall transfer the sum of \$2,250,000, or so much of the sum as may be
2 necessary, from the Bank's current earnings and undivided profits to the skilled
3 workforce student loan repayment fund during the ~~biennium~~period beginning July 1,
4 2021, and ending June 30, ~~2023~~2027.

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

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

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

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

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

24 **SECTION 8. TRANSFER - BANK OF NORTH DAKOTA PROFITS - SKILLED**
25 **WORKFORCE STUDENT LOAN REPAYMENT PROGRAM FUND.** The industrial
26 commission shall transfer the sum of \$3,400,000 from the current earnings and
27 accumulated undivided profits of the Bank of North Dakota to the skilled workforce
28 student loan repayment program fund during the ~~biennium~~period beginning July 1,
29 2023, and ending June 30, ~~2025~~2027.

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

1 **SECTION 9. TRANSFER - BANK OF NORTH DAKOTA PROFITS - SKILLED**
2 **WORKFORCE SCHOLARSHIP FUND.** The industrial commission shall transfer the
3 sum of \$3,400,000 from the current earnings and accumulated undivided profits of the
4 Bank of North Dakota to the skilled workforce scholarship fund during the
5 ~~biennium period~~ beginning July 1, 2023, and ending June 30, ~~2025~~2027.

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

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

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

16 **SECTION 39. EXEMPTION - TRANSFER AUTHORITY - LEGISLATIVE MANAGEMENT**
17 **REPORT.** Notwithstanding section 54-16-04, the office of management and budget shall
18 transfer appropriation authority from the operations to the capital assets line items within
19 subdivisions 2 through 14 of section 1 of this Act as requested by the state board of higher
20 education, for the biennium beginning July 1, 2025, and ending June 30, 2027. The board shall
21 report any transfer of funds under this section to the legislative management.

22 **SECTION 40. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.**
23 Notwithstanding any other provisions of law, the state board of higher education may adjust
24 full-time equivalent positions as needed, subject to the availability of funds, for institutions and
25 entities under its control during the biennium beginning July 1, 2025, and ending June 30, 2027.
26 The North Dakota university system shall report any adjustments to the office of management
27 and budget as part of the submission of the 2027-29 biennium budget request.

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

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

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

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

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

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

1 forty-second street north, in the northwest corner, known as 4201 James Ray drive, the south
2 east corner of lot 1, block 1, estimated to be 2.74 acres, in the records of the city of Grand
3 Forks. If any real property authorized to be conveyed under this section is conveyed, the terms
4 of conveyance must be determined jointly by the state board of higher education or a designee
5 of the board and the commissioner of university and school lands. Sections 54-01-05.2 and
6 54-01-05.5 do not apply to the transfers authorized by this section. Any proceeds from the sale
7 of land pursuant to this section may be used only for deferred maintenance, and extraordinary
8 repairs, ~~or legislatively authorized capital projects.~~

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

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

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

- 1 d. Six nonvoting members, including:
- 2 (1) The university of North Dakota vice president for finance and operations, or
- 3 a designee of the vice president for finance and operations;
- 4 (2) The North Dakota state university vice president for finance and
- 5 administration, or a designee of the vice president for finance and
- 6 administration;
- 7 (3) Two representatives from regional four-year universities, including
- 8 dual-mission institutions, appointed by the state board of higher education;
- 9 and
- 10 (4) Two representatives from two-year colleges, including polytechnic
- 11 institutions, appointed by the state board of higher education.
- 12 2. The committee shall review funding methods for higher education in the state,
- 13 including the higher education funding formula, the university system capital building
- 14 fund, permanent funds distributions, property tax allocations, oil and gas gross
- 15 production and oil extraction tax revenue allocations, other statutory funds for higher
- 16 education and research, and other funding appropriated to institutions and entities
- 17 under the control of the state board of higher education.
- 18 3. The committee must receive and consider input from representatives of all higher
- 19 education institutions under the control of the state board of higher education.
- 20 4. The committee shall report its findings and recommendations to the legislative
- 21 management by September 1, 2026.

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

23 **MANAGEMENT REPORT.** The legislative management shall request a report during the

24 2025-26 interim from the association of colleges for teacher education regarding a study of the

25 praxis core testing performance of student teachers who used grades and exams to

26 demonstrate reading, writing, and mathematics competencies.

27 **SECTION 47. STATE BOARD OF HIGHER EDUCATION STUDY AND REPORT -**

28 **COMMISSIONER OF HIGHER EDUCATION - LEGISLATIVE INTENT - 2027-29 BIENNIUM**

29 **BUDGET.**

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

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

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

5 a. The state board of higher education appoint a state commissioner of higher
6 education in compliance with chapter 15-10 of the North Dakota Century Code
7 and subsection 7 of section 6 of article VIII of the Constitution of North Dakota.

8 b. The state commissioner of higher education position be filled by February 1,
9 2026.

10 c. The seventieth legislative assembly reduce the general fund appropriation for the
11 North Dakota university system office, for the biennium beginning July 1, 2027,
12 and ending June 30, 2029, by two percent for each month after February 1, 2026,
13 the state commissioner of higher education position remains vacant.

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

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

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

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

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

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

4 **SECTION 53. EMERGENCY.** The capital assets line items in section 1 and sections 4, 5,
5 10, 11, 12, 13, 19, 39, 42, and 43 of this Act are declared to be an emergency measure.