

**PROPOSED AMENDMENTS TO
FIRST ENGROSSMENT**

ENGROSSED SENATE BILL NO. 2003

Introduced by

Appropriations Committee

In place of amendment (25.0170.02028) adopted by the House, Engrossed Senate Bill No. 2003 is amended by amendment (25.0170.02030) as follows:

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 two new sections to chapter 15-10 of the North Dakota Century Code, relating to presidential
4 searches and the state commissioner of higher education; to amend and reenact subsection 2
5 of section 6-09-53, subdivision a of subsection 1 of section 15-10-17, subdivision c of
6 subsection 1 of section 15-10-48, ~~subdivisions~~ subdivisions a and c of subsection 1 of section
7 15-10-48.2, subdivision c of subsection 1 of section 15-10-49, subsection 1 of section 15-10-75,
8 subsection 1 of the new section to chapter 15-10, as created by section 1 of House Bill
9 No. 1437, as approved by the sixty-ninth legislative assembly, paragraph 3 of subdivision h of
10 subsection 1 of section 15-18.2-02, subsection 2 of section 15-18.2-03, subsection 1 of section
11 15-18.2-05, ~~sections 15-54.1-02 and section~~ 15-54.1-04, ~~subsection 1 of section-~~
12 ~~15-62.4-01~~, subsection 2 of section 15-62.5-03, and section 54-44.1-11 of the North Dakota
13 Century Code, sections 6 and 7 of chapter 126 of the 2021 Session Laws, sections 7, 8, and 9
14 of chapter 3 of the 2023 Session Laws, and subsection 17 of section 1 of chapter 550 of the
15 2021 Special Session Session Laws, relating to the powers and duties of the state board of
16 higher education, the economic diversification research fund, matching grants for the
17 advancement of academics, the workforce education innovation program, academic tenure
18 policy at institutions of higher education, state aid for institutions of higher education, university
19 system capital building funds, ~~student financial assistance grants~~ the scholars program, ~~and the~~
20 cancellation of unexpended appropriations; ~~to amend and reenact sections 6 and 7 of chapter-~~
21 ~~126 of the 2021 Session Laws, relating to transfers from the Bank of North Dakota to 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, 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, and 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 legislative management study; to provide for a report; to provide legislative intent; and to provide an exemption; 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

Sixty-ninth
Legislative Assembly

1	Competitive research programs	5,685,750	0	5,685,750
2	System governance	10,569,162	2,274,325	12,843,487
3	Core technology services	71,988,917	5,144,536	77,133,453
4	<u>System governance</u>	<u>10,569,162</u>	<u>1,181,064</u>	<u>11,750,226</u>
5	<u>State employee child care benefits</u>	<u>0</u>	<u>910,000</u>	<u>910,000</u>
6	<u>Core technology services</u>	<u>71,988,917</u>	<u>6,518,417</u>	<u>78,507,334</u>
7	Student financial assistance grants	29,917,306	2,000,000	31,917,306
8	<u>Student financial assistance grants</u>	<u>29,917,306</u>	<u>1,000,000</u>	<u>30,917,306</u>
9	<u>Supplemental student financial</u>	<u>0</u>	<u>5,000,000</u>	<u>5,000,000</u>
10	<u>assistance grants</u>			
11	Professional student exchange program	3,699,342	1,500,000	5,199,342
12	Academic and CTE scholarships	17,216,749	0	17,216,749
13	Scholars program	1,807,115	0	1,807,115
14	Native American scholarship	1,000,000	0	1,000,000
15	Tribally controlled community	1,400,000	200,000	1,600,000
16	college grants			
17	Education incentive programs	260,000	0	260,000
18	Student mental health	284,400	0	284,400
19	Veterans' assistance grants	454,875	0	454,875
20	Shared campus services	800,000	0	800,000
21	Nursing education consortium	1,356,000	1,100,000	2,456,000
22	NASA EPSCoR	342,000	0	342,000
23	Education challenge fund	0	25,000,000	25,000,000
24	Dakota digital academy	0	450,000	450,000
25	Workforce education innovation grants	0	12,000,000	12,000,000
26	<u>Education challenge fund</u>	<u>0</u>	<u>24,760,000</u>	<u>24,760,000</u>
27	<u>Workforce education innovation grants</u>	<u>0</u>	<u>10,000,000</u>	<u>10,000,000</u>
28	Dual-credit tuition scholarship	<u>1,500,000</u>	<u>0</u>	<u>1,500,000</u>
29	Total all funds	\$159,479,512	\$48,732,340	\$208,211,852
30	Less other funds	26,260,897	39,125,852	65,386,749
31	Total general fund	\$133,218,615	\$9,606,488	\$142,825,103

Sixty-ninth
Legislative Assembly

1	<u>Total all funds</u>	<u>\$159,479,512</u>	<u>\$51,232,960</u>	<u>\$210,712,472</u>
2	<u>Less other funds</u>	<u>26,260,897</u>	<u>36,885,852</u>	<u>63,146,749</u>
3	<u>Total general fund</u>	<u>\$133,218,615</u>	<u>\$14,347,108</u>	<u>\$147,565,723</u>
4	Full-time equivalent positions	162.83	6.00	168.83
5	Subdivision 2.			
6	BISMARCK STATE COLLEGE			
7			Adjustments or	
8		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
9	Operations	\$110,026,302	\$5,165,031	\$115,191,333
10	Capital assets	1,922,561	1,400,000	3,322,561
11	Total all funds	\$111,948,863	\$6,565,031	\$118,513,894
12	Less other funds	74,566,953	4,451,570	79,018,523
13	<u>Capital assets</u>	<u>1,922,561</u>	<u>2,200,000</u>	<u>4,122,561</u>
14	<u>Total all funds</u>	<u>\$111,948,863</u>	<u>\$7,365,031</u>	<u>\$119,313,894</u>
15	<u>Less other funds</u>	<u>74,566,953</u>	<u>5,251,570</u>	<u>79,818,523</u>
16	Total general fund	\$37,381,910	\$2,113,461	\$39,495,371
17	Full-time equivalent positions	335.33	2.92	338.25
18	Subdivision 3.			
19	LAKE REGION STATE COLLEGE			
20			Adjustments or	
21		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
22	Operations	\$41,913,733	\$1,472,757	\$43,386,490
23	Capital assets	362,667	0	362,667
24	Total all funds	\$42,276,400	\$1,472,757	\$43,749,157
25	Less other funds	26,601,597	931,171	27,532,768
26	Total general fund	\$15,674,803	\$541,586	\$16,216,389
27	<u>Operations</u>	<u>\$41,913,733</u>	<u>\$2,418,065</u>	<u>\$44,331,798</u>
28	<u>Capital assets</u>	<u>362,667</u>	<u>2,500,000</u>	<u>2,862,667</u>
29	<u>Total all funds</u>	<u>\$42,276,400</u>	<u>\$4,918,065</u>	<u>\$47,194,465</u>
30	<u>Less other funds</u>	<u>26,601,597</u>	<u>3,431,171</u>	<u>30,032,768</u>

Sixty-ninth
Legislative Assembly

1	<u>Total general fund</u>	<u>\$15,674,803</u>	<u>\$1,486,894</u>	<u>\$17,161,697</u>
2	Full-time equivalent positions	120.59	(5.44)	115.15

3 Subdivision 4.

4 WILLISTON STATE COLLEGE

5			Adjustments or	
6		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	Operations	\$37,378,349	\$933,802	\$38,312,151
8	<u>Operations</u>	<u>\$37,378,349</u>	<u>\$2,423,802</u>	<u>\$39,802,151</u>
9	Capital assets	<u>1,261,968</u>	<u>0</u>	<u>1,261,968</u>
10	Total all funds	\$38,640,317	\$933,802	\$39,574,119
11	<u>Total all funds</u>	<u>\$38,640,317</u>	<u>\$2,423,802</u>	<u>\$41,064,119</u>
12	Less other funds	<u>25,154,992</u>	<u>796,812</u>	<u>25,951,804</u>
13	Total general fund	\$13,485,325	\$136,990	\$13,622,315
14	<u>Total general fund</u>	<u>\$13,485,325</u>	<u>\$1,626,990</u>	<u>\$15,112,315</u>
15	Full-time equivalent positions	102.83	(3.09)	99.74

16 Subdivision 5.

17 UNIVERSITY OF NORTH DAKOTA

18			Adjustments or	
19		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
20	Operations	\$967,725,670	\$51,533,197	\$1,019,258,867
21	Capital assets	4,411,566	79,500,000	83,911,566
22	Research network	2,500,000	1,000,000	3,500,000
23	Total all funds	\$974,637,236	\$132,033,197	\$1,106,670,433
24	Less other funds	790,481,856	120,626,346	911,108,202
25	Total general fund	\$184,155,380	\$11,406,851	\$195,562,231
26	<u>Operations</u>	<u>\$967,725,670</u>	<u>\$56,041,426</u>	<u>\$1,023,767,096</u>
27	<u>Capital assets</u>	<u>4,411,566</u>	<u>124,500,000</u>	<u>128,911,566</u>
28	<u>Research network</u>	<u>2,500,000</u>	<u>0</u>	<u>2,500,000</u>
29	<u>Total all funds</u>	<u>\$974,637,236</u>	<u>\$180,541,426</u>	<u>\$1,155,178,662</u>
30	<u>Less other funds</u>	<u>790,481,856</u>	<u>169,626,346</u>	<u>960,108,202</u>

Sixty-ninth
Legislative Assembly

1	<u>Total general fund</u>	<u>\$184,155,380</u>	<u>\$10,915,080</u>	<u>\$195,070,460</u>
2	Full-time equivalent positions	2,060.56	131.39	2,191.95
3	Subdivision 6.			
4	UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES			
5			Adjustments or	
6		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	Operations	\$240,396,968	\$18,590,513	\$258,987,481
8	<u>Operations</u>	<u>\$240,396,968</u>	<u>\$18,815,356</u>	<u>\$259,212,324</u>
9	Healthcare workforce initiative	<u>10,676,150</u>	<u>0</u>	<u>10,676,150</u>
10	Total all funds	\$251,073,118	\$18,590,513	\$269,663,631
11	<u>Total all funds</u>	<u>\$251,073,118</u>	<u>\$18,815,356</u>	<u>\$269,888,474</u>
12	Less other funds	<u>168,241,842</u>	<u>5,776,474</u>	<u>174,018,316</u>
13	Total general fund	\$82,831,276	\$12,814,039	\$95,645,315
14	<u>Total general fund</u>	<u>\$82,831,276</u>	<u>\$13,038,882</u>	<u>\$95,870,158</u>
15	Full-time equivalent positions	488.83	40.23	529.06
16	Subdivision 7.			
17	NORTH DAKOTA STATE UNIVERSITY			
18			Adjustments or	
19		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
20	Operations	\$807,365,091	\$44,700,943	\$852,066,034
21	<u>Operations</u>	<u>\$807,365,091</u>	<u>\$45,414,240</u>	<u>\$852,779,331</u>
22	Capital assets	7,799,104	125,000,000	132,799,104
23	Research network	2,500,000	1,000,000	3,500,000
24	Total all funds	\$817,664,195	\$170,700,943	\$988,365,138
25	Less other funds	653,917,430	159,772,791	813,690,221
26	Total general fund	\$163,746,765	\$10,928,152	\$174,674,917
27	<u>Research network</u>	<u>2,500,000</u>	<u>0</u>	<u>2,500,000</u>
28	<u>Total all funds</u>	<u>\$817,664,195</u>	<u>\$170,414,240</u>	<u>\$988,078,435</u>
29	<u>Less other funds</u>	<u>653,917,430</u>	<u>163,772,791</u>	<u>817,690,221</u>
30	<u>Total general fund</u>	<u>\$163,746,765</u>	<u>\$6,641,449</u>	<u>\$170,388,214</u>
31	Full-time equivalent positions	1,867.50	(61.54)	1,805.96

1 Subdivision 8.

2 NORTH DAKOTA STATE COLLEGE OF SCIENCE

3		Adjustments or		
4		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
5	Operations	\$102,490,255	\$6,921,477	\$109,411,732
6	Capital assets	1,012,379	0	1,012,379
7	Total all funds	\$103,502,634	\$6,921,477	\$110,424,111
8	Less other funds	63,645,097	2,273,578	65,918,675
9	Total general fund	\$39,857,537	\$4,647,899	\$44,505,436
10	Operations	\$102,490,255	\$8,221,477	\$110,711,732
11	Capital assets	1,012,379	65,000	1,077,379
12	Total all funds	\$103,502,634	\$8,286,477	\$111,789,111
13	Less other funds	63,645,097	2,338,578	65,983,675
14	Total general fund	\$39,857,537	\$5,947,899	\$45,805,436
15	Full-time equivalent positions	313.95	12.59	326.54

16 Subdivision 9.

17 DICKINSON STATE UNIVERSITY

18		Adjustments or		
19		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
20	Operations	\$56,728,746	\$3,370,815	\$60,099,561
21	Capital assets	409,078	12,500,000	12,909,078
22	Total all funds	\$57,137,824	\$15,870,815	\$73,008,639
23	Less other funds	32,697,829	13,758,716	46,456,545
24	Total general fund	\$24,439,995	\$2,112,099	\$26,552,094
25	Full-time equivalent positions	178.00	(7.20)	170.80

26 Subdivision 10.

27 MAYVILLE STATE UNIVERSITY

28		Adjustments or		
29		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
30	Operations	\$56,295,375	\$2,299,716	\$58,595,091
31	Operations	\$56,295,375	\$2,799,716	\$59,095,091

Sixty-ninth
Legislative Assembly

1	Capital assets	<u>358,992</u>	<u>34,924,814</u>	<u>35,283,806</u>
2	Total all funds	\$56,654,367	\$37,224,530	\$93,878,897
3	<u>Total all funds</u>	<u>\$56,654,367</u>	<u>\$37,724,530</u>	<u>\$94,378,897</u>
4	Less other funds	<u>34,375,971</u>	<u>36,760,335</u>	<u>71,136,306</u>
5	Total general fund	\$22,278,396	\$464,195	\$22,742,591
6	<u>Total general fund</u>	<u>\$22,278,396</u>	<u>\$964,195</u>	<u>\$23,242,591</u>
7	Full-time equivalent positions	226.92	0.00	226.92
8	Subdivision 11.			

MINOT STATE UNIVERSITY

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>	
12	Operations	\$116,510,048	\$4,701,181	\$121,211,229
13	Capital assets	1,099,620	11,232,000	12,331,620
14	Total all funds	\$117,609,668	\$15,933,181	\$133,542,849
15	Less other funds	68,644,425	14,839,213	83,483,638
16	Total general fund	\$48,965,243	\$1,093,968	\$50,059,211
17	<u>Operations</u>	<u>\$116,510,048</u>	<u>\$4,701,181</u>	<u>\$121,211,229</u>
18	<u>Capital assets</u>	<u>1,099,620</u>	<u>27,867,000</u>	<u>28,966,620</u>
19	<u>Total all funds</u>	<u>\$117,609,668</u>	<u>\$32,568,181</u>	<u>\$150,177,849</u>
20	<u>Less other funds</u>	<u>68,644,425</u>	<u>22,339,213</u>	<u>90,983,638</u>
21	<u>Total general fund</u>	<u>\$48,965,243</u>	<u>\$10,228,968</u>	<u>\$59,194,211</u>
22	Full-time equivalent positions	423.63	(2.47)	421.16
23	Subdivision 12.			

VALLEY CITY STATE UNIVERSITY

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>	
27	Operations	\$56,008,906	\$1,499,518	\$57,508,424
28	Capital assets	<u>455,823</u>	<u>0</u>	<u>455,823</u>
29	Total all funds	\$56,464,729	\$1,499,518	\$57,964,247
30	Less other funds	<u>28,111,916</u>	<u>1,421,115</u>	<u>29,533,031</u>

Sixty-ninth
Legislative Assembly

1	Total general fund	\$28,352,813	\$78,403	\$28,431,216
2	Full-time equivalent positions	211.94	5.50	217.44
3	Subdivision 13.			

DAKOTA COLLEGE AT BOTTINEAU

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>		<u>Appropriation</u>
7	Operations	\$26,229,141	\$1,249,697	\$27,478,838
8	Capital assets	114,007	0	114,007
9	Total all funds	\$26,343,148	\$1,249,697	\$27,592,845
10	Capital assets	114,007	500,000	614,007
11	Total all funds	\$26,343,148	\$1,749,697	\$28,092,845
12	Less other funds	14,900,270	555,764	15,456,034
13	Total general fund	\$11,442,878	\$693,933	\$12,136,811
14	Total general fund	\$11,442,878	\$1,193,933	\$12,636,811
15	Full-time equivalent positions	84.00	3.85	87.85
16	Subdivision 14.			

NORTH DAKOTA FOREST SERVICE

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>		<u>Appropriation</u>
20	Operations	\$24,874,803	\$1,592,413	\$26,467,216
21	Operations	\$24,874,803	\$1,942,413	\$26,817,216
22	Capital assets	118,728	0	118,728
23	Total all funds	\$24,993,531	\$1,592,413	\$26,585,944
24	Less other funds	19,141,941	1,049,079	20,191,020
25	Total all funds	\$24,993,531	\$1,942,413	\$26,935,944
26	Less other funds	19,141,941	1,399,079	20,541,020
27	Total general fund	\$5,851,590	\$543,334	\$6,394,924
28	Full-time equivalent positions	29.00	5.00	34.00
29	Full-time equivalent positions	29.00	7.00	36.00

Subdivision 15.

TOTAL - SECTION 1

		Adjustments or	
	Base Level	Enhancements	Appropriation
3	Grand total all funds	\$2,838,425,542	\$3,297,745,756
4	Grand total other funds	2,026,743,016	2,428,881,832
5	Grand total general fund	\$811,682,526	\$868,863,924
6	<u>Grand total all funds</u>	<u>\$2,838,425,542</u>	<u>\$3,373,778,053</u>
7	<u>Grand total other funds</u>	<u>2,026,743,016</u>	<u>2,490,856,832</u>
8	<u>Grand total general fund</u>	<u>\$811,682,526</u>	<u>\$882,921,221</u>

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO THE SEVENTIETH LEGISLATIVE ASSEMBLY.

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

<u>One-Time Funding Description</u>	<u>General Fund</u>	<u>Other Funds</u>	<u>Total Funds</u>
Capital projects – general fund	\$0	\$63,772,000	\$63,772,000
Capital projects – strategic investment	0	34,924,814	34,924,814
—and improvements fund			
Capital projects – other funds	0	165,860,000	165,860,000
University of North Dakota national	0	12,000,000	12,000,000
—security crossroads			
High performance computing	2,000,000	0	2,000,000
North Dakota state university new	0	12,000,000	12,000,000
—horizon programming			
Minot state university advancing students	500,000	0	500,000
—toward education and employment			
Dual-credit scholarships	0	1,500,000	1,500,000
Professional student exchange program	1,500,000	0	1,500,000
Challenge grants	0	25,000,000	25,000,000
Dakota digital academy	450,000	0	450,000
Nursing education consortium	0	1,100,000	1,100,000
Financial aid system enhancements	25,000	0	25,000

Sixty-ninth
Legislative Assembly

1	Workforce education innovation grants	0	12,000,000	12,000,000
2	Forest service emerald ash borer mitigation	0	950,000	950,000
3	Total	\$4,475,000	\$329,106,814	\$333,581,814
4	Capital projects - general fund	\$9,635,000	\$0	\$9,635,000
5	Capital projects - strategic investment	0	101,196,814	101,196,814
6	and improvements fund			
7	Capital projects - other funds	0	219,225,000	219,225,000
8	Williston state college health care	1,490,000	0	1,490,000
9	program startup costs			
10	University of North Dakota national	0	16,000,000	16,000,000
11	security crossroads			
12	North Dakota state university new	0	16,000,000	16,000,000
13	horizon programming			
14	State college of science lease payments	1,300,000	0	1,300,000
15	and aviation maintenance program			
16	Mayville state university nursing simulation	500,000	0	500,000
17	laboratory			
18	Minot state university advancing students	500,000	0	500,000
19	toward education and employment			
20	Dual-credit scholarships	0	1,500,000	1,500,000
21	Challenge grants	0	24,760,000	24,760,000
22	Nursing education consortium	0	1,100,000	1,100,000
23	Financial aid system enhancements	25,000	0	25,000
24	Workforce education innovation grants	0	10,000,000	10,000,000
25	Forest service emerald ash borer mitigation	0	950,000	950,000
26	Total	\$13,450,000	\$390,731,814	\$404,181,814

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

1 higher education, are appropriated to the board and those institutions and entities, for the
2 biennium beginning July 1, 2025, and ending June 30, 2027. All additional funds received under
3 the North Dakota-Minnesota reciprocity agreement during the biennium beginning July 1, 2025,
4 and ending June 30, 2027, are appropriated to the state board of higher education for
5 reimbursement to institutions under the control of the board.

6 **SECTION 4. USE OF EXTRAORDINARY REPAIRS FUNDING - MATCHING FUNDS.** The
7 capital assets line items in subdivisions 2 through 12 of section 1 of this Act include funding
8 from the general fund for institution extraordinary repairs. An institution, excluding the university
9 of North Dakota and North Dakota state university, shall provide one dollar of matching funds
10 from operations or other sources for each one dollar of extraordinary repairs funding used for a
11 project. The university of North Dakota and North Dakota state university shall provide two
12 dollars of matching funds from operations or other sources for each one dollar of extraordinary
13 repairs funding used for a project.

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

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

16 ~~\$161,746,814~~ \$170,006,814 from the strategic investment and improvements fund as follows:

17	Challenge grants	\$25,000,000
18	<u>Challenge grants</u>	<u>\$24,760,000</u>
19	Nursing education consortium	1,100,000
20	Workforce education innovation grants	12,000,000
21	<u>Workforce education innovation grants</u>	<u>10,000,000</u>
22	Forest service emerald ash borer mitigation	950,000
23	<u>Lake Region state college roof project</u>	<u>2,500,000</u>
24	University of North Dakota science, technology, engineering, and	55,640,000
25	mathematics building	
26	University of North Dakota national security crossroads	12,000,000
27	North Dakota state university new horizon programming	12,000,000
28	<u>University of North Dakota national security crossroads</u>	<u>16,000,000</u>
29	<u>North Dakota state university new horizon programming</u>	<u>16,000,000</u>
30	Mayville state university old main renovation	34,924,814

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

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

3 Total strategic investment and improvements fund \$170,006,814

4 **SECTION 6. OTHER FUNDS - COMMUNITY HEALTH TRUST FUND - UNIVERSITY OF**
5 **NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES - ALLIED HEALTH**
6 **FACILITY.** The other funds line item in subdivision 5 of section 1 of this Act includes \$5,000,000
7 from the community health trust fund for the university of North Dakota school of medicine and
8 health sciences allied health facility project.

9 **SECTION 7. TRANSFER - NORTH DAKOTA UNIVERSITY SYSTEM OFFICE -**
10 **BISMARCK STATE COLLEGE.** Of the funding appropriated in the system governance and
11 core technology services line items in subdivision 1 of section 1 of this Act, the state board of
12 higher education shall transfer \$500,000 to the operations line item in subdivision 2 of section 1
13 of this Act by August 1, 2025. The North Dakota university system office may not assess
14 institutions under the control of the state board of higher education to recover the cost of this
15 transfer.

16 **SECTION 8. TRANSFER - NORTH DAKOTA UNIVERSITY SYSTEM OFFICE - LAKE**
17 **REGION STATE COLLEGE.** Of the funding appropriated in the system governance and core
18 technology services line items in subdivision 1 of section 1 of this Act, the state board of higher
19 education shall transfer \$342,000 to the operations line item in subdivision 3 of section 1 of this
20 Act by August 1, 2025. The North Dakota university system office may not assess institutions
21 under the control of the state board of higher education to recover the cost of this transfer.

22 **SECTION 9. TRANSFER - BANK OF NORTH DAKOTA PROFITS - STATE BOARD OF**
23 **HIGHER EDUCATION SCHOLARSHIPS.** The industrial commission shall transfer to the North
24 Dakota university system office a total of \$1,500,000 from the current earnings and
25 accumulated undivided profits of the Bank of North Dakota during the biennium beginning
26 July 1, 2025, and ending June 30, 2027, as requested by the commissioner of higher education.
27 The other funds line item in subdivision 1 of section 1 includes \$1,500,000 for the North Dakota
28 university system office for dual-credit tuition scholarships.

29 ~~SECTION 9. APPROPRIATION - BANK OF NORTH DAKOTA - TRANSFER -~~
30 ~~STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ECONOMIC DIVERSIFICATION~~
31 ~~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:

	<u>Tier II</u>	<u>Tier III</u>	<u>Total</u>
Bismarck 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
Mayville state university	332,070	1,000,000	1,332,070
Minot state university	906,412	1,000,000	1,906,412
Valley City state university	452,403	1,000,000	1,452,403
Dakota college at Bottineau	201,537	1,000,000	1,201,537
Total	\$15,000,000	\$16,500,000	\$31,500,000
<u>Bismarck state college</u>	<u>\$770,505</u>	<u>\$700,000</u>	<u>\$1,470,505</u>
<u>Lake Region state college</u>	<u>233,263</u>	<u>700,000</u>	<u>933,263</u>
<u>Williston state college</u>	<u>322,154</u>	<u>700,000</u>	<u>1,022,154</u>
<u>University of North Dakota</u>	<u>5,354,139</u>	<u>2,600,000</u>	<u>7,954,139</u>
<u>North Dakota state university</u>	<u>4,695,895</u>	<u>2,600,000</u>	<u>7,295,895</u>
<u>North Dakota state college of science</u>	<u>1,214,738</u>	<u>700,000</u>	<u>1,914,738</u>
<u>Dickinson state university</u>	<u>516,884</u>	<u>700,000</u>	<u>1,216,884</u>

1	<u>Mayville state university</u>	<u>332,070</u>	<u>700,000</u>	<u>1,032,070</u>
2	<u>Minot state university</u>	<u>906,412</u>	<u>700,000</u>	<u>1,606,412</u>
3	<u>Valley City state university</u>	<u>452,403</u>	<u>700,000</u>	<u>1,152,403</u>
4	<u>Dakota college at Bottineau</u>	<u>201,537</u>	<u>700,000</u>	<u>901,537</u>
5	<u>Total</u>	<u>\$15,000,000</u>	<u>\$11,500,000</u>	<u>\$26,500,000</u>

6 **SECTION 11. CAPITAL BUILDING FUNDS - ~~TIER II~~--USES.** The institutions listed may
7 use funding from ~~tier II of~~ the respective institution's university system capital building fund
8 allocation for the following projects authorized by the sixty-ninth legislative assembly:

9	Bismarek state college student housing	—————	—————	\$1,400,000
10	University of North Dakota science, technology, engineering, and	—————	—————	23,860,000
11	—mathematics building	—————	—————	—————
12	North Dakota state university Van Es biosafety laboratory	—————	—————	8,000,000
13	Total	—————	—————	\$33,260,000

14	<u>Bismarck state college - student housing</u>	<u>—————</u>	<u>—————</u>	<u>\$2,200,000</u>
15	<u>University of North Dakota - science, technology, engineering, and</u>	<u>—————</u>	<u>—————</u>	<u>79,500,000</u>
16	<u> <u>mathematics building</u></u>	<u>—————</u>	<u>—————</u>	<u>—————</u>
17	<u>University of North Dakota - allied health facility</u>	<u>—————</u>	<u>—————</u>	<u>45,000,000</u>
18	<u>Dickinson state university - Woods hall and agriculture and technical</u>	<u>—————</u>	<u>—————</u>	<u>12,500,000</u>
19	<u> <u>education building projects</u></u>	<u>—————</u>	<u>—————</u>	<u>—————</u>
20	<u>North Dakota state university - university village replacement phase II</u>	<u>—————</u>	<u>—————</u>	<u>54,000,000</u>
21	<u>North Dakota state university - Van Es biosafety laboratory</u>	<u>—————</u>	<u>—————</u>	<u>8,000,000</u>
22	<u>Minot state university - regional health sciences institute</u>	<u>—————</u>	<u>—————</u>	<u>13,000,000</u>
23	<u>Total</u>	<u>—————</u>	<u>—————</u>	<u>\$214,200,000</u>

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

30 **SECTION 13. BOND ISSUANCE AUTHORIZATION - PURPOSES.** The state board of
31 higher education, in accordance with chapter 15-55, may arrange for the funding of projects

1 authorized in this section, declared to be in the public interest, through the issuance of
2 self-liquidating, tax-exempt evidences of indebtedness under chapter 15-55, during the
3 ~~biennium period~~ beginning ~~July 1, 2025~~ with the effective date of this Act, and ending June 30,
4 2027. Evidences of indebtedness issued pursuant to this section are not a general obligation of
5 the state of North Dakota. Any unexpended balance resulting from the proceeds of the
6 evidences of indebtedness must be placed in a sinking fund to be used for the retirement of
7 indebtedness. The evidences of indebtedness may be issued and the proceeds are
8 appropriated in section 1 of this Act for the following capital projects:

9	North Dakota state university - university village <u>replacement phase II</u>	\$54,000,000
10	North Dakota state university - memorial union <u>renovation and addition and</u>	50,000,000
11	<u>related demolition of other facilities</u>	
12	Dickinson state university - Woods hall, agriculture and technical education	12,500,000
13	building, and rodeo arena projects	
14	Minot state university - student center	<u>3,100,000</u>
15	Total special funds	\$119,600,000

16 **SECTION 14. NORTH DAKOTA STATE COLLEGE OF SCIENCE - ENHANCED LEASE**
17 **PAYMENTS.** The appropriation in subdivision 8 of section 1 of this Act includes \$800,000 for
18 enhanced lease payments for deferred maintenance and extraordinary repairs for a facility in
19 Fargo. The enhanced lease payments must be made pursuant to an agreement with the lessor
20 that includes the repayment of the enhanced lease payments if the property is leased to another
21 party or conveyed prior to June 30, 2035.

22 **SECTION 15. AMENDMENT.** Subsection 2 of section 6-09-53 of the North Dakota Century
23 Code is amended and reenacted as follows:

- 24 2. In consultation with representatives of North Dakota state university and the university
25 of North Dakota, the Bank, in consultation with the state board of higher education,
26 shall award grants to institutions under the control of the state board of higher
27 education. ~~The sum of five million seven million two hundred thousand dollars must be~~
28 ~~awarded~~ The bank must award ninety percent of the funds available each biennium to
29 North Dakota state university and the university of North Dakota with equal amounts
30 awarded to each institution. The remaining funding must be awarded to the other
31 institutions under the control of the state board of higher education, as determined by

1 the board. The state board of higher education may not award more than fifty percent
2 of the available funding during the first year of the biennium. The Bank of North
3 Dakota shall distribute the grant funding as awarded by the state board of higher
4 education.

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

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

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

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

23 **SECTION 18. AMENDMENT.** Subdivision a of subsection 1 of section 15-10-48.2 of the
24 North Dakota Century Code is amended and reenacted as follows:

- 25 a. Subject to legislative appropriations, each biennium the state board of higher
26 education shall award one dollar in matching grants for every two dollars raised
27 by the institutional foundation of North Dakota state university for projects
28 dedicated exclusively to agricultural research and extension at the agricultural
29 experiment station. Notwithstanding section 15-10-53, awards under this section
30 may be used for endowments, academic scholarships, operations, facility repair
31 projects, and new capital construction projects.

1 **SECTION 19. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-48.2 of the
2 North Dakota Century Code is amended and reenacted as follows:

3 c. The board may award up to ~~two million two hundred thousand~~two million seven
4 hundred fifty thousand~~two million six hundred forty-five thousand~~ dollars in
5 matching grants under this section.

6 **SECTION 20. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-49 of the North
7 Dakota Century Code is amended and reenacted as follows:

8 c. The board may award up to:

9 (1) ~~One million seven hundred thousand~~Two million one hundred twenty-five
10 thousand~~Two million forty-five thousand~~ dollars each to Bismarck state
11 college, Dickinson state university, Minot state university, and the North
12 Dakota state college of science;

13 (2) ~~One million one hundred thousand~~One million three hundred seventy-five
14 thousand~~One million three hundred twenty thousand~~ dollars each to
15 ~~Dickinson state university~~, Mayville state university, and Valley City state
16 university; and

17 (3) ~~Six hundred thousand~~Seven hundred fifty thousand~~Seven hundred twenty
18 thousand dollars each to Dakota college at Bottineau, Lake Region state
19 college, and Williston state college.~~

20 **SECTION 21. AMENDMENT.** Subsection 1 of section 15-10-75 of the North Dakota Century
21 Code is amended and reenacted as follows:

22 1. The state board of higher education may provide award funds to institutions under its
23 control, excluding the university of North Dakota and North Dakota state university, to
24 create or enhance educational programs that address the workforce needs of North
25 Dakota business and industry. An award made under this section may be used for
26 curriculum development, equipment and technology purchases, facility modifications
27 and equipment installation, hiring and training new and existing instructors,
28 educational program promotion, and enhancement of postsecondary partnerships with
29 primary and secondary schools. An institution may not be awarded more than one
30 million five hundred thousand dollars pursuant to this section during a biennium. The
31 state board of higher education shall establish a committee, guidelines, and

1 application process for administration of the grant program established under this
2 section.

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

5 **Presidential searches.**

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

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

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

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

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

- 26 1. By July 1, 2026, institutions of higher education under the control of the state board of
27 higher education offering faculty academic tenure shall develop and adopt a policy for
28 tenured and tenure-track faculty employed by the institution, which:
- 29 a. Defines progression and advancement criteria at each stage of tenure
30 progression, including criteria for continued post-tenure review.

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

21 **SECTION 25. AMENDMENT.** Paragraph 3 of subdivision h of subsection 1 of section
22 15-18.2-02 of the North Dakota Century Code is amended and reenacted as follows:

- 23 (3) ~~9-025.014.0~~ for professional level credits;

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

- 26 2. If the number of credit-hours completed by an institution would cause a decrease in
27 the credit completion factor for that institution compared to the credit completion factor
28 the institution ~~was entitled to receive during the 2017-19~~received during the prior
29 biennium, the state board of higher education shall multiply the product determined
30 under section 15-18.2-02 by a credit growth factor of 1.0 for credits in excess of the
31 factor the institution ~~was entitled to receive during the 2017-19~~received during the prior

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

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

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

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

20 ~~15-54.1-02. Capital building funds -- Uses -- Reports.~~

21 ~~Subject to tier II and tier III capital building fund matching requirements under this chapter,~~
22 ~~each institution may use its allocation of funds from the university system capital building fund~~
23 ~~for projects specifically authorized by the legislative assembly to use university system capital~~
24 ~~building fund moneys from each tier. In addition, after an institution has matched and committed~~
25 ~~seventy-five percent of the funding appropriated for the institution's tier I extraordinary repairs~~
26 ~~and subject to state board of higher education approval and matching requirements under this~~
27 ~~chapter, each institution may use its allocation of funds from the university system capital~~
28 ~~building fund tier II and tier III for extraordinary repairs and deferred maintenance projects for~~
29 ~~academic and student housing facilities that do not increase the overall square footage of a~~
30 ~~building. The state board of higher education shall report biennially to the legislative~~
31 ~~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.~~

SECTION 29. AMENDMENT. Subsection 2 of section 15-62.5-03 of the North Dakota Century Code is amended and reenacted as follows:

2. If two or more applicants have the same scores as determined in subsection 1, they must be ranked by the numeric sum of their ~~four~~ scale scores on the ACT or

1 equivalent scores. If a nationally recognized standardized test approved by the state
2 board of higher education does not calculate scale scores, the equivalent will be zero.

3 **SECTION 30. AMENDMENT.** Section 54-44.1-11 of the North Dakota Century Code is
4 amended and reenacted as follows:

5 **54-44.1-11. Office of management and budget to cancel unexpended appropriations -**
6 **When they may continue. (Effective through July 31, ~~2025~~2027)**

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

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

1 **Office of management and budget to cancel unexpended appropriations - When they**
2 **may continue. (Effective after July 31, ~~2025~~2027)** The office of management and budget,
3 thirty days after the close of each biennial period, shall cancel all unexpended appropriations or
4 balances of appropriations after the expiration of the biennial period during which they became
5 available under the law. Unexpended appropriations for the state historical society are not
6 subject to this section and the state historical society shall report on the amounts and uses of
7 funds carried over from one biennium to the appropriations committees of the next subsequent
8 legislative assembly. The chairmen of the appropriations committees of the senate and house of
9 representatives of the legislative assembly with the office of the budget may continue
10 appropriations or balances in force for not more than two years after the expiration of the
11 biennial period during which they became available upon recommendation of the director of the
12 budget for:

- 13 1. New construction projects.
- 14 2. Major repair or improvement projects.
- 15 3. Purchases of new equipment costing more than ten thousand dollars per unit if it was
16 ordered during the first twelve months of the biennium in which the funds were
17 appropriated.
- 18 4. The purchase of land by the state on a "contract for deed" purchase if the total
19 purchase price is within the authorized appropriation.
- 20 5. Purchases by the department of transportation of roadway maintenance equipment
21 costing more than ten thousand dollars per unit if the equipment was ordered during
22 the first twenty-one months of the biennium in which the funds were appropriated.
- 23 6. Authorized ongoing information technology projects.

24 **SECTION 31. AMENDMENT.** Section 6 of chapter 126 of the 2021 Session Laws is
25 amended and reenacted as follows:

26 **SECTION 6. TRANSFER - BANK OF NORTH DAKOTA - SKILLED**
27 **WORKFORCE STUDENT LOAN REPAYMENT PROGRAM FUND.** The Bank of
28 North Dakota shall transfer the sum of \$2,250,000, or so much of the sum as may be
29 necessary, from the Bank's current earnings and undivided profits to the skilled
30 workforce student loan repayment fund during the ~~biennium period~~ beginning July 1,
31 2021, and ending June 30, ~~2023~~2027.

1 **SECTION 32. AMENDMENT.** Section 7 of chapter 126 of the 2021 Session Laws is
2 amended and reenacted as follows:

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

8 **SECTION 33. AMENDMENT.** Section 7 of chapter 3 of the 2023 Session Laws is amended
9 and reenacted as follows:

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

18 **SECTION 34. AMENDMENT.** Section 8 of chapter 3 of the 2023 Session Laws is amended
19 and reenacted as follows:

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

26 **SECTION 35. AMENDMENT.** Section 9 of chapter 3 of the 2023 Session Laws is amended
27 and reenacted as follows:

28 **SECTION 9. TRANSFER - BANK OF NORTH DAKOTA PROFITS - SKILLED**
29 **WORKFORCE SCHOLARSHIP FUND.** The industrial commission shall transfer the
30 sum of \$3,400,000 from the current earnings and accumulated undivided profits of the

1 Bank of North Dakota to the skilled workforce scholarship fund during the
2 biennium period beginning July 1, 2023, and ending June 30, ~~2025~~2027.

3 **SECTION 36. AMENDMENT.** Subsection 17 of section 1 of chapter 550 of the 2021 Special
4 Session Session Laws is amended and reenacted as follows:

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

12 **SECTION 37. REPEAL.** Section 15-10-74 of the North Dakota Century Code is repealed.

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

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

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

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

26 **SECTION 40. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following
27 appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into
28 the biennium beginning July 1, 2025, and ending June 30, 2027:

29 1. Any amounts remaining from the \$18,160,000 appropriated from the general fund for
30 capital projects inflation and \$411,724,026 appropriated from other funds, including
31 \$209,976,971 appropriated from the strategic investment and improvements fund, for

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

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

- 17 1. Any amounts remaining from the funding appropriated for the branch research centers
- 18 capital projects inflation in subdivision 4 of section 1 of chapter 20 of the 2023 Session
- 19 Laws, including related revenues.
- 20 2. Any amounts remaining from the funding appropriated for the northern crops institute
- 21 feed production center facility upgrade and pellet mill in subdivision 2 of section 1 of
- 22 chapter 20 of the 2023 Session Laws, including related revenues.
- 23 3. Any amounts remaining from the funding appropriated for the main research center
- 24 Waldron hall replacement project in subdivision 4 of section 1 of chapter 20 of the
- 25 2023 Session Laws, including related revenues.

26 **SECTION 42. EXEMPTION - SALE OF PROPERTY AUTHORIZED - USE OF**
27 **PROCEEDS.** The state of North Dakota, by and through the state board of higher education,
28 may sell and convey certain real property located at the intersection of sixth avenue north and
29 forty-second street north, in the southeast corner, unplatted parts including the north half of the
30 northwest quarter of the southwest quarter of section 5, township 151 north, range 50,
31 estimated to include 20 acres, in the records of the city of Grand Forks. If any real property

1 authorized to be conveyed under this section is conveyed, the terms of conveyance must be
2 determined jointly by the state board of higher education or a designee of the board and the
3 commissioner of university and school lands. Sections 54-01-05.2 and 54-01-05.5 do not apply
4 to the transfers authorized by this section. Any proceeds from the sale of land pursuant to this
5 section may be used only for deferred maintenance, and extraordinary repairs, ~~or legislatively~~
6 ~~authorized capital projects.~~

7 **SECTION 43. EXEMPTION - SALE OF PROPERTY AUTHORIZED - USE OF**
8 **PROCEEDS.** The state of North Dakota, by and through the state board of higher education,
9 may sell and convey certain real property located at the intersection of Demers avenue and
10 forty-second street north, in the northwest corner, known as 4201 James Ray drive, the south
11 east corner of lot 1, block 1, estimated to be 2.74 acres, in the records of the city of Grand
12 Forks. If any real property authorized to be conveyed under this section is conveyed, the terms
13 of conveyance must be determined jointly by the state board of higher education or a designee
14 of the board and the commissioner of university and school lands. Sections 54-01-05.2 and
15 54-01-05.5 do not apply to the transfers authorized by this section. Any proceeds from the sale
16 of land pursuant to this section may be used only for deferred maintenance, and extraordinary
17 repairs, ~~or legislatively authorized capital projects.~~

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

30 **SECTION 45. HIGHER EDUCATION FUNDING REVIEW COMMITTEE - REPORT TO**
31 **THE LEGISLATIVE MANAGEMENT.**

- 1 1. During the 2025-26 interim, the higher education funding review committee is created
2 and composed of thirteen members as follows:
 - 3 a. Two members of the house of representatives appointed by the majority leader of
4 the house of representatives and one member appointed by the minority leader
5 of the house of representatives;
 - 6 b. Two members of the senate appointed by the majority leader of the senate and
7 one member appointed by the minority leader of the senate;
 - 8 c. One member of the legislative assembly appointed by the legislative
9 management to serve as the committee chairman;
 - 10 d. Six nonvoting members, including:
 - 11 (1) The university of North Dakota vice president for finance and operations, or
12 a designee of the vice president for finance and operations;
 - 13 (2) The North Dakota state university vice president for finance and
14 administration, or a designee of the vice president for finance and
15 administration;
 - 16 (3) Two representatives from regional four-year universities, including
17 dual-mission institutions, appointed by the state board of higher education;
18 and
 - 19 (4) Two representatives from two-year colleges, including polytechnic
20 institutions, appointed by the state board of higher education.
- 21 2. The committee shall review funding methods for higher education in the state,
22 including the higher education funding formula, the university system capital building
23 fund, permanent funds distributions, property tax allocations, oil and gas gross
24 production and oil extraction tax revenue allocations, other statutory funds for higher
25 education and research, and other funding appropriated to institutions and entities
26 under the control of the state board of higher education.
- 27 3. The committee must receive and consider input from representatives of all higher
28 education institutions under the control of the state board of higher education.
- 29 4. The committee shall report its findings and recommendations to the legislative
30 management by September 1, 2026.

1 **SECTION 46. LEGISLATIVE MANAGEMENT STUDY - DUAL-CREDIT.** During the
2 2025-26 interim, the legislative management shall study dual-credit in the state, including which
3 institutions may offer dual-credit courses, where dual-credit courses may be provided by the
4 institutions, and state funding provided for dual-credit. The legislative management shall report
5 its findings and recommendations, together with any legislation required to implement the
6 recommendations, to the seventieth legislative assembly.

7 **SECTION 47. PRAXIS CORE TESTING PERFORMANCE - LEGISLATIVE**
8 **MANAGEMENT REPORT.** The legislative management shall request a report during the
9 2025-26 interim from the association of colleges for teacher education regarding a study of the
10 praxis core testing performance of student teachers who used grades and exams to
11 demonstrate reading, writing, and mathematics competencies.

12 **SECTION 48. STATE BOARD OF HIGHER EDUCATION STUDY AND REPORT -**
13 **COMMISSIONER OF HIGHER EDUCATION - LEGISLATIVE INTENT - REPORT.**

- 14 1. The state board of higher education shall study the costs and benefits of a system of
15 higher education led by a chancellor compared to a commissioner during the 2025-26
16 interim. The state board of higher education shall report its findings and
17 recommendations, including any legislation required to implement the
18 recommendations, to the legislative management by May 31, 2026.
- 19 2. It is the intent of the sixty-ninth legislative assembly that:
 - 20 a. The state board of higher education appoint a state commissioner of higher
21 education in compliance with chapter 15-10 of the North Dakota Century Code
22 and subsection 7 of section 6 of article VIII of the Constitution of North Dakota.
 - 23 b. The state commissioner of higher education be recognized as a position
24 important to the efficient and effective functioning of the North Dakota university
25 system.
 - 26 c. The state board of higher education recognize the importance of hiring an
27 individual for the position of state commissioner of higher education in an efficient
28 and timely manner.
- 29 3. The state board of higher education shall provide a report to the legislative
30 management by October 15, 2025, regarding the hiring process for the state

1 commissioner of higher education position, including detail regarding the cause or
2 reasoning behind any delays in the hiring process.

3 **SECTION 49. LEGISLATIVE INTENT - WEIGHTED CREDIT-HOURS - INSTRUCTIONAL**
4 **PROGRAM CLASSIFICATION FACTORS.** It is the intent of the sixty-ninth legislative assembly
5 that wind energy technology and law enforcement courses be transferred to the career and
6 technical education instructional program classification within the higher education funding
7 formula.

8 **SECTION 50. LEGISLATIVE INTENT - UNIVERSITY OF NORTH DAKOTA SCHOOL OF**
9 **MEDICINE AND HEALTH SCIENCES - ALLIED HEALTH FACILITY.** It is the intent of the
10 sixty-ninth legislative assembly that an allied health facility expansion be completed at the
11 university of North Dakota school of medicine and health sciences.

12 **SECTION 51. LEGISLATIVE INTENT - SEPARATION AGREEMENTS.** It is the intent of the
13 sixty-ninth legislative assembly that the state board of higher education not enter into any
14 separation or early retirement agreements, other than approved agreements consistent with the
15 individual's personnel contract and state law, with a cost to the state or the institutions under the
16 control of the state board of higher education during the biennium beginning July 1, 2025, and
17 ending June 30, 2027.

18 **SECTION 52. EMERGENCY.** The workforce education innovation grants and capital assets
19 line items in section 1 and sections 4, 5, 6, 10, 11, 13, 14, 21, 38, 42, and 43 of this Act are
20 declared to be an emergency measure.