

25.0170.04000

Sixty-ninth
Legislative Assembly
of North Dakota

**FIRST ENGROSSMENT
with House Amendments**

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, section 15-54.1-04, subsection 1 of
12 section 15-62.4-01, subsection 2 of section 15-62.5-03, and section 54-44.1-11 of the North
13 Dakota Century Code, relating to the powers and duties of the state board of higher education,
14 the economic diversification research fund, matching grants for the advancement of academics,
15 the workforce education innovation program, academic tenure policy at institutions of higher
16 education, state aid for institutions of higher education, university system capital building funds,
17 student financial assistance grants, the scholars program, and the cancellation of unexpended
18 appropriations; to amend and reenact sections 6 and 7 of chapter 126 of the 2021 Session
19 Laws, relating to transfers from the Bank of North Dakota to the skilled workforce loan
20 repayment program fund and the skilled workforce scholarship fund; to amend and reenact
21 sections 7, 8, and 9 of chapter 3 of the 2023 Session Laws, relating to transfers from the Bank
22 of North Dakota to the skilled workforce loan repayment program fund, the skilled workforce
23 scholarship fund, and to the state board of higher education for dual-credit tuition scholarships;

1 to amend and reenact subsection 17 of section 1 of chapter 550 of the 2021 Special Session
2 Session Laws, relating to funding for hyperbaric oxygen therapy; to repeal section 15-10-74 of
3 the North Dakota Century Code, relating to the naming of the Bismarck state college
4 polytechnic center; to authorize the state board of higher education to issue and sell bonds for
5 capital projects; to provide for a transfer; to provide for the conveyance of real property; to
6 provide for a legislative management higher education funding review committee; to provide for
7 a report; to provide legislative intent; to provide an exemption; to provide for application; and to
8 declare an emergency.

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

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

17 Subdivision 1.

18 NORTH DAKOTA UNIVERSITY SYSTEM

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
21 Capital assets - bond payments	\$11,197,896	(\$936,521)	\$10,261,375
22 Competitive research programs	5,685,750	0	5,685,750
23 System governance	10,569,162	1,364,325	11,933,487
24 State employee child care benefits	0	910,000	910,000
25 Core technology services	71,988,917	9,335,156	81,324,073
26 Student financial assistance grants	29,917,306	2,000,000	31,917,306
27 Supplemental student financial	0	5,000,000	5,000,000
28 assistance grants			
29 Professional student exchange program	3,699,342	1,500,000	5,199,342
30 Academic and CTE scholarships	17,216,749	0	17,216,749

Sixty-ninth
Legislative Assembly

1	Scholars program	1,807,115	0	1,807,115
2	Native American scholarship	1,000,000	0	1,000,000
3	Tribally controlled community	1,400,000	200,000	1,600,000
4	college grants			
5	Education incentive programs	260,000	0	260,000
6	Student mental health	284,400	0	284,400
7	Veterans' assistance grants	454,875	0	454,875
8	Shared campus services	800,000	0	800,000
9	Nursing education consortium	1,356,000	1,100,000	2,456,000
10	NASA EPSCoR	342,000	0	342,000
11	Education challenge fund	0	25,750,000	25,750,000
12	Workforce education innovation grants	0	12,000,000	12,000,000
13	Dual-credit tuition scholarship	<u>1,500,000</u>	<u>0</u>	<u>1,500,000</u>
14	Total all funds	\$159,479,512	\$58,222,960	\$217,702,472
15	Less other funds	<u>26,260,897</u>	<u>39,875,852</u>	<u>66,136,749</u>
16	Total general fund	\$133,218,615	\$18,347,108	\$151,565,723
17	Full-time equivalent positions	162.83	6.00	168.83

18 Subdivision 2.

19 BISMARCK STATE COLLEGE

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

28 Subdivision 3.

29 LAKE REGION STATE COLLEGE

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

Sixty-ninth
Legislative Assembly

1	Operations	\$41,913,733	\$2,418,065	\$44,331,798
2	Capital assets	<u>362,667</u>	<u>3,200,000</u>	<u>3,562,667</u>
3	Total all funds	\$42,276,400	\$5,618,065	\$47,894,465
4	Less other funds	<u>26,601,597</u>	<u>931,171</u>	<u>27,532,768</u>
5	Total general fund	\$15,674,803	\$4,686,894	\$20,361,697
6	Full-time equivalent positions	120.59	(5.44)	115.15
7	Subdivision 4.			

WILLISTON STATE COLLEGE

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

UNIVERSITY OF NORTH DAKOTA

19			Adjustments or	
20		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
21	Operations	\$967,725,670	\$64,041,426	\$1,031,767,096
22	Capital assets	4,411,566	124,500,000	128,911,566
23	Research network	<u>2,500,000</u>	<u>1,000,000</u>	<u>3,500,000</u>
24	Total all funds	\$974,637,236	\$189,541,426	\$1,164,178,662
25	Less other funds	<u>790,481,856</u>	<u>172,626,346</u>	<u>963,108,202</u>
26	Total general fund	\$184,155,380	\$16,915,080	\$201,070,460
27	Full-time equivalent positions	2,060.56	131.39	2,191.95
28	Subdivision 6.			

UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES

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

Sixty-ninth
Legislative Assembly

1	Operations	\$240,396,968	\$18,815,356	\$259,212,324
2	Healthcare workforce initiative	<u>10,676,150</u>	<u>0</u>	<u>10,676,150</u>
3	Total all funds	\$251,073,118	\$18,815,356	\$269,888,474
4	Less other funds	<u>168,241,842</u>	<u>5,776,474</u>	<u>174,018,316</u>
5	Total general fund	\$82,831,276	\$13,038,882	\$95,870,158
6	Full-time equivalent positions	488.83	40.23	529.06
7	Subdivision 7.			

NORTH DAKOTA STATE UNIVERSITY

9			Adjustments or	
10		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
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	<u>2,500,000</u>	<u>1,000,000</u>	<u>3,500,000</u>
14	Total all funds	\$817,664,195	\$179,414,240	\$997,078,435
15	Less other funds	<u>653,917,430</u>	<u>171,772,791</u>	<u>825,690,221</u>
16	Total general fund	\$163,746,765	\$7,641,449	\$171,388,214
17	Full-time equivalent positions	1,867.50	(61.54)	1,805.96
18	Subdivision 8.			

NORTH DAKOTA STATE COLLEGE OF SCIENCE

20			Adjustments or	
21		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
22	Operations	\$102,490,255	\$6,921,477	\$109,411,732
23	Capital assets	<u>1,012,379</u>	<u>65,000</u>	<u>1,077,379</u>
24	Total all funds	\$103,502,634	\$6,986,477	\$110,489,111
25	Less other funds	<u>63,645,097</u>	<u>2,338,578</u>	<u>65,983,675</u>
26	Total general fund	\$39,857,537	\$4,647,899	\$44,505,436
27	Full-time equivalent positions	313.95	12.59	326.54
28	Subdivision 9.			

DICKINSON STATE UNIVERSITY

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

Sixty-ninth
Legislative Assembly

1	Operations	\$56,728,746	\$3,370,815	\$60,099,561
2	Capital assets	409,078	14,875,000	15,284,078
3	Total all funds	\$57,137,824	\$18,245,815	\$75,383,639
4	Less other funds	<u>32,697,829</u>	<u>13,758,716</u>	<u>46,456,545</u>
5	Total general fund	\$24,439,995	\$4,487,099	\$28,927,094
6	Full-time equivalent positions	178.00	(7.20)	170.80
7	Subdivision 10.			

MAYVILLE STATE UNIVERSITY

9			Adjustments or	
10		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
11	Operations	\$56,295,375	\$5,374,716	\$61,670,091
12	Capital assets	<u>358,992</u>	<u>34,924,814</u>	<u>35,283,806</u>
13	Total all funds	\$56,654,367	\$40,299,530	\$96,953,897
14	Less other funds	<u>34,375,971</u>	<u>36,760,335</u>	<u>71,136,306</u>
15	Total general fund	\$22,278,396	\$3,539,195	\$25,817,591
16	Full-time equivalent positions	226.92	0.00	226.92
17	Subdivision 11.			

MINOT STATE UNIVERSITY

19			Adjustments or	
20		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
21	Operations	\$116,510,048	\$5,701,181	\$122,211,229
22	Capital assets	<u>1,099,620</u>	<u>27,867,000</u>	<u>28,966,620</u>
23	Total all funds	\$117,609,668	\$33,568,181	\$151,177,849
24	Less other funds	<u>68,644,425</u>	<u>18,489,213</u>	<u>87,133,638</u>
25	Total general fund	\$48,965,243	\$15,078,968	\$64,044,211
26	Full-time equivalent positions	423.63	(2.47)	421.16
27	Subdivision 12.			

VALLEY CITY STATE UNIVERSITY

29			Adjustments or	
30		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
31	Operations	\$56,008,906	\$1,499,518	\$57,508,424

Sixty-ninth
Legislative Assembly

1	Capital assets	<u>455,823</u>	<u>0</u>	<u>455,823</u>
2	Total all funds	\$56,464,729	\$1,499,518	\$57,964,247
3	Less other funds	<u>28,111,916</u>	<u>1,421,115</u>	<u>29,533,031</u>
4	Total general fund	\$28,352,813	\$78,403	\$28,431,216
5	Full-time equivalent positions	211.94	5.50	217.44

6 Subdivision 13.

7 DAKOTA COLLEGE AT BOTTINEAU

8			Adjustments or	
9		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
10	Operations	\$26,229,141	\$1,249,697	\$27,478,838
11	Capital assets	<u>114,007</u>	<u>500,000</u>	<u>614,007</u>
12	Total all funds	\$26,343,148	\$1,749,697	\$28,092,845
13	Less other funds	<u>14,900,270</u>	<u>555,764</u>	<u>15,456,034</u>
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.

17 NORTH DAKOTA FOREST SERVICE

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

26 Subdivision 15.

27 TOTAL - SECTION 1

28			Adjustments or	
29		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
30	Grand total all funds	\$2,838,425,542	\$564,892,511	\$3,403,318,053

Sixty-ninth
Legislative Assembly

1	Grand total other funds	<u>2,026,743,016</u>	<u>470,953,816</u>	<u>2,497,696,832</u>
2	Grand total general fund	\$811,682,526	\$93,938,695	\$905,621,221

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

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

8	<u>One-Time Funding Description</u>	<u>General Fund</u>	<u>Other Funds</u>	<u>Total Funds</u>
9	Capital projects - general fund	\$24,060,000	\$0	\$24,060,000
10	Capital projects - strategic investment	0	98,696,814	98,696,814
11	and improvements fund			
12	Capital projects - other funds	0	209,575,000	209,575,000
13	Williston state college health care	1,490,000	0	1,490,000
14	program startup costs			
15	University of North Dakota national	0	24,000,000	24,000,000
16	security crossroads			
17	High performance computing	2,000,000	0	2,000,000
18	North Dakota state university new	0	24,000,000	24,000,000
19	horizon programming			
20	Mayville state university campus security	3,075,000	0	3,075,000
21	and salaries and wages			
22	Minot state university advancing students	1,500,000	0	1,500,000
23	toward education and employment			
24	Dual-credit scholarships	0	1,500,000	1,500,000
25	Challenge grants	0	25,750,000	25,750,000
26	Nursing education consortium	0	1,100,000	1,100,000
27	Financial aid system enhancements	25,000	0	25,000
28	Workforce education innovation grants	0	12,000,000	12,000,000
29	Forest service emerald ash borer mitigation	<u>0</u>	<u>950,000</u>	<u>950,000</u>
30	Total	\$32,150,000	\$397,571,814	\$429,721,814

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

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

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

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

20 The grand total other funds line item in subdivision 15 of section 1 of this Act includes
21 \$186,496,814 from the strategic investment and improvements fund as follows:

22 Challenge grants	\$25,750,000
23 Nursing education consortium	1,100,000
24 Workforce education innovation grants	12,000,000
25 Forest service emerald ash borer mitigation	950,000
26 University of North Dakota science, technology, engineering, and 27 mathematics building	55,640,000
28 University of North Dakota national security crossroads	24,000,000
29 North Dakota state university new horizon programming	24,000,000
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 \$186,496,814

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

4 **BISMARCK STATE COLLEGE.** Of the funding appropriated in the system governance and
5 core technology services line items in subdivision 1 of section 1 of this Act, the state board of
6 higher education shall transfer \$500,000 to the operations line item in subdivision 2 of section 1
7 of this Act by August 1, 2025. The North Dakota university system office may not assess
8 institutions under the control of the state board of higher education to recover the cost of this
9 transfer.

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

11 **REGION STATE COLLEGE.** Of the funding appropriated in the system governance and core
12 technology services line items in subdivision 1 of section 1 of this Act, the state board of higher
13 education shall transfer \$342,000 to the operations line item in subdivision 3 of section 1 of this
14 Act by August 1, 2025. The North Dakota university system office may not assess institutions
15 under the control of the state board of higher education to recover the cost of this transfer.

16 **SECTION 8. TRANSFER - BANK OF NORTH DAKOTA PROFITS - STATE BOARD OF**

17 **HIGHER EDUCATION SCHOLARSHIPS.** The industrial commission shall transfer to the North
18 Dakota university system office a total of \$1,500,000 from the current earnings and
19 accumulated undivided profits of the Bank of North Dakota during the biennium beginning
20 July 1, 2025, and ending June 30, 2027, as requested by the commissioner of higher education.
21 The other funds line item in subdivision 1 of section 1 includes \$1,500,000 for the North Dakota
22 university system office for dual-credit tuition scholarships.

23 **SECTION 9. APPROPRIATION - BANK OF NORTH DAKOTA - TRANSFER -**

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

25 **RESEARCH FUND.** The office of management and budget shall transfer \$8,000,000 from the
26 strategic investment and improvements fund to the economic diversification research fund, the
27 sum of which is appropriated to the Bank of North Dakota for the purpose of providing grants to
28 institutions under the control of the state board of higher education, for the biennium beginning
29 July 1, 2025, and ending June 30, 2027, as requested by the commissioner of higher education.

30 **SECTION 10. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND -**

31 **UNIVERSITY SYSTEM CAPITAL BUILDING FUND.** The office of management and budget

Sixty-ninth
Legislative Assembly

1 shall transfer \$26,500,000 from the strategic investment and improvements fund to the
2 university system capital building fund during the period beginning with the effective date of this
3 Act, and ending June 30, 2027, as requested by the commissioner of higher education. Funding
4 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>
5 Bismarck state college	\$770,505	\$700,000	\$1,470,505
7 Lake Region state college	233,263	700,000	933,263
8 Williston state college	322,154	700,000	1,022,154
9 University of North Dakota	5,354,139	2,600,000	7,954,139
10 North Dakota state university	4,695,895	2,600,000	7,295,895
11 North Dakota state college of science	1,214,738	700,000	1,914,738
12 Dickinson state university	516,884	700,000	1,216,884
13 Mayville state university	332,070	700,000	1,032,070
14 Minot state university	906,412	700,000	1,606,412
15 Valley City state university	452,403	700,000	1,152,403
16 Dakota college at Bottineau	<u>201,537</u>	<u>700,000</u>	<u>901,537</u>
17 Total	\$15,000,000	\$11,500,000	\$26,500,000

18 **SECTION 11. CAPITAL BUILDING FUNDS - USES.** The institutions listed may use funding
19 from the respective institution's university system capital building fund allocation for the
20 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 mathematics building	79,500,000
24 University of North Dakota - allied health facility phase I	45,000,000
25 Dickinson state university - Woods hall and agriculture and technical 26 education building projects	12,500,000
27 Minot state university - regional health sciences institute	13,000,000
28 North Dakota state university - university village replacement phase II	54,000,000
29 North Dakota state university - Van Es biosafety laboratory	8,000,000
30 Minot state university - regional health sciences institute	<u>13,000,000</u>
31 Total	\$226,400,000

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

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

17 North Dakota state university - university village replacement phase II	\$54,000,000
18 North Dakota state university - memorial union renovation and addition and 19 related demolition of other facilities	50,000,000
20 Dickinson state university - Woods hall, agriculture and technical education 21 building, and rodeo arena projects	12,500,000
22 Minot state university - student center	<u>3,100,000</u>
23 Total special funds	\$119,600,000

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

26 2. In consultation with representatives of North Dakota state university and the university
27 of North Dakota, the Bank, in consultation with the state board of higher education,
28 shall award grants to institutions under the control of the state board of higher
29 education. The sum of ~~five million~~seven million two hundred thousand dollars must be
30 awarded to North Dakota state university and the university of North Dakota with equal
31 amounts awarded to each institution. The remaining funding must be awarded to the

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

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

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

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

15 c. The board may award up to ~~two million seven hundred thousand~~three million
16 three hundred seventy-five thousand dollars in matching grants each to the
17 university of North Dakota and North Dakota state university; and up to ~~two-~~
18 ~~million two hundred thousand~~two million seven hundred fifty 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 17. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-48.2 of the
24 North Dakota Century Code is amended and reenacted as follows:

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

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

29 c. The board may award up to:

- 1 (1) ~~One million seven hundred thousand~~Two million one hundred twenty-five
2 thousand dollars each to Bismarck state college, Dickinson state university,
3 Minot state university, and the North Dakota state college of science;
4 (2) ~~One million one hundred thousand~~One million three hundred seventy-five
5 thousand dollars each to ~~Dickinson state university,~~ Mayville state university,
6 and Valley City state university; and
7 (3) ~~Six hundred thousand~~Seven hundred fifty thousand dollars each to Dakota
8 college at Bottineau, Lake Region state college, and Williston state college.

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

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

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

23 **Dual-credit courses.**

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

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

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

- 30 1. The state board of higher education may not make a payment to an out-of-state
31 institution on behalf of an individual participating in a professional student exchange

- 1 program in veterinary medicine, dentistry, or optometry unless that individual signed a
2 legally binding agreement with the state board of higher education which identifies the
3 amount of the award under the professional student exchange program.
- 4 2. If the individual who signed the agreement under subsection 1 is not practicing
5 veterinary medicine, dentistry, or optometry in this state within thirty-six months
6 following graduation or of leaving the education program, the individual shall repay the
7 amount of the agreement in full at that time.
- 8 3. If the individual who signed the agreement under subsection 1 practices veterinary
9 medicine, dentistry, or optometry in this state within thirty-six months following
10 graduation, the state board of higher education shall reduce the amount of the
11 agreement by one-third for each full year the individual continues practicing in the
12 state. If the individual stops practicing in this state before the amount of the agreement
13 is waived in its entirety, the individual shall repay the remaining portion of the
14 agreement in full from the date the individual stopped practicing in the state.
- 15 4. If the individual who signed the agreement under subsection 1 departs before
16 graduation from a program in veterinary medicine, dentistry, or optometry, that
17 individual shall repay the amount of the agreement in full at the time of departure.
- 18 5. The Bank of North Dakota shall allow an individual who is required to repay all or a
19 portion of an agreement under this section to use one of the Bank's student loan
20 programs as an option for repayment, up to the amount certified by the state board of
21 higher education. To qualify under this subsection, the individual must meet student
22 loan credit criteria as established by the Bank.
- 23 6. The state board of higher education shall defer any repayment of an agreement
24 otherwise due under this section for the period of time the individual who signed the
25 agreement is pursuing full-time graduate or postdoctoral studies or is called to active
26 duty as a member of the armed forces. The repayment provisions under an agreement
27 signed under this section must provide for cancellation of the repayment requirements
28 if the individual dies or becomes permanently or totally disabled.
- 29 7. The state board of higher education shall adopt policies and procedures implementing
30 this section. The state board of higher education shall confirm eligibility to the Bank of

1 any individual who uses the Bank's student loan program to repay any outstanding
2 agreement amounts in full.

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 for the composition of a ~~culminating post-tenure evaluation committee~~
10 ~~must include the administrative supervisor of the faculty member being~~
11 ~~evaluated, at least one ranking administrator, and tenured faculty comprising no~~
12 ~~less than one-third and no more than one-half of the committee to evaluate~~
13 ~~faculty members post-tenure within three years of being awarded tenure and~~
14 ~~every five years thereafter.~~
- 15 e. Defines the outcome of an unsatisfactory review of post-tenured faculty, which
16 may be removal from the position. The decision to remove faculty from a position
17 must be made by the employing institution and the state board of higher
18 education.
- 19 f. Is approved by the state board of higher education.
- 20 g. Provides for a hearing and appeal process for a faculty member aggrieved by the
21 policy adopted under this subsection or decision made by the committee under
22 subdivision c.

23 **SECTION 25. AMENDMENT.** Paragraph 3 of subdivision h of subsection 1 of section
24 15-18.2-02 of the North Dakota Century Code is amended and reenacted as follows:

25 (3) ~~9-025-014.0~~ for professional level credits;

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

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

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

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

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

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

22 **15-54.1-04. Tier III capital building funds - Matching requirements.**

23 The state board of higher education may allocate tier III capital building fund moneys to an
24 institution only after the institution, excluding the university of North Dakota and North Dakota
25 state university, provides two dollars one dollar of matching funds from operations or other
26 sources for each one dollar from the university system capital building fund for the project. The
27 state board of higher education may allocate tier III capital building fund moneys to the
28 university of North Dakota and North Dakota state university only after the institution provides
29 two dollars of matching funds from operations or other sources for each one dollar from the
30 university system capital building fund for the project. An institution may not use tier I

1 extraordinary repairs funding, tier II capital building fund moneys, or state funding appropriated
2 for a specific capital project as matching funds under this section.

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

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

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

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

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

22 **54-44.1-11. Office of management and budget to cancel unexpended appropriations -**
23 **When they may continue. (Effective through July 31, ~~2025~~2027)**

24 Except as otherwise provided by law, the office of management and budget, thirty days after
25 the close of each biennial period, shall cancel all unexpended appropriations or balances of
26 appropriations after the expiration of the biennial period during which they became available
27 under the law. Unexpended appropriations for the state historical society are not subject to this
28 section and the state historical society shall report on the amounts and uses of funds carried
29 over from one biennium to the appropriations committees of the next subsequent legislative
30 assembly. Unexpended appropriations for the North Dakota university system are not subject to
31 this section and the North Dakota university system shall report on the amounts and uses of

1 funds carried over from one biennium to the next to subsequent appropriations committees of
2 the legislative assembly. The chairmen of the appropriations committees of the senate and
3 house of representatives of the legislative assembly with the office of the budget may continue
4 appropriations or balances in force for not more than two years after the expiration of the
5 biennial period during which they became available upon recommendation of the director of the
6 budget for:

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

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

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

- 30 1. New construction projects.
- 31 2. Major repair or improvement projects.

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

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

12 **SECTION 6. TRANSFER - BANK OF NORTH DAKOTA - SKILLED**
13 **WORKFORCE STUDENT LOAN REPAYMENT PROGRAM FUND.** The Bank of
14 North Dakota shall transfer the sum of \$2,250,000, or so much of the sum as may be
15 necessary, from the Bank's current earnings and undivided profits to the skilled
16 workforce student loan repayment fund during the ~~biennium~~period beginning July 1,
17 2021, and ending June 30, ~~2023~~2027.

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

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

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

27 **SECTION 7. TRANSFER - BANK OF NORTH DAKOTA PROFITS - STATE**
28 **BOARD OF HIGHER EDUCATION SCHOLARSHIPS.** The industrial commission
29 shall transfer to the North Dakota university system a total of \$1,500,000 from the
30 current earnings and accumulated undivided profits of the Bank of North Dakota
31 during the ~~biennium~~period beginning July 1, 2023, and ending June 30, ~~2025~~2027, as

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

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

6 **SECTION 8. TRANSFER - BANK OF NORTH DAKOTA PROFITS - SKILLED**
7 **WORKFORCE STUDENT LOAN REPAYMENT PROGRAM FUND.** The industrial
8 commission shall transfer the sum of \$3,400,000 from the current earnings and
9 accumulated undivided profits of the Bank of North Dakota to the skilled workforce
10 student loan repayment program fund during the biennium period beginning July 1,
11 2023, and ending June 30, ~~2025~~2027.

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

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

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

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

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

29 **SECTION 39. EXEMPTION - TRANSFER AUTHORITY - LEGISLATIVE MANAGEMENT**
30 **REPORT.** Notwithstanding section 54-16-04, the office of management and budget shall
31 transfer appropriation authority from the operations to the capital assets line items within

1 subdivisions 2 through 14 of section 1 of this Act as requested by the state board of higher
2 education, for the biennium beginning July 1, 2025, and ending June 30, 2027. The board shall
3 report any transfer of funds under this section to the legislative management.

4 **SECTION 40. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.**

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

10 **SECTION 41. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following

11 appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into
12 the biennium beginning July 1, 2025, and ending June 30, 2027:

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

29 **SECTION 42. 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 sixth avenue north and

1 forty-second street north, in the southeast corner, unplatted parts including the north half of the
2 northwest quarter of the southwest quarter of section 5, township 151 north, range 50,
3 estimated to include 20 acres, in the records of the city of Grand Forks. If any real property
4 authorized to be conveyed under this section is conveyed, the terms of conveyance must be
5 determined jointly by the state board of higher education or a designee of the board and the
6 commissioner of university and school lands. Sections 54-01-05.2 and 54-01-05.5 do not apply
7 to the transfers authorized by this section. Any proceeds from the sale of land pursuant to this
8 section may be used only for deferred maintenance and extraordinary repairs.

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

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

20 **SECTION 44. UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH**
21 **SCIENCES - UNIVERSITY OF NORTH DAKOTA PHYSICIAN ASSISTANT PROGRAM -**

22 **STUDENT RESIDENCY - REPORT.** The university of North Dakota shall develop and
23 implement student recruitment and acceptance strategies to increase the number of resident
24 students enrolled in the school of medicine and health sciences and to increase the number of
25 resident students enrolled in the physician assistant program, with a goal for eighty-five percent
26 of students enrolled at the school of medicine and health sciences and in the physician
27 assistant program to be residents of the state by the fall 2030 semester. The university of North
28 Dakota shall provide an annual report to the legislative management regarding strategies under
29 consideration and implemented to increase resident student enrollment in the school of
30 medicine and health sciences and in the physician assistant program, during the biennium
31 beginning July 1, 2025, and ending June 30, 2027.

1 **SECTION 45. HIGHER EDUCATION FUNDING REVIEW COMMITTEE - REPORT TO**
2 **THE LEGISLATIVE MANAGEMENT.**

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

- 1 4. The committee shall report its findings and recommendations to the legislative
2 management by September 1, 2026.

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

4 **MANAGEMENT REPORT.** The legislative management shall request a report during the
5 2025-26 interim from the association of colleges for teacher education regarding a study of the
6 praxis core testing performance of student teachers who used grades and exams to
7 demonstrate reading, writing, and mathematics competencies.

8 **SECTION 47. STATE BOARD OF HIGHER EDUCATION STUDY AND REPORT -**
9 **COMMISSIONER OF HIGHER EDUCATION - LEGISLATIVE INTENT - 2027-29 BIENNIUM**
10 **BUDGET.**

11 1. The state board of higher education shall study the costs and benefits of a system of
12 higher education led by a chancellor compared to a commissioner during the 2025-26
13 interim. The state board of higher education shall report its findings and
14 recommendations, including any legislation required to implement the
15 recommendations, to the seventieth legislative assembly.

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

- 17 a. The state board of higher education appoint a state commissioner of higher
18 education in compliance with chapter 15-10 of the North Dakota Century Code
19 and subsection 7 of section 6 of article VIII of the Constitution of North Dakota.
20 b. The state commissioner of higher education position be filled by February 1,
21 2026.
22 c. The seventieth legislative assembly reduce the general fund appropriation for the
23 North Dakota university system office, for the biennium beginning July 1, 2027,
24 and ending June 30, 2029, by two percent for each month after February 1, 2026,
25 the state commissioner of higher education position remains vacant.

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

1 **SECTION 49. LEGISLATIVE INTENT - UNIVERSITY OF NORTH DAKOTA SCHOOL OF**
2 **MEDICINE AND HEALTH SCIENCES - ALLIED HEALTH FACILITY.** It is the intent of the
3 sixty-ninth legislative assembly that an allied health facility expansion be completed at the
4 university of North Dakota school of medicine and health sciences. It is further the intent of the
5 sixty-ninth legislative assembly that the seventieth legislative assembly consider supporting the
6 completion of the allied health facility project at the university of North Dakota school of
7 medicine and health sciences.

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

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

- 14 1. Except as provided in this section, notwithstanding any other provision of law, the state
15 board of higher education may not increase tuition rates for resident students
16 attending institutions of higher education under its control during the 2025-26
17 academic year by more than four percent as compared to the tuition rate in effect
18 during the 2025 spring semester.
- 19 2. Except as provided in this section, notwithstanding any other provision of law, the state
20 board of higher education may not increase tuition rates for resident students
21 attending institutions of higher education under its control during the 2026-27
22 academic year by more than four percent as compared to the tuition rate in effect
23 during the 2026 spring semester.
- 24 3. Tuition rates charged for high-cost undergraduate differentiated tuition programs and
25 for graduate level programs, including programs offered through the university of North
26 Dakota school of medicine and health sciences, the university of North Dakota school
27 of law, or the North Dakota state university school of pharmacy, may be increased by
28 up to five percent for the 2025-26 academic year as compared to the tuition rate in
29 effect during the 2025 spring semester.
- 30 4. Tuition rates charged for high-cost undergraduate differentiated tuition programs and
31 for graduate level programs, including programs offered through the university of North

1 Dakota school of medicine and health sciences, the university of North Dakota school
2 of law, or the North Dakota state university school of pharmacy, may be increased by
3 up to five percent for the 2026-27 academic year as compared to the tuition rate in
4 effect during the 2026 spring semester.

5 5. This section does not apply to tuition rates for nonresident students attending
6 institutions of higher education under the control of the state board of higher
7 education. For purposes of this section, the residency of students for tuition purposes
8 must be determined under section 15-10-19.1.

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

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

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

17 **SECTION 53. EMERGENCY.** The capital assets line items in section 1 and sections 4, 5,
18 10, 11, 12, 13, 19, 39, 42, and 43 of this Act are declared to be an emergency measure.