

Sixtieth
Legislative Assembly
of North Dakota

REENGROSSED HOUSE BILL NO. 1125

Introduced by

Education Committee

(At the request of the State Board of Higher Education)

1 A BILL for an Act to create and enact chapter 43-29.1 of the North Dakota Century Code,
2 relating to a loan repayment program for veterinarians; and to provide a continuing
3 appropriation.

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

5 **SECTION 1.** Chapter 43-29.1 of the North Dakota Century Code is created and
6 enacted as follows:

7 **43-29.1-01. Loan repayment program - Veterinarians - Maximum amount of funds.**

8 Each year the state health council, in consultation with the state veterinarian, shall select from a
9 pool of applicants no more than three veterinarians who shall provide food animal veterinary
10 medicine services to communities in this state. The veterinarians are eligible to receive up to
11 eighty thousand dollars in loan repayment funds. If the state health council accepts any gifts,
12 grants, or donations under this chapter, the council may select additional veterinarians for
13 participation in the loan repayment program under this chapter.

14 **43-29.1-02. Loan repayment program - Veterinarians - Powers of state health**
15 **council.** The state health council may:

- 16 1. Determine the eligibility and qualifications of an applicant for loan repayment funds
17 under this chapter.
- 18 2. Identify communities that are in need of a veterinarian and establish a priority
19 ranking for participation in the program by the selected communities.
- 20 3. Create and distribute a loan repayment application.
- 21 4. Determine the amount of the loan repayment funds for which a veterinarian is
22 eligible under this chapter and, in making this determination, examine any
23 outstanding education loans incurred by the applicant.
- 24 5. Establish conditions regarding the use of the loan repayment funds.

- 1 6. Enter a nonrenewable contract with the veterinarian and the selected community to
- 2 provide to the veterinarian funds for the repayment of education loans in exchange
- 3 for the veterinarian agreeing to actively practice in the selected community.
- 4 7. Receive and use funds appropriated for the program.
- 5 8. Enforce any contract under the program.
- 6 9. Cancel a contract for reasonable cause.
- 7 10. Participate in federal programs that support the repayment of education loans
- 8 incurred by veterinarians and agree to the conditions of the federal programs.
- 9 11. Accept property from an entity.
- 10 12. Cooperate with the state department of health to effectuate this chapter.

11 **43-29.1-03. Veterinarian selection criteria - Eligibility for loan repayment.**

- 12 1. In establishing the criteria regarding a veterinarian's eligibility for loan repayment
- 13 funds under this chapter, the state health council shall include consideration of:
- 14 a. The veterinarian's training in food animal veterinary medicine, ability and
- 15 willingness of the veterinarian to engage in food animal veterinary medicine,
- 16 and the extent to which such services are needed in a selected community.
- 17 b. The veterinarian's commitment to serve in a community that is in need of a
- 18 veterinarian.
- 19 c. The compatibility of the veterinarian with a selected community.
- 20 d. The date by which the veterinarian would be available for service to the
- 21 selected community.
- 22 e. The veterinarian's competence and professional conduct.
- 23 2. A veterinarian who is selected to receive loan repayment funds under this chapter:
- 24 a. May not have practiced veterinary medicine full time in this state during the
- 25 three years immediately preceding the application;
- 26 b. Must have graduated from an accredited college of veterinary medicine
- 27 during the year immediately preceding the application or within one year after
- 28 the date of the application; and
- 29 c. Must be licensed to practice veterinary medicine in this state.
- 30 3. Veterinarians selected shall contract to provide full-time veterinary medicine
- 31 services for two, three, or four years in one or more selected communities.

1 **43-29.1-04. Community selection criteria.**

2 1. In selecting a community with a defined need for the services of a veterinarian, the
3 health council shall consider:

4 a. The size of the community and give priority:

5 (1) First to rural communities having a population under five thousand;

6 (2) Second to communities having a population between five thousand and
7 ten thousand; and

8 (3) Third to communities having a population greater than ten thousand.

9 b. The number of veterinarians practicing in the community and the surrounding
10 area.

11 c. The access by residents to veterinarians practicing in the community and the
12 surrounding area.

13 d. The degree to which residents support the addition of a veterinarian within the
14 community.

15 2. The state health council shall give priority for participation to a community that
16 demonstrates a need for a veterinarian.

17 3. In evaluating communities for participation in this program, the state health council
18 may consult with public and private entities and visit the communities.

19 **43-29.1-05. Eligible loans.** The state health council may provide for loan repayment
20 funds to a veterinarian who has received an education loan. The council may not provide funds
21 for the repayment of a loan that is in default at the time of the application. The amount of the
22 repayment must be related to the veterinarian's outstanding education loans.

23 **43-29.1-06. Release from contract obligation.**

24 1. The state health council shall release a veterinarian from the veterinarian's loan
25 repayment contract without penalty if:

26 a. The veterinarian has completed the service requirements of the contract;

27 b. The veterinarian is unable to complete the service requirement of the contract
28 because of a permanent physical disability;

29 c. The veterinarian demonstrates to the state health council extreme hardship or
30 shows other good cause justifying the release; or

31 d. The veterinarian dies.

1 2. A decision by the state health council not to release a veterinarian from the
2 veterinarian's loan repayment contract without penalty is reviewable by district
3 court.

4 **43-29.1-07. Loan repayment.** Upon completing one year of service, as required by
5 the contract, the veterinarian is eligible to receive a loan payment in an amount equaling twenty
6 percent of the applicant's original student loan. Upon completing a second year of service, as
7 required by the contract, the veterinarian is eligible to receive a loan payment in an amount
8 equaling twenty percent of the applicant's original student loan. Upon completing a third year of
9 service, as required by the contract, the veterinarian is eligible to receive a loan payment in an
10 amount equaling thirty percent of the applicant's original student loan. Upon completing a
11 fourth year of service, as required by the contract, the veterinarian is eligible to receive a loan
12 payment in an amount equaling thirty percent of the applicant's original student loan. All
13 payments under this section must be made to the issuer of the student loan. No individual may
14 receive more than eighty thousand dollars under this section. If an individual fails to complete
15 an entire year of service, the amount repayable under this section for that year must be
16 prorated.

17 **43-29.1-08. Gifts, grants, and donations - Continuing appropriation.** The state
18 health council may accept any conditional or unconditional gifts, grants, or donations for the
19 purpose of providing funds for the repayment of veterinarians' education loans. If an entity
20 desires to provide funds to the state health council to allow an expansion of the program
21 beyond the three veterinarians contemplated by this chapter, the entity shall commit to fund
22 fully the expansion for a period of four years. The state health council may contract with a
23 public or private entity and may expend any moneys available to the council to obtain matching
24 funds for the purposes of this chapter. All moneys received as gifts, grants, or donations under
25 this section are appropriated as a continuing appropriation to the state health council for the
26 purpose of providing funds for the repayment of additional veterinarians' education loans.