

SENATE BILL NO. 2165

Introduced by

Senator Larsen

Representatives Ruby, Seibel

1 A BILL ~~for an Act to create and enact a new section to chapter 6-09 of the North Dakota Century~~
2 ~~Code, relating to the allocation of resources at the time of a child's birth; to provide legislative~~
3 ~~intent; and to provide an effective date.~~ for an Act to provide for a legislative management study
4 regarding the allocation and investment of specific dollars per child at the time of the child's
5 birth.

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

7 ~~—~~ **SECTION 1.** ~~A new section to chapter 6-09 of the North Dakota Century Code is created~~
8 ~~and enacted as follows:~~

9 ~~—~~ **Allocation at birth - Permitted uses.**

10 ~~—~~ 1. a. At the time of an eligible individual's birth, the Bank of North Dakota shall allocate
11 five thousand dollars and administer and manage that amount for the benefit of
12 the individual, in accordance with this section.

13 ~~—~~ b. For purposes of this section, an "eligible individual" is one whose father and
14 mother, at the time of the individual's birth, are residents of this state and United
15 States citizens.

16 ~~—~~ 2. The Bank of North Dakota shall continue to administer and manage the amount
17 allocated on behalf of an eligible individual until such time as the Bank is notified that
18 the allocation is to be released because the individual has enrolled in an institution of
19 higher education under the control of the state board of higher education, at which
20 time the individual's allocation must be forwarded to the institution and credited to the
21 account of the individual. An individual is not eligible to receive a North Dakota
22 academic scholarship or a North Dakota career and technical education scholarship in
23 accordance with chapter 15.1-21, if the individual's allocation is released under this
24 subsection.

1 ~~3. If before an eligible individual's twentieth birthday, the individual does not enroll in an~~
2 ~~institution of higher education under the control of the state board of higher education,~~
3 ~~as required for a release of the individual's allocation in accordance with subsection 2,~~
4 ~~upon reaching the age of twenty, the individual may request that the allocation be~~
5 ~~released and credited toward the repayment of principal and interest on a loan held by~~
6 ~~the Bank of North Dakota. For purposes of this subsection, the loan must be the~~
7 ~~individual's first business loan, farm loan, or home mortgage loan.~~

8 ~~4. If an individual's allocation is not released in accordance with subsection 2 or 3, the~~
9 ~~Bank of North Dakota shall continue to administer and manage the allocation on~~
10 ~~behalf of the eligible individual until such time as the Bank is notified that the individual~~
11 ~~has entered a nursing home in this state, at which time the individual's allocation must~~
12 ~~be forwarded to the nursing home and credited to the account of the individual.~~

13 ~~5. If an individual's allocation is not released in accordance with subsection 2, 3, or 4, the~~
14 ~~Bank of North Dakota shall return the allocation, together with all interest earned~~
15 ~~thereon, to the general fund in the state treasury.~~

16 ~~6. The Bank of North Dakota may subtract administrative fees from any allocations that it~~
17 ~~administers and manages in accordance with this section.~~

18 ~~7. If an individual is convicted of a felony, any amount unallocated at the time of the~~
19 ~~conviction, together with all interest earned thereon, must be returned by the Bank of~~
20 ~~North Dakota to the general fund in the state treasury.~~

21 ~~**SECTION 2. LEGISLATIVE INTENT.** It is the intent of the Legislative Assembly that in any~~
22 ~~litigation involving this Act, the Constitution of North Dakota must be interpreted so as to~~
23 ~~recognize the right of this state to directly or indirectly assist its eligible residents in educational,~~
24 ~~agricultural, business, and healthcare pursuits.~~

25 ~~**SECTION 3. EFFECTIVE DATE.** This Act becomes effective on July 1, 2017.~~

26 **SECTION 1. LEGISLATIVE MANAGEMENT STUDY - ALLOCATION AND INVESTMENT**
27 **OF DOLLARS PER CHILD.** The legislative management shall consider studying, during the
28 2015-16 interim, the desirability and feasibility of allocating a specific dollar amount to each
29 resident child at the time of the child's birth and investing that sum so that the child, upon
30 entering an institution of higher education, could have access to substantial resources for
31 scholarships or in the alternative, could have access to resources for the initiation of a business,

Sixty-fourth
Legislative Assembly

- 1 for the purchase of a home, or for the purchase of farm or ranchland. The legislative
- 2 management shall report its findings and recommendations, together with any legislation
- 3 required to implement the recommendations, to the sixty-fifth legislative assembly.