

# EDUCATION

## CHAPTER 122

### SENATE BILL NO. 2102

(Government and Veterans Affairs Committee)  
(At the request of the Department of Trust Lands)

AN ACT to amend and reenact sections 15-02-02, 15-02-05.1, and 54-01-05.5 of the North Dakota Century Code, relating to the commissioner of university and school lands.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. AMENDMENT.** Section 15-02-02 of the North Dakota Century Code is amended and reenacted as follows:

##### **15-02-02. Term of office - Vacancy.**

The term of office of the commissioner is four years beginning July first of the year following the general election of the ~~board members~~ governor and ending June thirtieth of the fourth calendar year after appointment or until a successor is appointed and qualified. The commissioner may be removed for cause at any time during the commissioner's term of office, by a vote of four or more board members. Upon vacancy by death, resignation, or removal, the board shall appoint a commissioner for the remainder of the four-year term.

**SECTION 2. AMENDMENT.** Section 15-02-05.1 of the North Dakota Century Code is amended and reenacted as follows:

##### **15-02-05.1. Additional duties of commissioner.**

In all cases under section 54-01-05.5 involving legislative bills dealing with the sale or exchange of state land, the commissioner of university and school lands ~~shall~~ may provide the legislative assembly with an ~~opinion as to whether the sale or exchange in question is consistent with~~ assessment regarding the highest and best use of the land involved. ~~As an aid in making the determination, the commissioner shall classify all land owned by the state or its instrumentalities according to its highest and best use. As used in this section, "highest and best use" means that use of a parcel of land which will most likely produce the greatest benefit to the state and its inhabitants, and which will best meet the needs of the people. In making this determination, the considerations of the commissioner shall~~ The commissioner's assessment may include an evaluation of soils capability, vegetation, wildlife use, mineral characteristics, public use, recreational use, commercial or industrial use, aesthetic values, cultural values, surrounding land use, ~~nearness to~~ expanding proximity to urban areas, and any other relevant resource, zoning, or planning information relevant to the determination.

**SECTION 3. AMENDMENT.** Section 54-01-05.5 of the North Dakota Century Code is amended and reenacted as follows:

**54-01-05.5. Bills authorizing sale or exchange of state-owned land - Written report - ~~Opinion~~Assessment.**

1. The supervising agency, board, commission, department, or institution owning or controlling land proposed by a bill introduced in the legislative assembly to be sold or exchanged shall prepare a written report that includes:
  - a. An analysis of the type of land involved.
  - b. A determination whether the land is needed for present or future uses of the agency, board, commission, department, or institution.
  - c. A description of the party or parties, if known, who are interested in the land and the purposes for which the land is desired.
  - d. A map showing the boundaries of the land proposed to be sold or exchanged and the purposes for which the adjacent lands are used.
2. The commissioner of university and school lands shall review each legislative bill proposing the sale or exchange of state-owned land and the written report from the supervising agency, board, commission, department, or institution. The commissioner ~~shall then issue~~may provide a written ~~opinion~~assessment to the standing committee of the legislative assembly to which the bill is initially referred concerning the proposed land sale or exchange and, in doing so, shall consider the "highest and best use" of the land as defined by section 15-02-05.1.
3. The commissioner may adopt rules to provide for administration of this section.

Approved March 14, 2017

Filed March 15, 2017

## CHAPTER 123

### HOUSE BILL NO. 1030

(Legislative Management)  
(Government Finance Committee)

AN ACT to amend and reenact section 15-10-12.1 of the North Dakota Century Code, relating to higher education campus improvements and building construction.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. AMENDMENT.** Section 15-10-12.1 of the North Dakota Century Code is amended and reenacted as follows:

#### **15-10-12.1. Acceptance of buildings and campus improvements - Legislative approval.**

The state board of higher education may authorize campus improvements and building maintenance on land under the control of the board which are financed by donations, gifts, grants, and bequests if the cost of the improvement or building maintenance is not more than three hundred eighty-five seven hundred thousand dollars. The consent of the legislative assembly is required for construction of any building or any addition to a building on land under the control of the board which is financed by donations, gifts, grants, and bequests and The consent of the legislative assembly is required for campus improvements or building maintenance financed by donations, gifts, grants, and bequests if the cost of the improvements or maintenance is more than three hundred eighty-five seven hundred thousand dollars. During the time the legislative assembly is not in session, except for the six months preceding the convening of a regular session and the three months following the close of a regular session, and unless otherwise restricted by previous legislative action or other law, the state board of higher education, with the approval of the budget section of the legislative management, may authorize the use of land under the control of the board and construct buildings financed by donations, gifts, grants, and bequests and campus improvements and building maintenance financed by donations, gifts, grants, and bequests and if the cost of the improvement or maintenance is more than three hundred eighty-five seven hundred thousand dollars. The budget section approval must include a specific dollar limit for each building, campus improvement project, or maintenance project. The state board of higher education may authorize the sale of any real property or buildings which an institution of higher learning has received by gift or bequest. The board shall prescribe such conditions for the sale of the property as it determines necessary. The conditions must include requiring an appraisal and public auction or advertisement for bids, unless the gift instrument requires a different process. If the state board of higher education submits a request for campus improvements, or building maintenance, or to construct buildings under this section to the budget section for approval, the legislative council shall notify each member of the legislative assembly of the date of the budget section meeting at which the request will be considered and provide a copy of the meeting agenda to each member of the legislative assembly. The chairman of the budget section shall allow any member of the legislative assembly an opportunity to present testimony to the budget section regarding any such request.

Approved March 29, 2017

Filed March 30, 2017

## CHAPTER 124

### HOUSE BILL NO. 1171

(Representatives Beadle, Kading, Louser)  
(Senators Casper, D. Larson, Meyer)

AN ACT to amend and reenact section 15-10-18.4 of the North Dakota Century Code, relating to extending the benefits of free tuition at state institutions of higher education to a stepchild of a peace officer killed in the line of duty.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. AMENDMENT.** Section 15-10-18.4 of the North Dakota Century Code is amended and reenacted as follows:

##### **15-10-18.4. Definitions.**

For purposes of section 15-10-18.5:

1. "Firefighter" means a person who is a member of a paid or volunteer fire department that is a part of, or administered by, this state, any political subdivision of this state, or a rural fire protection district.
2. "Peace officer" means any person who is employed by a state law enforcement agency or a political subdivision of the state who is charged with the prevention and detection of crime and the enforcement of the criminal laws of the state, and who has full power of arrest.
3. "Stepchild" means a child of the decedent's spouse or predeceased spouse, and not of the decedent.
4. "Survivor" means, at the time of the firefighter's or peace officer's death, the children firefighter's or peace officer's biological or adopted child under the age of twenty-one, stepchild under the age of twenty-one, and the spouse of a firefighter or peace officer at the time of the firefighter's or peace officer's death.

Approved March 22, 2017

Filed March 23, 2017

## CHAPTER 125

### SENATE BILL NO. 2037

(Legislative Management)  
(Higher Education Committee)

AN ACT to amend and reenact sections 15-10-37 and 15-10-38 of the North Dakota Century Code, relating to the technology occupations student loan and teacher shortage loan forgiveness programs; to provide a statement of legislative intent; and to provide for reports to the legislative management.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. AMENDMENT.** Section 15-10-37 of the North Dakota Century Code is amended and reenacted as follows:

##### **15-10-37. Technology occupations student loan program.**

1. The state board of higher education shall administer a science, technology, engineering, and mathematics occupations student loan program that encourages college students to pursue studies in these fields, to participate in internship programs, and to remain in the state after graduation. The board shall adopt rules to implement the program, including internship requirements, guidelines to determine which technology-related courses of study are eligible under the program, and standards for eligibility.
2. Graduates of board-approved colleges may apply for the technology occupations student loan program. To be eligible to receive student loan grants under the program, the applicant:
  - a. Must have graduated from a board-approved college;
  - b. Must have successfully completed the board-approved technology-related courses;
  - c. Must have maintained at least a 2.5 grade point average, based on a 4.0 grading system, at a board-approved college;
  - d. Must have a student loan with the Bank of North Dakota or other participating lender;
  - e. Following graduation must be employed in the state in a board-approved technology occupation with a salary or equivalent hourly wage of sixty thousand dollars or less per year; and
  - f. Must have met and shall continue to meet any requirements established by rule.
3. The state board of higher education shall distribute student loan grants directly to the Bank of North Dakota or other participating lender to repay outstanding student loan principal balances for eligible applicants. The maximum student loan grant amount for which an applicant may qualify is one thousand five

hundred dollars per year and a total of six thousand dollars, or a lesser amount established by rule adopted by the state board of higher education.

4. If an individual is receiving loan forgiveness under any other provision, the individual may not receive loan forgiveness under this section during the same application year.

<sup>58</sup> **SECTION 2. AMENDMENT.** Section 15-10-38 of the North Dakota Century Code is amended and reenacted as follows:

**15-10-38. Loans - Teacher shortages - Loan forgiveness.**

1. ~~The state board of higher education shall administer a student loan forgiveness program for individuals teaching at grade levels or in content areas identified as having a teacher shortage. The board shall adopt rules to implement the program.~~
2. ~~The superintendent of public instruction shall annually identify the grade levels and content areas in which a teacher shortage exists.~~
3. ~~To be eligible for loan forgiveness under this section, an individual:~~
  - a. ~~Must have been admitted as a full-time student in a teacher preparation program, with the declared intention to teach at a grade level or in a content area identified by the superintendent of public instruction as one in which a teacher shortage exists; and~~
  - b. ~~Must have obtained a student loan.~~
4. ~~An individual may receive up to one thousand dollars per year and a maximum of five thousand dollars, or a lesser amount established by rule adopted by the state board of higher education under this section.~~
5. ~~The board shall consider all applications under this section in chronological order.~~
6. ~~Upon notification that the individual has completed a full year of teaching in a school district or nonpublic school in this state at a grade level or in a content area identified by the superintendent of public instruction as one in which a teacher shortage exists, the board shall distribute funds directly to the Bank of North Dakota to repay outstanding loan principal balances for eligible applicants. The state board of higher education shall administer a student loan forgiveness program for individuals teaching at grade levels, in content areas, and in geographical locations identified as having a teacher shortage or critical need. The board may approve loan forgiveness for no more than two teachers per year in a school district. The board shall adopt rules to implement the program.~~
2. The superintendent of public instruction annually shall identify grade levels, content areas, and geographical locations in which a teacher shortage or critical need exists.
3. To be eligible for loan forgiveness under this section, an individual:

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<sup>58</sup> Section 15-10-38 was also amended by section 21 of House Bill No. 1015, chapter 14.

- a. Must have graduated from an accredited teacher preparation program and signed a contract to teach at a grade level or in a content area and in a geographical location identified by the superintendent of public instruction as having an existing teacher shortage or critical need; and
- b. Must have an existing student loan.
4. For purposes of this section, the definitions of rural school district and remote town school district have the same meaning as the definitions under the national center for education statistics locale codes.
5. If an individual is receiving loan forgiveness under any other provision, the individual may not receive loan forgiveness under this section during the same application year.
6. An eligible individual may receive loan forgiveness under the program as follows:
  - a. If the individual accepts one of up to five positions of critical need in a nonrural school district or nonremote town school district, the individual may receive up to three thousand dollars per year for a maximum of four years.
  - b. If the individual accepts a position in a rural school district or remote town school district with an enrollment of fewer than one thousand students, the individual may receive up to four thousand five hundred dollars per year for a maximum of four years.
  - c. If the individual accepts one of up to five positions of critical need in a rural school district or remote town school district with an enrollment of fewer than one thousand students, the individual may receive up to six thousand five hundred dollars per year for a maximum of four years.
7. The superintendent of public instruction shall consider all applications under this section based on the number of unfilled school vacancies, prioritized by critical need and geographic location.
8. Upon notification the individual has completed a full year of teaching in a school district or state-supported school in this state at a grade level or in a content area and in a geographical location identified by the superintendent of public instruction as one in which a teacher shortage or critical need exists, the board shall distribute funds directly to the lending institution of the individual to repay outstanding loan principal balances on behalf of eligible applicants. The board shall terminate loan forgiveness payments to eligible individuals when the loan principal balance of the eligible individual is paid in full.

**SECTION 3. LEGISLATIVE INTENT - EDUCATION INCENTIVE PROGRAMS.** It is the intent of the sixty-fifth legislative assembly that subdivision 1 of section 1 of 2017 Senate Bill No. 2003 include the sum of \$2,863,393, or so much of the sum as may be necessary, from the general fund, for the purpose of providing funding of \$260,000 for doctorate graduate programs, \$500,000 for the technology occupations student loan program, and \$2,103,393 for the teacher shortage loan forgiveness program, with no more than one-half of that amount expended in the first year, during the biennium beginning July 1, 2017, and ending June 30, 2019.

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**SECTION 4. SUPERINTENDENT OF PUBLIC INSTRUCTION - LEGISLATIVE MANAGEMENT REPORT.** During the 2017-19 biennium, the superintendent of public instruction shall provide annual reports to the legislative management regarding the use of teacher loan forgiveness funds received under this Act, including the amount distributed, the number of eligible individuals receiving funds, the recruitment and retention of individuals participating in the program, the average starting salaries of individuals participating in the program, and the effectiveness of the program as determined under criteria developed by the superintendent of public instruction.

Approved April 24, 2017

Filed April 25, 2017

## CHAPTER 126

### SENATE BILL NO. 2201

(Senators Rust, Luick, Oban)  
(Representatives Devlin, Schreiber-Beck, Mock)

AN ACT to amend and reenact sections 15-10-55 and 15.1-19-25 of the North Dakota Century Code, relating to the freedom of expression of student journalists.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. AMENDMENT.** Section 15-10-55 of the North Dakota Century Code is amended and reenacted as follows:

#### **15-10-55. Student journalists - Freedom of expression - Civil remedy.**

1. As used in this section:

a. "Protected activity" means an expression of free speech or freedom of the press.

b. "School-sponsored media" means any material that is prepared, substantially written, published, or broadcast by a student journalist at an institution under the supervision of the state board a public institution of higher education, distributed or generally made available to members of the student body, and prepared under the direction of a student media adviser. The term does not include any media intended for distribution or transmission solely in the classroom in which the media is produced.

b-c. "Student journalist" means a student of an institution under the supervision of the state board a public institution of higher education who gathers, compiles, writes, edits, photographs, records, or prepares information for dissemination in school-sponsored media.

e-d. "Student media adviser" means an individual employed, appointed, or designated by an institution under the supervision of the state board a public institution of higher education to supervise or provide instruction relating to school-sponsored media.

2. Except as provided in subsection 3, a student journalist has the right to exercise freedom of speech and of the press in school-sponsored media, regardless of whether the media is supported financially by the institution or by use of facilities of the institution or produced in conjunction with a class in which the student is enrolled. Subject to subsection 3, a student journalist is responsible for determining the news, opinion, feature, and advertising content of school-sponsored media. This subsection may not be construed to prevent a student media adviser from teaching professional standards of English and journalism to student journalists. A student media adviser may not be dismissed, suspended, or disciplined for acting to protect a student journalist engaged in a protected activity or for refusing to infringe on a protected activity.

3. This section does not authorize or protect expression by a student that:
  - a. Is libelous or, slanderous, or obscene;
  - b. Constitutes an unwarranted invasion of privacy;
  - c. Violates federal or state law; or
  - d. So incites students as to create a clear and present danger of the commission of an unlawful act, the violation of institution or state board of higher education policies, or the material and substantial disruption of the orderly operation of the institution.
4. An expression of free speech or freedom of the press made by a student journalist under this section may not be construed as an expression of school policy. A school, school official, employee, or parent or legal guardian of a student journalist may not be liable in any civil or criminal action for an expression of free speech or freedom of the press made by a student journalist, except in the case of willful or wanton misconduct.

**SECTION 2. AMENDMENT.** Section 15.1-19-25 of the North Dakota Century Code is amended and reenacted as follows:

**15.1-19-25. Student journalists - Freedom of expression - Civil remedy.**

1. As used in this section:
  - a. "Protected activity" means an expression of free speech or freedom of the press.
  - b. "School-sponsored media" means any material that is prepared, substantially written, published, or broadcast by a student journalist at a public school, distributed or generally made available to members of the student body, and prepared under the direction of a student media adviser. The term does not include any media intended for distribution or transmission solely in the classroom in which the media is produced.
  - b-c. "Student journalist" means a public school student who gathers, compiles, writes, edits, photographs, records, or prepares information for dissemination in school-sponsored media.
  - e-d. "Student media adviser" means an individual employed, appointed, or designated by a school district to supervise or provide instruction relating to school-sponsored media.
2. Except as provided in subsection 3, a student journalist has the right to exercise freedom of speech and of the press in school-sponsored media, regardless of whether the media is supported financially by the school district, by use of facilities of the school district, or produced in conjunction with a class in which the student is enrolled. Subject to subsection 3, a student journalist is responsible for determining the news, opinion, feature, and advertising content of school-sponsored media. This subsection may not be construed to prevent a student media adviser from teaching professional standards of English and journalism to student journalists. A student media adviser may not be dismissed, suspended, or disciplined for acting to protect a

student journalist engaged in a protected activity or for refusing to infringe on a protected activity.

3. This section does not authorize or protect expression by a student that:
  - a. Is libelous or, slanderous, or obscene;
  - b. Constitutes an unwarranted invasion of privacy;
  - c. Violates federal or state law; or
  - d. So incites students as to create a clear and present danger of the commission of an unlawful act, the violation of school district policy, or the material and substantial disruption of the orderly operation of the school.
4. A school district may not authorize any prior restraint of any school-sponsored media except when the media:
  - a. Is libelous or, slanderous, or obscene;
  - b. Constitutes an unwarranted invasion of privacy;
  - c. Violates federal or state law; or
  - d. So incites students as to create a clear and present danger of the commission of an unlawful act, the violation of school district policies, or the material and substantial disruption of the orderly operation of the school.
5. A school district may not sanction a student operating as an independent journalist.
6. Each school district shall adopt a written student freedom of expression policy in accordance with this section. The policy must include reasonable provisions for the time, place, and manner of student expression. The policy may also include limitations to language that may be defined as profane, harassing, threatening, or intimidating. An expression of free speech or freedom of the press made by a student journalist under this section may not be construed as an expression of school policy. A school, school official, employee, or parent or legal guardian of a student journalist may not be liable in any civil or criminal action for an expression of free speech or freedom of the press made by a student journalist, except in the case of willful or wanton misconduct.

Approved April 5, 2017

Filed April 5, 2017

## CHAPTER 127

### SENATE BILL NO. 2244

(Senators Schaible, Rust, Oban)  
(Representatives D. Johnson, Nathe, Owens)

AN ACT to create and enact a new section to chapter 15-10 of the North Dakota Century Code, relating to a pilot program to create an incentive for instructors to teach dual-credit courses; and to provide an appropriation.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1.** A new section to chapter 15-10 of the North Dakota Century Code is created and enacted as follows:

##### **Dual-credit courses - Pilot program.**

1. The state board of higher education shall establish a four-year pilot program to offer a credit incentive to instructors teaching dual-credit courses in core subject matter areas at public or private high schools in the state. An instructor who participates in the program is entitled to receive a credit-for-credit coupon that may be used toward graduate level classes at a public or private postsecondary education institution in the state. The board shall provide a qualified participant with a coupon that covers the cost of tuition for one graduate level credit in an amount not exceeding the tuition charged for the credit at the institution in which the participant is enrolled, except the amount may not exceed the highest tuition for a graduate level credit charged at an institution of higher education under the control of the state board of higher education, for every credit-hour of a dual-credit course the individual teaches. An individual is eligible for the program if the individual teaches a concurrent dual enrollment class at a public or private high school in the state and the class includes at least four students receiving dual credit.
2. If an individual eligible for a credit coupon offered under this section has met accreditation qualification standards, the individual may transfer a credit coupon to a family member or to a student being taught by the individual.
3. The state board of higher education shall develop a long-term sustainability plan for the program and, if determined necessary, continue the program for up to five additional years.

**SECTION 2. APPROPRIATION.** There is appropriated out of any moneys in the student loan trust fund in the state treasury, not otherwise appropriated, the sum of \$200,000, or so much of the sum as may be necessary, to the state board of higher education for the purpose of creating a dual-credit courses pilot program, for the biennium beginning July 1, 2017, and ending June 30, 2019.

Approved April 5, 2017

Filed April 5, 2017

## **CHAPTER 128**

### **HOUSE BILL NO. 1231**

(Representatives Klemin, Hatlestad, Headland, Mitskog)  
(Senators Anderson, Dever, Laffen)

AN ACT to repeal section 15-12-12 of the North Dakota Century Code, relating to North Dakota state university newspaper publications.

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

**SECTION 1. REPEAL.** Section 15-12-12 of the North Dakota Century Code is repealed.

Approved March 13, 2017

Filed March 13, 2017

## CHAPTER 129

### SENATE BILL NO. 2030

(Legislative Management)  
(Education Committee)

AN ACT to amend and reenact subsection 14 of section 10-04-05, subsection 14 of section 10-04-06, subdivision b of subsection 12 of section 15-39.1-04, subdivision a of subsection 1 of section 15-39.1-05.1, subsection 3 of section 15.1-01-01, subdivision e of subsection 2 of section 15.1-02-21, and subdivision b of subsection 5 of section 15.1-06-18 of the North Dakota Century Code, relating to updating statutory references to the North Dakota education association; and to repeal section 15.1-32-23 of the North Dakota Century Code, relating to the credentialing process for special education teachers.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. AMENDMENT.** Subsection 14 of section 10-04-05 of the North Dakota Century Code is amended and reenacted as follows:

14. Securities issued by ~~the North Dakota education association~~united dues credit trust to members of the North Dakota ~~education association~~united.

**SECTION 2. AMENDMENT.** Subsection 14 of section 10-04-06 of the North Dakota Century Code is amended and reenacted as follows:

14. The offer or sale of a security issued by ~~the North Dakota education association~~united dues credit trust to members of ~~the North Dakota education association~~united.

**SECTION 3. AMENDMENT.** Subdivision b of subsection 12 of section 15-39.1-04 of the North Dakota Century Code is amended and reenacted as follows:

- b. The superintendent of public instruction, assistant superintendents of public instruction, county superintendents, assistant superintendents, supervisors of instruction, the professional staff of the department of career and technical education, the professional staff of the center for distance education, the executive director and professional staff of ~~the North Dakota education association~~united who are members of the fund on July 1, 1995, the professional staff of an interim school district, and the professional staff of the North Dakota high school activities association who are members of the fund on July 1, 1995.

**SECTION 4. AMENDMENT.** Subdivision a of subsection 1 of section 15-39.1-05.1 of the North Dakota Century Code is amended and reenacted as follows:

- a. The governor shall appoint, from a list of three nominees submitted to the governor by ~~the North Dakota education association~~united, two board members who are actively employed as elementary or secondary teachers in full-time positions not classified as school administrators. A board member appointed under this subdivision who terminates employment may not continue to serve as a member of the board.

**SECTION 5. AMENDMENT.** Subsection 3 of section 15.1-01-01 of the North Dakota Century Code is amended and reenacted as follows:

3. The governor shall appoint new board members from a list of names submitted by a committee consisting of the president of the ~~North Dakota education association~~united, the president of the North Dakota council of educational leaders, and the president of the North Dakota school boards association. Two of the state board members must be members of the North Dakota school boards association.

**SECTION 6. AMENDMENT.** Subdivision e of subsection 2 of section 15.1-02-21 of the North Dakota Century Code is amended and reenacted as follows:

- e. A representative of the ~~North Dakota education association~~united;

**SECTION 7. AMENDMENT.** Subdivision b of subsection 5 of section 15.1-06-18 of the North Dakota Century Code is amended and reenacted as follows:

- b. Two ~~individuals~~actively employed elementary or secondary teachers selected by the governor from a list of five nominees proposed by the ~~North Dakota education association~~united.

**SECTION 8. REPEAL.** Section 15.1-32-23 of the North Dakota Century Code is repealed.

Approved March 13, 2017

Filed March 13, 2017

## CHAPTER 130

### SENATE BILL NO. 2299

(Senators Mathern, Erbele)  
(Representatives J. Nelson, Delmore)

AN ACT to amend and reenact section 15-52-03 of the North Dakota Century Code, relating to the members of the university of North Dakota school of medicine and health sciences advisory council.

#### BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1. AMENDMENT.** Section 15-52-03 of the North Dakota Century Code is amended and reenacted as follows:

#### **15-52-03. School of medicine and health sciences advisory council - Members, terms, meetings.**

1. To assure the proper coordination of the university of North Dakota school of medicine and health sciences with all other health activities of the state, a permanent school of medicine and health sciences advisory council is established to perform the duties in section 15-52-04.
2. The council consists of ~~fifteen~~sixteen members:
  - a. (1) Two members of the senate, one of whom must be from the majority party and one of whom must be from the minority party, selected by the chairman of the legislative management; and
  - (2) Two members of the house of representatives, one of whom must be from the majority party and one of whom must be from the minority party, to be selected by the chairman of the legislative management;
  - b. One member selected by each of the following:
    - (1) The department of human services;
    - (2) The state board of higher education;
    - (3) The state department of health;
    - (4) The North Dakota medical association;
    - (5) The North Dakota hospital association;
    - (6) The veterans administration hospital in Fargo; ~~and~~
    - (7) The North Dakota center for nursing; and
    - (8) The university of North Dakota center for rural health; and

- c. Four members selected by the dean of the university of North Dakota school of medicine and health sciences, one from each of the four campuses of the school of medicine and health sciences with headquarters in Bismarck, Fargo, Grand Forks, and Minot.
3. The representatives named by the state agencies and boards must be selected to serve as members of the advisory council for periods of at least one year, but may not serve longer than their term of office on the public agency. The representatives from the North Dakota medical association ~~and~~ the North Dakota hospital association, and the North Dakota center for nursing shall serve a term of three years or until their successors are named and qualified.
4. The council shall name its own chairman and the dean of the university of North Dakota school of medicine and health sciences shall serve as executive secretary of the council. The executive secretary does not have voting privileges. The council shall meet not less than twice each year, and, from time to time, on its own motion or upon request of the university administration.

Approved March 13, 2017

Filed March 13, 2017

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**CHAPTER 131****HOUSE BILL NO. 1036**

(Legislative Management)  
(Higher Education Committee)

AN ACT to repeal section 15-62.4-04 of the North Dakota Century Code, relating to the student financial assistance program advisory board.

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

**SECTION 1. REPEAL.** Section 15-62.4-04 of the North Dakota Century Code is repealed.

Approved March 22, 2017

Filed March 23, 2017