

1 A BILL for an Act to create and enact a new section to chapter 15-10 of the North Dakota
2 Century Code, relating to funding for newly created full-time equivalent positions at institutions
under the control of the state board of higher education.

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

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

6 **Newly created full-time equivalent position funding pool - Transfers of general fund
appropriation**

7 **authority - Budget section report.**

- 8 1. Notwithstanding any other provision of law, on July first of each odd-numbered year,
9 each institution under the control of the state board of higher education shall transfer
10 all general fund appropriation authority for the current biennium relating to the full-time
equivalent positions identified as vacant and newly created positions as of December
first of the most recent even-numbered year to a central fund at the institution.
- 11 2. Each institution shall maintain a portion of the general fund appropriation in a designated
position funding pool as provided for in this section.
- 1 3. Each institution shall report to the state board of higher education which shall report to
each regular meeting of the budget section regarding salaries and wages, position
information, and operational uses of funding if applicable in the pool including:
- 2 a. amounts transferred from the pool, information on vacant full-time equivalent
positions, including dates the positions were vacated and filled, and operational use of
funds.

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Sixty-ninth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1161

Introduced by

Representatives Murphy, Schreiber-Beck, Warrey

Senators Bekkedahl, Dever

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2 Century Code, relating to funding for newly created vacant full-time equivalent positions at
institutions under

32 the control of the state board of higher education.

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

54 SECTION 1. A new section to chapter 15-10 of the North Dakota Century Code is created

65 and enacted as follows:

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fund appropriation -

87 authority - Budget section report.

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109 each institution under the control of the state board of higher education shall transfer

11 all general fund appropriation authority for the current biennium relating to the full-time
equivalent

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12 positions identified as vacant and newly created positions as of December first of the
most recent even-numbered

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1310 year to the office of management and budget a central fund at the institution.

14 2. The office of management and budget Each institution shall maintain a portion of the the

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Sixty-ninth Legislative Assembly

1 4. The office of management and budget may transfer general fund appropriation
2 authority from the higher education vacant position funding pool to an institution only
3 upon the institution certifying to the office of management and budget that other funds
4 from federal or other sources are not available for the salaries and wages of the full-
5 time equivalent position.
6 5. An institution may not receive more funding from the pool than the amount that was
7 transferred from the institution's appropriation for vacant full-time equivalent positions.
8 6. Notwithstanding any other provision of law, the office of management and budget shall
9 transfer appropriation authority from the higher education vacant position funding pool
10 to eligible institutions within fifteen days of receiving a request for filling a full-time
11 equivalent position that was vacant on December first of the most recent even-
12 numbered year or for a temporary position, along with documentation verifying that
13 funding available for salaries and wages within the institution's budget is insufficient to
14 provide funding for the position for the remainder of the biennium.

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15-37. Each institution shall report to ~~the~~ the state board of higher education which shall
report to each regular meeting of the budget section

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16 regarding salaries and wages, vacant position information, and operational uses of funding if
applicable in the

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17-1 pool including:

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18 a. ~~The number of institution requests submitted,~~ amounts transferred from the pool,

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19 and information on vacant full-time equivalent positions, including dates the

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20 positions were vacated and filled, and operational use of funds; and

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21-2 b. ~~Salaries and wages savings to date resulting from vacant positions by institution;~~

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