

HOUSE BILL NO. 1003

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 create and enact five new sections to chapter 15-10 and section
3 15-18.2-06.1 of the North Dakota Century Code, relating to a report on higher education trends,
4 funding of severance agreements, academic program approval, disclosure of financial
5 condition, and a minimum amount payable; to amend and reenact sections 15-10-38.1,
6 15-10-38.2, 15-10-38.3, subdivision c of subsection 1 of section 15-10-48, subdivision c of
7 subsection 1 of section 15-10-49, subsection 2 of section 15-10-49, sections 15-10-57 and
8 15-10-63, subdivision k of subsection 1 of section 15-18.2-02, subsection 1 of section
9 15-18.2-05, section 15-54.1-02, subsection 1 of section 15-62.4-03, subdivision c of
10 subsection 2 of section 54-07-12, and section 54-44.1-11 of the North Dakota Century Code,
11 relating to the skilled workforce student loan repayment program, the skilled workforce
12 scholarship program, matching grants for the advancement of academics, the workforce
13 development council, higher education capital projects, state aid for institutions of higher
14 education, the university system capital building fund, student financial assistance grants, the
15 digitization of documents relating to Theodore Roosevelt, and the cancellation of unexpended
16 appropriations; to repeal sections 15-10-48.1, 15-10-53, and 15-10-58 of the North Dakota
17 Century Code, relating to matching grants for legal education, the definition of the advancement
18 of academics, and the workforce education advisory council; to provide for a transfer; to provide
19 for a pilot program; to provide for a report; ~~and~~ to provide an exemption; to provide legislative
20 intent; and to declare an emergency.

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

22 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
23 as may be necessary, are appropriated out of any moneys in the general fund in the state
24 treasury, not otherwise appropriated, and from special funds derived from federal funds and

1 other income, to the state board of higher education and to the entities and institutions under
 2 the supervision of the board for the purpose of defraying the expenses of the state board of
 3 higher education and the entities and institutions under the control of the board, for the
 4 biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

5 Subdivision 1.

6 **NORTH DAKOTA UNIVERSITY SYSTEM**

7 Governor's

	<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
9 Capital assets – bond payments	\$13,385,264	\$11,197,896	\$13,385,264
10 Competitive research programs	5,685,750	5,685,750	5,685,750
11 System governance	8,605,570	11,781,809	8,605,570
12 Core technology services	62,962,817	68,405,161	62,962,817
13 Student financial assistance grants	23,917,306	23,917,306	23,917,306
14 Professional student exchange program	3,699,342	3,699,342	3,699,342
15 Academic and CTE scholarships	16,216,749	17,216,749	16,216,749
16 Scholars program	1,807,115	1,807,115	1,807,115
17 Native American scholarship	555,323	1,000,000	555,323
18 Tribally controlled community	1,000,000	1,000,000	1,000,000
19 college grants			
20 Education incentive programs	260,000	260,000	260,000
21 Student mental health	284,400	284,400	284,400
22 Veterans' assistance grants	277,875	454,875	277,875
23 Shared campus services	800,000	800,000	800,000
24 Nursing education consortium	1,356,000	1,356,000	1,356,000
25 NASA EPSCoR	342,000	342,000	342,000
26 Education challenge fund	0	50,000,000	0
27 Workforce education	0	10,000,000	0
28 Education for energy	0	10,000,000	0
29 Behavioral health initiative	0	3,640,624	0
30 Dual-credit tuition scholarship	1,500,000	0	1,500,000
31 Total all funds	\$142,655,511	\$222,849,027	\$142,655,511

Sixty-eighth
Legislative Assembly

1	Less estimated income	<u>25,757,035</u>	<u>85,305,435</u>	<u>25,757,035</u>
2	Total general fund	\$116,898,476	\$137,543,592	\$116,898,476
3	Full-time equivalent positions	158.83	162.83	158.83
4	Subdivision 2:			
5	BISMARCK STATE COLLEGE			
6	Governor's			
7		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
8	Operations	\$100,571,387	\$105,451,707	\$100,571,387
9	Capital assets	<u>1,922,561</u>	<u>1,999,318</u>	<u>1,922,561</u>
10	Total all funds	\$102,493,948	\$107,451,025	\$102,493,948
11	Less estimated income	<u>70,409,893</u>	<u>73,839,740</u>	<u>70,409,893</u>
12	Total general fund	\$32,084,055	\$33,611,285	\$32,084,055
13	Full-time equivalent positions	332.90	335.33	332.90
14	Subdivision 3:			
15	LAKE REGION STATE COLLEGE			
16	Governor's			
17		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
18	Operations	\$39,150,913	\$40,988,368	\$39,150,913
19	Capital assets	<u>362,667</u>	<u>755,367</u>	<u>362,667</u>
20	Total all funds	\$39,513,580	\$41,743,735	\$39,513,580
21	Less estimated income	<u>25,271,428</u>	<u>27,128,666</u>	<u>25,271,428</u>
22	Total general fund	\$14,242,152	\$14,615,069	\$14,242,152
23	Full-time equivalent positions	115.76	120.59	115.76
24	Subdivision 4:			
25	WILLISTON STATE COLLEGE			
26	Governor's			
27		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
28	Operations	\$34,044,304	\$35,042,941	\$34,044,304
29	Capital assets	<u>1,261,968</u>	<u>2,321,337</u>	<u>1,261,968</u>
30	Total all funds	\$35,306,272	\$37,364,278	\$35,306,272
31	Less estimated income	<u>24,019,535</u>	<u>25,117,053</u>	<u>24,019,535</u>

Sixty-eighth
Legislative Assembly

1	Total general fund	\$11,286,737	\$12,247,225	\$11,286,737
2	Full-time equivalent positions	101.29	102.83	101.29
3	Subdivision 5:			
4	UNIVERSITY OF NORTH DAKOTA			
5	Governor's			
6		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
7	Operations	\$902,173,330	\$941,113,790	\$902,173,330
8	Capital assets - off system	0	33,000,000	0
9	Capital assets	4,411,566	8,235,441	4,411,566
10	Total all funds	\$906,584,896	\$982,349,231	\$906,584,896
11	Less estimated income	755,657,771	822,962,814	755,657,771
12	Total general fund	\$150,927,125	\$159,386,417	\$150,927,125
13	Full-time equivalent positions	2,059.98	2,060.56	2,059.98
14	Subdivision 6:			
15	NORTH DAKOTA STATE UNIVERSITY			
16	Governor's			
17		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
18	Operations	\$756,049,321	\$779,198,439	\$756,049,321
19	Capital assets - off system	0	23,000,000	0
20	Capital assets	7,799,104	16,438,668	7,799,104
21	Total all funds	\$763,848,425	\$818,637,107	\$763,848,425
22	Less estimated income	625,417,100	676,525,732	625,417,100
23	Total general fund	\$138,431,325	\$142,111,375	\$138,431,325
24	Full-time equivalent positions	1,829.43	1,867.50	1,829.43
25	Subdivision 7:			
26	NORTH DAKOTA STATE COLLEGE OF SCIENCE			
27	Governor's			
28		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
29	Operations	\$95,547,465	\$99,043,033	\$95,547,465
30	Capital assets	1,012,379	1,012,379	1,012,379
31	Total all funds	\$96,559,844	\$100,055,412	\$96,559,844

Sixty-eighth
Legislative Assembly

1	Less estimated income	<u>60,845,052</u>	<u>\$63,484,607</u>	<u>60,845,052</u>
2	Total general fund	<u>\$35,714,792</u>	<u>\$36,570,805</u>	<u>\$35,714,792</u>
3	Full-time equivalent positions	<u>311.61</u>	<u>313.95</u>	<u>311.61</u>
4	Subdivision 8:			
5	DICKINSON STATE UNIVERSITY			
6	Governor's			
7		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
8	Operations	<u>\$50,826,060</u>	<u>\$54,965,629</u>	<u>\$50,826,060</u>
9	Capital assets	<u>409,078</u>	<u>1,309,078</u>	<u>409,078</u>
10	Total all funds	<u>\$51,235,138</u>	<u>\$56,274,707</u>	<u>\$51,235,138</u>
11	Less estimated income	<u>30,992,408</u>	<u>33,578,034</u>	<u>30,992,408</u>
12	Total general fund	<u>\$20,242,730</u>	<u>\$22,696,673</u>	<u>\$20,242,730</u>
13	Full-time equivalent positions	<u>175.50</u>	<u>178.00</u>	<u>175.50</u>
14	Subdivision 9:			
15	MAYVILLE STATE UNIVERSITY			
16	Governor's			
17		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
18	Operations	<u>\$50,603,276</u>	<u>\$54,664,638</u>	<u>\$50,603,276</u>
19	Capital assets	<u>358,992</u>	<u>4,138,092</u>	<u>358,992</u>
20	Total all funds	<u>\$50,962,268</u>	<u>\$58,802,730</u>	<u>\$50,962,268</u>
21	Less estimated income	<u>32,282,440</u>	<u>38,111,240</u>	<u>32,282,440</u>
22	Total general fund	<u>\$18,679,828</u>	<u>\$20,691,490</u>	<u>\$18,679,828</u>
23	Full-time equivalent positions	<u>230.35</u>	<u>226.92</u>	<u>230.35</u>
24	Subdivision 10:			
25	MINOT STATE UNIVERSITY			
26	Governor's			
27		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
28	Operations	<u>\$104,154,777</u>	<u>\$111,779,393</u>	<u>\$104,154,777</u>
29	Capital assets	<u>1,099,620</u>	<u>2,820,760</u>	<u>1,099,620</u>
30	Total all funds	<u>\$105,254,397</u>	<u>\$114,600,153</u>	<u>\$105,254,397</u>
31	Less estimated income	<u>64,047,767</u>	<u>69,136,361</u>	<u>64,047,767</u>

Sixty-eighth
Legislative Assembly

1	Total general fund	\$41,206,630	\$45,463,792	\$41,206,630
2	Full-time equivalent positions	403.04	423.63	403.04
3	— Subdivision 11.			
4	VALLEY CITY STATE UNIVERSITY			
5	Governor's			
6		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
7	Operations	\$50,083,400	\$53,879,249	\$50,083,400
8	Capital assets - off system	0	22,000,000	0
9	Capital assets	<u>455,823</u>	<u>513,363</u>	<u>455,823</u>
10	Total all funds	\$50,539,223	\$76,392,612	\$50,539,223
11	Less estimated income	<u>26,377,846</u>	<u>50,062,351</u>	<u>26,377,846</u>
12	Total general fund	\$24,161,377	\$26,330,261	\$24,161,377
13	Full-time equivalent positions	202.77	211.94	202.77
14	— Subdivision 12.			
15	DAKOTA COLLEGE AT BOTTINEAU			
16	Governor's			
17		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
18	Operations	\$23,640,055	\$24,921,949	\$23,640,055
19	Capital assets	<u>114,007</u>	<u>4,313,707</u>	<u>114,007</u>
20	Total all funds	\$23,754,062	\$29,235,656	\$23,754,062
21	Less estimated income	<u>14,216,200</u>	<u>18,551,030</u>	<u>14,216,200</u>
22	Total general fund	\$9,537,862	\$10,684,626	\$9,537,862
23	Full-time equivalent positions	91.86	84.00	91.86
24	— Subdivision 13.			
25	UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES			
26	Governor's			
27		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
28	Operations	\$218,253,058	\$231,844,332	\$218,253,058
29	Healthcare workforce initiative	<u>10,676,150</u>	<u>10,676,150</u>	<u>10,676,150</u>
30	Total all funds	\$228,929,208	\$242,520,482	\$228,929,208
31	Less estimated income	<u>160,806,249</u>	<u>167,914,619</u>	<u>160,806,249</u>

1	Total general fund	\$68,122,959	\$74,605,863	\$68,122,959
2	Full-time equivalent positions	492.67	488.83	492.67
3	Subdivision 14.			
4	NORTH DAKOTA FOREST SERVICE			
5	Governor's			
6		Base Level	Recommendation	Appropriation
7	Operations	\$15,343,065	\$24,661,165	\$15,343,065
8	Capital assets	118,728	118,728	118,728
9	Total all funds	\$15,461,793	\$24,779,893	\$15,461,793
10	Less estimated income	10,669,315	19,141,272	10,669,315
11	Total general fund	\$4,792,478	\$5,638,621	\$4,792,478
12	Full-time equivalent positions	28.00	29.00	28.00
13	Subdivision 15.			
14	TOTAL -- SECTION 1			
15	Governor's			
16		Base Level	Recommendation	Appropriation
17	Grand total general fund	\$686,328,526	\$742,197,094	\$686,328,526
18	Grand total special funds	1,926,770,039	2,170,858,954	1,926,770,039
19	Grand total all funds	\$2,613,098,565	\$2,913,056,048	\$2,613,098,565
20	<u>NORTH DAKOTA UNIVERSITY SYSTEM</u>			
21			<u>Adjustments or</u>	
22		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
23	Capital assets - bond payments	\$13,385,264	(\$2,187,368)	\$11,197,896
24	Competitive research programs	5,685,750	0	5,685,750
25	System governance	8,605,570	2,703,085	11,308,655
26	Core technology services	62,962,817	7,863,991	70,826,808
27	Student financial assistance grants	23,917,306	12,000,000	35,917,306
28	Professional student exchange program	3,699,342	0	3,699,342
29	Academic and CTE scholarships	16,216,749	1,000,000	17,216,749
30	Scholars program	1,807,115	0	1,807,115
31	Native American scholarship	555,323	444,677	1,000,000

Sixty-eighth
Legislative Assembly

1	Tribally controlled community	1,000,000	1,000,000	2,000,000
2	college grants			
3	Education incentive programs	260,000	0	260,000
4	Student mental health	284,400	0	284,400
5	Veterans' assistance grants	277,875	177,000	454,875
6	Shared campus services	800,000	0	800,000
7	Nursing education consortium	1,356,000	0	1,356,000
8	NASA EPSCoR	342,000	0	342,000
9	Education challenge fund	0	36,000,000	36,000,000
10	Workforce education grants	0	10,000,000	10,000,000
11	Dual-credit tuition scholarship	1,500,000	0	1,500,000
12	Dakota digital academy	0	450,000	450,000
13	Support for single parents	0	4,500,000	4,500,000
14	Inflationary passthrough grants	0	20,100,000	20,100,000
15	Total all funds	\$142,655,511	\$94,051,385	\$236,706,896
16	Less estimated income	25,757,035	872,198	26,629,233
17	Total general fund	\$116,898,476	\$93,179,187	\$210,077,663
18	Full-time equivalent positions	158.83	4.00	162.83

Subdivision 2.

BISMARCK STATE COLLEGE

		Adjustments or		
	Base Level	Enhancements		Appropriation
23	Operations	\$100,571,387	\$6,815,663	\$107,387,050
24	Capital assets	1,922,561	31,500,000	33,422,561
25	Behavioral health initiative	0	204,000	204,000
26	Total all funds	\$102,493,948	\$38,519,663	\$141,013,611
27	Less estimated income	70,409,893	34,400,734	104,810,627
28	Total general fund	\$32,084,055	\$4,118,929	\$36,202,984
29	Full-time equivalent positions	332.90	2.43	335.33

Subdivision 3.

LAKE REGION STATE COLLEGE

		Adjustments or		
	Base Level	Enhancements	Appropriation	
1				
2				
3	Operations	\$39,150,913	\$1,913,818	\$41,064,731
4	Capital assets	362,667	600,000	962,667
5	Behavioral health initiative	0	109,000	109,000
6	Total all funds	\$39,513,580	\$2,622,818	\$42,136,398
7	Less estimated income	25,271,428	1,655,128	26,926,556
8	Total general fund	\$14,242,152	\$967,690	\$15,209,842
9	Full-time equivalent positions	115.76	4.83	120.59
10	<u>Subdivision 4.</u>			
11	<u>WILLISTON STATE COLLEGE</u>			
12			Adjustments or	
13		Base Level	Enhancements	Appropriation
14	Operations	\$34,044,304	\$2,619,856	\$36,664,160
15	Capital assets	1,261,968	43,913,939	45,175,907
16	Behavioral health initiative	0	169,140	169,140
17	Total all funds	\$35,306,272	\$46,702,935	\$82,009,207
18	Less estimated income	24,019,535	44,830,555	68,850,090
19	Total general fund	\$11,286,737	\$1,872,380	\$13,159,117
20	Full-time equivalent positions	101.29	1.54	102.83
21	<u>Subdivision 5.</u>			
22	<u>UNIVERSITY OF NORTH DAKOTA</u>			
23			Adjustments or	
24		Base Level	Enhancements	Appropriation
25	Operations	\$902,173,330	\$52,555,093	\$954,728,423
26	Capital assets	4,411,566	190,000,000	194,411,566
27	National security initiative	0	45,000,000	45,000,000
28	Research network	0	3,201,100	3,201,100
29	Behavioral health initiative	0	660,000	660,000
30	Total all funds	\$906,584,896	\$291,416,193	\$1,198,001,089
31	Less estimated income	755,657,771	218,613,966	974,271,737

1	Total general fund	\$150,927,125	\$72,802,227	\$223,729,352
2	Full-time equivalent positions	2,059.98	0.58	2,060.56
3	<u>Subdivision 6.</u>			
4	<u>NORTH DAKOTA STATE UNIVERSITY</u>			
5			<u>Adjustments or</u>	
6		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	Operations	\$756,049,321	\$40,359,558	\$796,408,879
8	Capital assets	7,799,104	107,000,000	114,799,104
9	Workforce education	0	4,800,000	4,800,000
10	Research network	0	3,201,100	3,201,100
11	Behavioral health initiative	0	1,100,000	1,100,000
12	Total all funds	\$763,848,425	\$156,460,658	\$920,309,083
13	Less estimated income	625,417,100	130,501,035	755,918,135
14	Total general fund	\$138,431,325	\$25,959,623	\$164,390,948
15	Full-time equivalent positions	1,829.43	38.07	1,867.50
16	<u>Subdivision 7.</u>			
17	<u>NORTH DAKOTA STATE COLLEGE OF SCIENCE</u>			
18			<u>Adjustments or</u>	
19		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
20	Operations	\$95,547,465	\$4,650,059	\$100,197,524
21	Capital assets	1,012,379	19,975,000	20,987,379
22	Behavioral health initiative	0	186,750	186,750
23	Total all funds	\$96,559,844	\$24,811,809	\$121,371,653
24	Less estimated income	60,845,052	22,212,951	83,058,003
25	Total general fund	\$35,714,792	\$2,598,858	\$38,313,650
26	Full-time equivalent positions	311.61	2.34	313.95
27	<u>Subdivision 8.</u>			
28	<u>DICKINSON STATE UNIVERSITY</u>			
29			<u>Adjustments or</u>	
30		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
31	Operations	\$50,826,060	\$4,755,696	\$55,581,756

Sixty-eighth
Legislative Assembly

1	Capital assets	409,078	18,000,000	18,409,078
2	Behavioral health initiative	0	327,000	327,000
3	Total all funds	\$51,235,138	\$23,082,696	\$74,317,834
4	Less estimated income	30,992,408	19,421,619	50,414,027
5	Total general fund	\$20,242,730	\$3,661,077	\$23,903,807
6	Full-time equivalent positions	175.50	2.50	178.00

7 Subdivision 9.

8 MAYVILLE STATE UNIVERSITY

9		<u>Adjustments or</u>		
10		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
11	Operations	\$50,603,276	\$4,577,144	\$55,180,420
12	Capital assets	358,992	0	358,992
13	Behavioral health initiative	0	308,734	308,734
14	Total all funds	\$50,962,268	\$4,885,878	\$55,848,146
15	Less estimated income	32,282,440	1,763,104	34,045,544
16	Total general fund	\$18,679,828	\$3,122,774	\$21,802,602
17	Full-time equivalent positions	230.35	(3.43)	226.92

18 Subdivision 10.

19 MINOT STATE UNIVERSITY

20		<u>Adjustments or</u>		
21		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
22	Operations	\$104,154,777	\$9,659,724	\$113,814,501
23	Capital assets	1,099,620	11,865,000	12,964,620
24	Behavioral health initiative	0	170,000	170,000
25	Total all funds	\$105,254,397	\$21,694,724	\$126,949,121
26	Less estimated income	64,047,767	15,504,561	79,552,328
27	Total general fund	\$41,206,630	\$6,190,163	\$47,396,793
28	Full-time equivalent positions	403.04	20.59	423.63

29 Subdivision 11.

30 VALLEY CITY STATE UNIVERSITY

	Adjustments or			
	Base Level	Enhancements	Appropriation	
1				
2				
3	Operations	\$50,083,400	\$4,626,767	\$54,710,167
4	Capital assets	455,823	35,500,000	35,955,823
5	Behavioral health initiative	0	236,000	236,000
6	Total all funds	\$50,539,223	\$40,362,767	\$90,901,990
7	Less estimated income	26,377,846	36,936,844	63,314,690
8	Total general fund	\$24,161,377	\$3,425,923	\$27,587,300
9	Full-time equivalent positions	202.77	9.17	211.94
10	<u>Subdivision 12.</u>			
11	<u>DAKOTA COLLEGE AT BOTTINEAU</u>			
12				
13				
14	Operations	\$23,640,055	\$2,023,135	\$25,663,190
15	Capital assets	114,007	5,300,000	5,414,007
16	Behavioral health initiative	0	170,000	170,000
17	Total all funds	\$23,754,062	\$7,493,135	\$31,247,197
18	Less estimated income	14,216,200	5,839,622	20,055,822
19	Total general fund	\$9,537,862	\$1,653,513	\$11,191,375
20	Full-time equivalent positions	91.86	(7.86)	84.00
21	<u>Subdivision 13.</u>			
22	<u>UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES</u>			
23				
24				
25	Operations	\$218,253,058	\$17,796,430	\$236,049,488
26	Healthcare workforce initiative	10,676,150	0	10,676,150
27	Total all funds	\$228,929,208	\$17,796,430	\$246,725,638
28	Less estimated income	160,806,249	5,782,718	166,588,967
29	Total general fund	\$68,122,959	\$12,013,712	\$80,136,671
30	Full-time equivalent positions	492.67	(3.84)	488.83
31	<u>Subdivision 14.</u>			

NORTH DAKOTA FOREST SERVICE

	Adjustments or		
	Base Level	Enhancements	Appropriation
Operations	\$15,343,065	\$9,252,937	\$24,596,002
Capital assets	118,728	0	118,728
Total all funds	\$15,461,793	\$9,252,937	\$24,714,730
Less estimated income	10,669,315	8,469,894	19,139,209
Total general fund	\$4,792,478	\$783,043	\$5,575,521
Full-time equivalent positions	28.00	1.00	29.00

Subdivision 15.

TOTAL - SECTION 1

	Adjustments or		
	Base Level	Enhancements	Appropriation
Grand total general fund	\$686,328,526	\$232,349,099	\$918,677,625
Grand total special funds	1,926,770,039	546,804,929	2,473,574,968
Grand total all funds	\$2,613,098,565	\$779,154,028	\$3,392,252,593

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

SIXTY-NINTH LEGISLATIVE ASSEMBLY. The following amounts reflect one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 biennium one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
Capital projects - other funds	\$4,363,000	\$0
Capital projects - strategic investment and improvements	\$0	\$293,290,000
fund		
Capital projects - other funds	4,363,000	170,363,939
University of North Dakota national security initiative	0	45,000,000
North Dakota state university workforce education	0	4,800,000
Bismarck state college polytechnic building and transition	38,000,000	0
University of North Dakota space command initiative	4,000,000	0
University of North Dakota airport apron	5,000,000	0
University of North Dakota Merrifield hall	50,000,000	0

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1	University of North Dakota space education and research	10,000,000	0
2	North Dakota state university settlement agreement	125,000	0
3	North Dakota state university high-performance computing	1,600,000	0
4	North Dakota state university agricultural products	50,000,000	0
5	development center		
6	Dickinson state university Pulver hall and other projects	4,000,000	0
7	Mayville state university natural gas boiler project	1,600,000	0
8	Minot state university Hartnett hall	25,000,000	0
9	Valley City state university land purchase	309,000	0
10	Hyperbaric oxygen therapy	2,104,121	0
11	Math pathways	150,000	0
12	Higher education challenge grants	11,150,000	0
13	Dakota digital academy	475,000	0
14	Total all funds	\$207,876,121	\$0
15	Total other funds	190,851,121	0
16	Total general fund	\$17,025,000	\$0
17	<u>Higher education challenge grants</u>	<u>11,150,000</u>	<u>36,000,000</u>
18	<u>Dakota digital academy</u>	<u>475,000</u>	<u>450,000</u>
19	<u>Support for single parents</u>	<u>0</u>	<u>4,500,000</u>
20	<u>Workforce education grants</u>	<u>0</u>	<u>10,000,000</u>
21	<u>Behavioral health initiative</u>	<u>0</u>	<u>3,640,624</u>
22	<u>Financial aid software</u>	<u>0</u>	<u>1,554,354</u>
23	<u>Passthrough grants</u>	<u>0</u>	<u>20,100,000</u>
24	<u>Total all funds</u>	<u>\$207,876,121</u>	<u>\$589,698,917</u>
25	<u>Total other funds</u>	<u>190,851,121</u>	<u>463,653,939</u>
26	<u>Total general fund</u>	<u>\$17,025,000</u>	<u>\$126,044,978</u>
27	<u>The 2023-25 one-time funding amounts are not a part of the entity's base budget for the</u>		
28	<u>2025-27 biennium. The state board of higher education shall report to the appropriations</u>		
29	<u>committees of the sixty-ninth legislative assembly on the use of this one-time funding for the</u>		
30	<u>biennium beginning July 1, 2023, and ending June 30, 2025.</u>		

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

2 **APPROPRIATION - EXEMPTION.** All funds, in addition to those appropriated in section 1 of
3 this Act, from federal, private, and other sources for competitive grants or other funds that the
4 legislative assembly has not indicated the intent to reject, including tuition revenue, received by
5 the state board of higher education and the institutions and entities under the control of the
6 state board of higher education, are appropriated to the board and those institutions and
7 entities, for the biennium beginning July 1, 2023, and ending June 30, 2025. All additional funds
8 received under the North Dakota-Minnesota reciprocity agreement during the biennium
9 beginning July 1, 2023, and ending June 30, 2025, are appropriated to the state board of higher
10 education for reimbursement to institutions under the control of the board. Notwithstanding
11 section 48-01.2-25, an institution receiving funds for capital projects in excess of the amounts
12 appropriated in sections 1 and 4 of this Act may spend those funds for the capital project.

13 **SECTION 4. APPROPRIATION - STRATEGIC INVESTMENT AND IMPROVEMENTS**
14 **FUND - MAYVILLE STATE UNIVERSITY - OLD MAIN RENOVATION - ONE-TIME FUNDING.**

15 There is appropriated out of any moneys in the strategic investment and improvements fund in
16 the state treasury, not otherwise appropriated, the sum of \$49,970,100, or so much of the sum
17 as may be necessary, to Mayville state university for the purpose of renovating old main, for the
18 biennium beginning July 1, 2023, and ending June 30, 2025. This funding is considered a
19 one-time funding item.

20 **SECTION 5. USE OF EXTRAORDINARY REPAIRS FUNDING - MATCHING FUNDS.** The
21 capital assets line items in subdivisions 2 through 12 of section 1 of this Act include funding
22 from the general fund for institution extraordinary repairs. An institution, excluding the university
23 of North Dakota and North Dakota state university, shall provide ~~two dollars~~ one dollar of
24 matching funds from operations or other sources for each one dollar of extraordinary repairs
25 funding used for a project. The university of North Dakota and North Dakota state university
26 shall provide two dollars of matching funds from operations or other sources for each one dollar
27 of extraordinary repairs funding used for a project.

28 **SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS**

29 **FUND.** The grand total special funds line item in subdivision 15 of section 1 of this Act includes
30 \$293,290,000 from the strategic investment and improvements fund for capital projects as
31 follows:

1	Bismarck state college multipurpose academic and athletic center	\$29,900,000
2	Williston state college medical healthcare building	34,750,000
3	University of North Dakota science, engineering, and national security corridor	57,400,000
4	University of North Dakota science, technology, engineering, and math building	52,000,000
5	North Dakota state university center for engineering and computational sciences	59,000,000
6	North Dakota state college of science agriculture, automation, and autonomous	18,975,000
7	systems	
8	Dickinson state university agriculture and technical education building	17,100,000
9	Minot state university Dakota hall demolition	765,000
10	Minot state university academic building	7,600,000
11	Valley City state university McCarthy hall renovation	11,500,000
12	Dakota college at Bottineau old main renovation	<u>4,300,000</u>
13	Total strategic investment and improvements fund	\$293,290,000

14 **SECTION 7. NORTH DAKOTA STATE UNIVERSITY - WORKFORCE EDUCATION -**

15 **REPORT.** The appropriation in subdivision 6 of section 1 of this Act includes \$4,800,000 from
16 the general fund for North Dakota state university for the purpose of creating or expanding
17 programs and enrollment initiatives, as identified by the North Dakota state university president,
18 to address the workforce needs of the state, for the biennium beginning July 1, 2023, and
19 ending June 30, 2025. This funding may only be used to create or expand programs and
20 initiatives and may not be used for programs that have been closed or reduced by North Dakota
21 state university since July 1, 2021. North Dakota state university shall report to the legislative
22 management during the 2023-24 interim on the use of the funding identified in this section.

23 **SECTION 8. STUDENT SUPPORT FOR SINGLE MOTHERS - PILOT PROGRAM -**

24 **REPORT.**

- 25 1. The appropriation in subdivision 1 of section 1 of this Act includes the sum of
26 \$4,500,000 from the general fund for the purpose of supporting single mothers, for the
27 biennium beginning July 1, 2023, and ending June 30, 2025.
- 28 2. The state board of higher education may provide up to \$250,000 to each institution
29 under its control, each tribally controlled community college in this state, the university
30 of Jamestown, and the university of Mary, to provide support to students who are
31 pregnant or single mothers with a child or children under four years of age.

- 1 3. An eligible institution in subsection 2 must submit an application to the state board of
2 higher education in order to receive funding under this section. The application must
3 include the institution's plan identifying how the funding would benefit students
4 enrolled at the institution, the estimated number of students impacted, and the
5 estimated cost.
- 6 4. A student enrolled at an eligible institution in subsection 2 is eligible for support under
7 this section if the student is residing in this state and is:
 - 8 a. An unmarried pregnant individual who is experiencing an unintended pregnancy;
 - 9 b. An unmarried mother who experienced an unintended birth while attending the
10 institution; or
 - 11 c. An unmarried mother with a child or children under four years of age.
- 12 5. Funding awarded under this section may be used for on-campus room and board and
13 the costs of providing on-campus day care for the children of students eligible
14 pursuant to subsection 4.
- 15 6. If any available dollars have not been granted to an institution by the board before
16 December 31, 2024, the board may allow institutions in subsection 2 to submit
17 applications for any unused funding for the purposes of this section.
- 18 7. The state board of higher education may adopt policies and procedures as necessary
19 to enact this section.
- 20 8. The state board of higher education shall report to the legislative management during
21 the 2023-24 interim and to the appropriations committees of the sixty-ninth legislative
22 assembly regarding the results of this program, including the number of students
23 assisted at each institution.

24 **SECTION 9. TRANSFER - NORTH DAKOTA UNIVERSITY SYSTEM OFFICE - NORTH**
25 **DAKOTA STATE UNIVERSITY.** Of the funding appropriated in subdivision 1 of section 1 of
26 chapter 31 of the 2021 Session Laws for the biennium beginning July 1, 2021, and ending
27 June 30, 2023, that is continued pursuant to section 54-44.1-11, the state board of higher
28 education shall transfer \$367,000 to the operations line item in subdivision 6 of section 1 of this
29 Act by August 1, 2023. The North Dakota university system office may not assess institutions
30 under the control of the state board of higher education to recover the cost of this transfer.

SECTION 10. TRANSFER - BANK OF NORTH DAKOTA PROFITS - STATE BOARD OF HIGHER EDUCATION SCHOLARSHIPS. The industrial commission shall transfer to the North Dakota university system office a total of \$1,500,000 from the current earnings and accumulated undivided profits of the Bank of North Dakota during the biennium beginning July 1, 2023, and ending June 30, 2025, as requested by the commissioner of higher education. The estimated income line item in subdivision 1 of section 1 includes \$1,500,000 for the North Dakota university system office for dual-credit tuition scholarships.

SECTION 11. TRANSFER - BANK OF NORTH DAKOTA PROFITS - SKILLED WORKFORCE STUDENT LOAN REPAYMENT PROGRAM FUND. The industrial commission shall transfer the sum of \$7,500,000 from the current earnings and accumulated undivided profits of the Bank of North Dakota to the skilled workforce student loan repayment program fund during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 12. TRANSFER - BANK OF NORTH DAKOTA PROFITS - SKILLED WORKFORCE SCHOLARSHIP FUND. The industrial commission shall transfer the sum of \$7,500,000 from the current earnings and accumulated undivided profits of the Bank of North Dakota to the skilled workforce scholarship fund during the biennium beginning July 1, 2023, and ending June 30, 2025.

SECTION 13. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - UNIVERSITY SYSTEM CAPITAL BUILDING FUND. The office of management and budget shall transfer \$29,000,000 from the strategic investment and improvements fund to the university system capital building fund during the biennium beginning July 1, 2023, and ending June 30, 2025, as requested by the commissioner of higher education. Funding 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>
Bismarck state college	\$851,386	\$500,000	\$1,351,386
Lake Region state college	354,750	500,000	854,750
Williston state college	275,894	500,000	775,894
University of North Dakota	8,723,602	2,250,000	10,973,602
North Dakota state university	5,799,192	2,250,000	8,049,192
North Dakota state college of science	1,001,390	500,000	1,501,390
Dickinson state university	537,724	500,000	1,037,724

1	Mayville state university	480,058	500,000	980,058
2	Minot state university	1,145,602	500,000	1,645,602
3	Valley City state university	618,274	500,000	1,118,274
4	Dakota college at Bottineau	<u>212,128</u>	<u>500,000</u>	<u>712,128</u>
5	Total	\$20,000,000	\$9,000,000	\$29,000,000

6 **SECTION 14. CAPITAL BUILDING FUNDS - USES.** The institutions listed may use funding
7 from the respective institution's university system capital building fund allocation for the
8 following projects authorized by the sixty-eighth legislative assembly:

9	Bismarck state college multipurpose academic and athletic center			\$31,500,000
10	Lake region state college wind turbine gearbox replacement			600,000
11	Williston state college medical healthcare building			36,600,000
12	University of North Dakota science, engineering, and national security corridor			82,000,000
13	University of North Dakota science, technology, engineering, and math building			75,000,000
14	North Dakota state university center for engineering and computational sciences			84,000,000
15	North Dakota state college of science agriculture, automation, and autonomous			19,975,000
16	systems			
17	Dickinson state university agriculture and technical education building			18,000,000
18	Minot state university academic building			8,000,000
19	Valley City state university McCarthy hall renovation			13,500,000
20	Dakota college at Bottineau old main renovation			<u>5,300,000</u>
21	Total			\$374,475,000

22 **SECTION 15. CAMPUS CAPITAL PROJECTS - PROJECT REQUESTS - LEGISLATIVE**
23 **INTENT.**

- 24 1. The state board of higher education may not include requests for any state funds for
25 capital projects in its budget request submitted to the sixty-ninth legislative assembly.
26 The state board of higher education may request other funds appropriation authority
27 from the sixty-ninth legislative assembly for projects funded from local funds, gifts,
28 grants, donations, the institution's allocation in the university system capital building
29 fund, or revenue bonds.
- 30 2. It is the intent of the sixty-eighth legislative assembly that this Act includes all capital
31 projects to be appropriated funding from the state, excluding projects that receive

1 funding solely from local funds, gifts, grants, donations, the institution's allocation in
2 the university system capital building fund, or revenue bonds, during the period
3 beginning July 1, 2023, and ending June 30, 2027.

4 3. An institution must have possession of local matching funds allocated to a project prior
5 to expending any funding from the strategic investment and improvements fund for the
6 project.

7 4. If an institution is unable to provide the appropriated amount of matching funds for a
8 capital project provided for in this Act, the institution may only spend a proportional
9 amount of funding from the strategic investment and improvements fund for the
10 project. If an institution is unable to provide necessary matching funds by June 30,
11 2027, to complete the project in whole or in part, the appropriation from the strategic
12 investment and improvements fund must be canceled.

13 5. Any inflationary or other costs associated with previously approved projects must be
14 paid from the institution's local funds or the institution's allocation in the university
15 system capital building fund.

16 **SECTION 16. CAMPUS CAPITAL PROJECTS - PROJECT MANAGEMENT.** During the
17 biennium beginning July 1, 2023, and ending June 30, 2025, each capital project authorized by
18 the state board of higher education must have adequate project management oversight by
19 either an institution official or a representative of an external entity. An institution may seek
20 assistance from the university system office for project management oversight of a capital
21 project.

22 **SECTION 17. UNIVERSITY OF NORTH DAKOTA - SCHOOL OF MEDICINE AND**
23 **HEALTH SCIENCES - OPERATIONS.** The operations line items in subdivision 5 and 13 of
24 section 1 of this Act include a funding allocation from the higher education per student credit-
25 hour funding formula attributable to inflation during the biennium beginning July 1, 2023, and
26 ending June 30, 2025. Based on the recommendation of the commissioner of higher education
27 a portion of the allocation may be transferred by the state board of higher education between
28 the university of North Dakota school of medicine and health sciences and the university of
29 North Dakota.

30 **SECTION 18.** A new section to chapter 15-10 of the North Dakota Century Code is created
31 and enacted as follows:

1 **State commissioner of higher education - Higher education trends - Report to budget**
2 **section.**

3 The state commissioner of higher education shall provide an annual report to the budget
4 section regarding trends in higher education, including state and regional student enrollment,
5 North Dakota university system institution reserves, state and regional tuition rates, state and
6 regional student financial assistance, and the North Dakota university system's response to the
7 trends and changes, including new or expanded educational programs, closed programs, and
8 future budget requests.

9 **SECTION 19.** A new section to chapter 15-10 of the North Dakota Century Code is created
10 and enacted as follows:

11 **Severance agreements - Funding - Emergency commission and budget section**
12 **approval.**

13 The cost of any severance agreement approved by the state board of higher education
14 must be paid from the North Dakota university system office budget. The North Dakota
15 university system office may not assess institutions under the control of the state board of
16 higher education to recover the cost of any severance agreement. Emergency commission and
17 budget section approval is required before the board may expend any funds pursuant to this
18 section. When considering the request, the budget section shall consider the amount obligated
19 to the individual named in the severance agreement pursuant to the individual's employment
20 contract with the board or institution under the control of the board, the cost of the severance
21 agreement, and the justification for the severance agreement provided by the board.

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

24 **Academic program approval.**

25 The state board of higher education shall approve or deny a request from an institution
26 under its control for a new or expanded academic program within thirty days of the institution
27 submitting its request for the program to the commissioner of higher education.

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

1 **Disclosure of financial condition.**

2 The state board of higher education shall provide a disclosure of the financial condition of
3 an institution to the qualified applicants designated as finalists pursuant to section 44-04-18.27
4 for the position of president of an institution. The disclosure of financial condition must identify
5 the institution's reserves, recent audit findings, anticipated future funding changes pursuant to
6 chapter 15-18.2, and the institution's composite financial index ratio. The state board of higher
7 education may require the qualified applicants to sign a nondisclosure agreement prior to
8 receiving the disclosure of financial condition.

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

11 **Campus policies and procedures.**

12 The president of an institution under the control of the state board of higher education may
13 adopt policies, procedures, and directives for the institution, with input but no authoritative
14 control from faculty and others through shared governance. The commissioner of higher
15 education and the state board of higher education may overturn or amend the president's
16 policies, procedures, and directives.

17 **SECTION 23. AMENDMENT.** Section 15-10-38.1 of the North Dakota Century Code is
18 amended and reenacted as follows:

19 **15-10-38.1. Skilled workforce student loan repayment program - Skilled workforce**
20 **student loan repayment program fund - Continuing appropriation - Report. ~~(Repealed~~**
21 **effective July 1, 2023)**

- 22 1. There is created in the state treasury the skilled workforce student loan repayment
23 program fund. The fund consists of moneys transferred into the fund by the legislative
24 assembly, matching funds received, and loan repayments. Moneys in the fund are
25 appropriated to the state board of higher education on a continuing basis for the
26 purpose of distributing student loan repayment grants directly to the Bank of North
27 Dakota or other participating lender to repay outstanding student loan principal
28 balances for eligible applicants. The state board of higher education may transfer
29 money between this fund and the skilled workforce scholarship fund established in
30 section 15-10-38.2.

- 1 2. The state board of higher education shall adopt policies and procedures to develop,
2 implement, promote, and administer a skilled workforce student loan repayment
3 program in cooperation with the Bank of North Dakota and the North Dakota workforce
4 development council with the intent of attracting and retaining individuals for
5 professional or technical skills in high demand in this state.
- 6 3. The North Dakota workforce development council in cooperation with job service North
7 Dakota shall use available labor market information to determine annually the eligible
8 high-demand professional and technical skills and emerging occupations in this state.
- 9 4. Graduates of degree or certificate programs from institutions or entities in any state
10 may apply for the skilled workforce student loan repayment program. To be eligible to
11 receive student loan repayment grants under the program, the applicant:
 - 12 a. Must have successfully completed an educational program from an institution of
13 higher education;
 - 14 b. Must have a student loan with the Bank of North Dakota or other participating
15 lender;
 - 16 c. Following completion of an educational program, must reside and work in this
17 state in an eligible high-demand or emerging occupation; and
 - 18 d. Must have met and shall continue to meet any requirements established in
19 applicable state board of higher education procedures.
- 20 5. The state board of higher education shall adopt procedures to ensure compliance with
21 residency and occupation requirements after completion of the educational program.
- 22 6. The state board of higher education shall distribute student loan repayment grants
23 from the skilled workforce student loan repayment program fund directly to the Bank of
24 North Dakota or other participating lender to repay outstanding student loan principal
25 balances for eligible applicants. The maximum annual student loan repayment grant
26 amount for which an applicant may qualify is five thousand six hundred sixty-seven
27 dollars, or one-third of the applicant's outstanding student loan principal balance upon
28 initial application for the program, whichever is less. The maximum total student loan
29 repayment grant amount for which any applicant may qualify is seventeen thousand
30 dollars.

- 1 7. If an individual is receiving loan forgiveness under any other state program, the
2 individual may not receive a student loan repayment grant under this section during
3 the same application year. ~~An individual who received a skilled workforce scholarship~~
4 ~~under section 15-10-38.2 is not eligible for loan forgiveness under this section.~~
- 5 8. An individual may receive a combined total of no more than seventeen thousand
6 dollars under this section and the skilled workforce scholarship program under section
7 15-10-38.2.
- 8 9. ~~The skilled workforce student loan repayment program must be a joint public and~~
9 ~~private effort.~~The state board of higher education shall provide one dollar of funding
10 for each one dollar of ~~funding funds~~ raised from the private sector or other public
11 sources. Any matching funds received must be deposited in the skilled workforce
12 student loan repayment program fund.
- 13 10. The state board of higher education shall provide a biennial program report to the
14 legislative management by September first of each even-numbered year. The report
15 must include information regarding:
- 16 a. The eligible high-demand professional and technical skills and emerging
17 occupations;
- 18 b. The number of applicants, eligible applicants, and applicants receiving awards;
- 19 c. The amount of ~~private funding~~ matching funds raised; and
- 20 d. The average and total amounts awarded under the program.

21 **SECTION 24. AMENDMENT.** Section 15-10-38.2 of the North Dakota Century Code is
22 amended and reenacted as follows:

23 **15-10-38.2. Skilled workforce scholarship program - Skilled workforce scholarship**
24 **fund - Continuing appropriation - Report.** ~~(Repealed effective July 1, 2023)~~

- 25 1. There is created in the state treasury the skilled workforce scholarship fund. The fund
26 consists of moneys transferred into the fund by the legislative assembly, matching
27 funds received, and scholarship repayments. Moneys in the fund are appropriated to
28 the state board of higher education on a continuing basis for the purpose of providing
29 grants to institutions of higher education related to skilled workforce scholarships.
30 Institutions of higher education include institutions under the control of the state board
31 of higher education, North Dakota nonpublic accredited institutions of higher

1 education, tribally controlled community colleges, state-approved educator training
2 programs, and North Dakota institutions approved to operate by the North Dakota
3 board of career and technical education. The state board of higher education may
4 transfer money between this fund and the skilled workforce student loan repayment
5 program fund established in section 15-10-38.1.

6 2. The state board of higher education shall adopt policies and procedures to develop,
7 implement, promote, and administer a skilled workforce scholarship program in
8 cooperation with the Bank of North Dakota and the North Dakota workforce
9 development council with the intent of attracting and retaining individuals for
10 professional or technical skills in high demand in this state.

11 3. The North Dakota workforce development council in cooperation with job service North
12 Dakota shall use available labor market information to determine annually the eligible
13 high-demand professional and technical skills and emerging occupations in this state.

14 4. The state board of higher education and the workforce development council shall
15 compile a list of qualifying educational programs annually. A qualifying educational
16 program is a program resulting in attainment of an associate's degree or lower
17 credential ~~upon successful completion of a~~ program that may be completed within four
18 semesters ~~or~~ six quarters, or the final two years of a baccalaureate program. A
19 qualifying educational program also must pertain to the professional and technical
20 skills and emerging occupations in high demand in this state, as determined under
21 subsection 3. Qualifying educational programs may include degree or certificate
22 programs.

23 5. Individuals enrolled in a qualifying educational program in this state may apply for a
24 scholarship under this section. Scholarships are limited to the amount charged each
25 quarter, semester, or term by the educational institution for the tuition, fees, books, and
26 supplies required for the qualifying educational program. The scholarships are
27 intended to supplement any other scholarship or financial aid grant received by a
28 student to assist the student with the costs of the qualifying educational program. An
29 individual may not receive a combined total exceeding seventeen thousand dollars
30 under this section and the skilled workforce loan repayment program under section
31 15-10-38.1.

- 1 | 6. To be eligible for a scholarship ~~and~~ payment under this section, a student must be
2 | enrolled full time in an eligible program and have at least a 2.5 cumulative grade point
3 | average, based on a 4.0 grading system, or maintain academic progress in the
4 | program according to program requirements. A student may not receive scholarships
5 | under this section for more than the equivalent of four semesters of full-time
6 | enrollment or six quarters of full-time enrollment.
- 7 | 7. Upon completion of a qualifying educational program, a student who received a
8 | scholarship under this section must reside and work in this state in an eligible
9 | high-demand or emerging occupation for a minimum of three years.
- 10 | 8. An individual shall repay the scholarship pursuant to the terms in the individual's
11 | scholarship award agreement if the individual fails to maintain either a 2.5 cumulative
12 | grade point average or academic progress according to program requirements while
13 | enrolled, withdraws voluntarily or involuntarily before the completion of the program for
14 | which a scholarship has been received, or fails to reside and work in this state in an
15 | eligible high-demand or emerging occupation for at least three years following degree
16 | or certificate completion.
- 17 | 9. The state board of higher education, in conjunction with the Bank of North Dakota,
18 | may allow an individual who received payment under this section to delay or cancel
19 | repayment under this section due to financial difficulty, military service, death, or total
20 | disability.
- 21 | 10. Each quarter, semester, or term, the state board of higher education shall distribute
22 | grants to institutions of higher education to provide the amounts necessary for the
23 | scholarships awarded to the students enrolled in each institution.
- 24 | 11. ~~The skilled workforce scholarship program must be a joint public and private effort.~~
25 | ~~The state board of higher education may distribute grants only to the extent that the~~
26 | ~~private sector has provided one dollar of matching funds for each dollar of funding~~
27 | ~~provided by the state.~~ The state board of higher education shall provide one dollar of
28 | funding for each one dollar raised from the private sector or other public sources. Any
29 | matching funds received must be deposited in the skilled workforce scholarship fund.

1 12. The state board of higher education shall provide a biennial program report to the
2 legislative management by September first of each even-numbered year. The report
3 must include information regarding:

- 4 a. The eligible high-demand professional and technical skills and emerging
5 occupations;
6 b. The qualifying educational programs;
7 c. The number of applicants, eligible applicants, and applicants receiving awards;
8 d. The amount of ~~private funding~~ matching funds raised; and
9 e. The average and total amounts awarded under the program.

10 **SECTION 25. AMENDMENT.** Section 15-10-38.3 of the North Dakota Century Code is
11 amended and reenacted as follows:

12 **15-10-38.3. Scholarship and loan forgiveness administrative costs** ~~—Continuing~~
13 ~~appropriation. (Effective through July 31, 2023)~~

14 The state board of higher education shall retain up to one and one-half percent of any funds
15 appropriated to the board under subsection 1 of section 15-10-38.1 and subsection 1 of section
16 15-10-38.2. The retained funds must be used for promotion and administration of the programs
17 under those sections.

18 ~~—Scholarship and loan forgiveness administrative costs — Continuing appropriation.~~
19 ~~(Effective after July 31, 2023) The state board of higher education shall retain up to one-half of~~
20 ~~one percent of any funds appropriated to the board under subsection 1 of section 15-10-38.1~~
21 ~~and subsection 1 of section 15-10-38.2. The retained funds must be used for administration of~~
22 ~~the programs under those sections.~~

23 **SECTION 26. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-48 of the North
24 Dakota Century Code is amended and reenacted as follows:

- 25 c. The board may award up to ~~one million seven hundred thousand~~ five million
26 dollars in matching grants each to the university of North Dakota and North
27 Dakota state university; and up to ~~one million five hundred thousand~~ four million
28 dollars in matching grants ~~for projects at~~ each to the university of North Dakota
29 school of medicine and health sciences and the North Dakota state university
30 main research center. Of the amount available to the university of North Dakota,

two hundred fifty thousand dollars must be awarded for projects dedicated to projects at the school of law.

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

c. The board may award up to:

(1) ~~Nine hundred fifty thousand~~ Three million dollars each to Bismarck state college, Minot state university, and the North Dakota state college of science;

(2) ~~Seven hundred thousand~~ Two million dollars each to Dickinson state university, Mayville state university, and Valley City state university; and

(3) ~~Three hundred fifty thousand~~ One million dollars each to Dakota college at Bottineau, Lake Region state college, and Williston state college.

SECTION 28. AMENDMENT. Subsection 2 of section 15-10-49 of the North Dakota Century Code is amended and reenacted as follows:

2. a. If any available dollars have not been awarded by the board before January first of each odd-numbered year, in accordance with subsection 1, any institution listed in subsection 1 may apply for an additional matching grant.

b. An application submitted under this subsection must meet the same criteria as an original application.

c. The board shall prioritize available dollars allocated in paragraph 1 of subdivision c of subsection 1 to applicants in paragraph 1 of subdivision c of subsection 1. The board shall prioritize available dollars allocated in paragraph 2 of subdivision c of subsection 1 to applicants in paragraph 2 of subdivision c of subsection 1. The board shall prioritize available dollars allocated in paragraph 3 of subdivision c of subsection 1 to applicants in paragraph 3 of subdivision c of subsection 1.

d. After considering applications pursuant to subdivision c, the board shall consider each application submitted under this subsection in chronological order.

~~d.e.~~ If the remaining dollars are insufficient to provide a matching grant in the amount of one dollar for every two dollars raised by the institutional foundation, the board shall award a lesser amount.

1 **SECTION 29. AMENDMENT.** Section 15-10-57 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 **15-10-57. Unified workforce, vocational, and technical education program system.**

4 The state board of higher education shall establish and maintain a unified system to offer
5 workforce training, vocational education, and technical education programs at institutions under
6 its control. The board shall periodically review programs offered by institutions under its control
7 and revise program offerings based on the workforce needs of the state identified by the
8 workforce ~~education advisory~~development council. The board shall develop administrative
9 arrangements that make possible the efficient use of facilities and staff. The board shall limit
10 administrative costs by eliminating duplicative administrative positions.

11 **SECTION 30. AMENDMENT.** Section 15-10-63 of the North Dakota Century Code is
12 amended and reenacted as follows:

13 **15-10-63. Capital projects.**

- 14 1. The university of North Dakota and North Dakota state university shall identify other
15 funds from gifts, grants, donations, the university system capital building fund, or other
16 local funds for at least thirty percent of the total estimated cost of a capital project
17 request submitted to the legislative assembly.
- 18 2. Bismarck state college, lake region state college, Williston state college, the North
19 Dakota state college of science, Dickinson state university, Mayville state university,
20 Minot state university, Valley City state university, and Dakota college at Bottineau
21 shall identify other funds from gifts, grants, donations, the university system capital
22 building fund, or other local funds for at least five percent of the total estimated cost of
23 a capital project request submitted to the legislative assembly.
- 24 3. An institution under the control of the state board of higher education may undertake a
25 facility renovation project only if the project will reduce the deferred maintenance
26 amount of the facility by no less than seventy five percent of the total cost of the
27 renovation. The institution shall maintain documentation that demonstrates the cost
28 and scope of the deferred maintenance reduction that results directly from the
29 renovation. This subsection does not apply to projects undertaken solely to correct
30 building code deficiencies or to installations of infrastructure determined by the board
31 to be essential to the mission of the institution.

1 ~~2.4.~~ Facility construction and renovation projects undertaken by an institution under the
2 control of the state board of higher education must conform to campus master plan
3 and space utilization requirements approved by the state board of higher education.

4 **SECTION 31. AMENDMENT.** Subdivision k of subsection 1 of section 15-18.2-02 of the
5 North Dakota Century Code is amended and reenacted as follows:

6 k. The ~~factors~~factor for credits completed in career and technical education ~~are:~~

7 ~~(1) 3.0 for lower division credits; and~~

8 ~~(2) 5.0 for upper division credits~~is 5.0.

9 **SECTION 32. AMENDMENT.** Subsection 1 of section 15-18.2-05 of the North Dakota
10 Century Code is amended and reenacted as follows:

11 1. Except as provided under subsections 2 and 3, to determine the state aid payment to
12 which each institution under its control is entitled, the state board of higher education
13 shall multiply the product determined under section 15-18.2-03 by a base amount of:

14 a. ~~\$61.81~~\$72.39 in the case of North Dakota state university and the university of
15 North Dakota;

16 b. ~~\$92.60~~\$102.78 in the case of Dickinson state university, Mayville state university,
17 Minot state university, and Valley City state university; and

18 c. ~~\$98.84~~\$109.30 in the case of Bismarck state college, Dakota college at
19 Bottineau, Lake Region state college, North Dakota state college of science, and
20 Williston state college.

21 **SECTION 33.** Section 15-18.2-06.1 of the North Dakota Century Code is created and
22 enacted as follows:

23 **Base funding - Minimum amount payable.**

24 Notwithstanding any calculations required by this chapter, during each biennium an
25 institution may not receive less than ninety-six percent of the state aid to which the institution
26 was entitled under this chapter during the previous biennium.

27 **SECTION 34. AMENDMENT.** Section 15-54.1-02 of the North Dakota Century Code is
28 amended and reenacted as follows:

29 **15-54.1-02. Capital building funds - Uses - Reports.**

30 Subject to tier II and tier III capital building fund matching requirements under this chapter,
31 each institution may use its allocation of funds from the university system capital building fund

1 for projects specifically authorized by the legislative assembly to use university system capital
2 building fund moneys. In addition, after an institution has matched and committed seventy-five
3 percent of the funding appropriated for the institution's tier I extraordinary repairs and subject to
4 state board of higher education approval and matching requirements under this chapter, each
5 institution may use its allocation of funds from the university system capital building fund for
6 extraordinary repairs and deferred maintenance projects for academic and student housing
7 facilities that do not increase the overall square footage of a building. The state board of higher
8 education shall report biennially to the legislative management and to the appropriations
9 committees of the legislative assembly on the use of funding in the university system capital
10 building fund, the source of matching funds, and each institution's five-year plan for capital
11 construction spending.

12 **SECTION 35. AMENDMENT.** Subsection 1 of section 15-62.4-03 of the North Dakota
13 Century Code is amended and reenacted as follows:

- 14 1. The state board of higher education shall provide to each eligible student a financial
15 assistance grant in an amount not exceeding:
 - 16 a. One thousand ~~one hundred~~six hundred fifty dollars per semester; or
 - 17 b. ~~Seven hundred thirty-three~~One thousand one hundred dollars per quarter.

18 **SECTION 36. AMENDMENT.** Subdivision c of subsection 2 of section 54-07-12 of the North
19 Dakota Century Code is amended and reenacted as follows:

- 20 c. The private entity agrees to donate ten million dollars from the one hundred
21 million dollars identified in subsection 1 to a higher education institution
22 foundation in North Dakota, of which two million dollars is for the purpose of
23 ~~creating an endowment to digitize~~digitizing documents relating to Theodore
24 Roosevelt and eight million dollars is for the purpose of creating an endowment
25 for the creation of a Theodore Roosevelt conservation scholars program and
26 related academic mission at a North Dakota higher education institution in
27 collaboration with the private entity; and

28 **SECTION 37. AMENDMENT.** Section 54-44.1-11 of the North Dakota Century Code is
29 amended and reenacted as follows:

1 **54-44.1-11. Office of management and budget to cancel unexpended appropriations -**
2 **When they may continue. (Effective through July 31, 20232025)**

3 Except as otherwise provided by law, the office of management and budget, thirty days after
4 the close of each biennial period, shall cancel all unexpended appropriations or balances of
5 appropriations after the expiration of the biennial period during which they became available
6 under the law. Unexpended appropriations for the state historical society are not subject to this
7 section and the state historical society shall report on the amounts and uses of funds carried
8 over from one biennium to the appropriations committees of the next subsequent legislative
9 assembly. Unexpended appropriations for the North Dakota university system are not subject to
10 this section and the North Dakota university system shall report on the amounts and uses of
11 funds carried over from one biennium to the next to subsequent appropriations committees of
12 the legislative assembly. The chairmen of the appropriations committees of the senate and
13 house of representatives of the legislative assembly with the office of the budget may continue
14 appropriations or balances in force for not more than two years after the expiration of the
15 biennial period during which they became available upon recommendation of the director of the
16 budget for:

- 17 1. New construction projects.
- 18 2. Major repair or improvement projects.
- 19 3. Purchases of new equipment costing more than ten thousand dollars per unit if it was
20 ordered during the first twelve months of the biennium in which the funds were
21 appropriated.
- 22 4. The purchase of land by the state on a "contract for deed" purchase if the total
23 purchase price is within the authorized appropriation.
- 24 5. Purchases by the department of transportation of roadway maintenance equipment
25 costing more than ten thousand dollars per unit if the equipment was ordered during
26 the first twenty-one months of the biennium in which the funds were appropriated.
- 27 6. Authorized ongoing information technology projects.

28 **Office of management and budget to cancel unexpended appropriations - When they**
29 **may continue. (Effective after July 31, 20232025)** The office of management and budget,
30 thirty days after the close of each biennial period, shall cancel all unexpended appropriations or
31 balances of appropriations after the expiration of the biennial period during which they became

1 available under the law. Unexpended appropriations for the state historical society are not
2 subject to this section and the state historical society shall report on the amounts and uses of
3 funds carried over from one biennium to the appropriations committees of the next subsequent
4 legislative assembly. The chairmen of the appropriations committees of the senate and house of
5 representatives of the legislative assembly with the office of the budget may continue
6 appropriations or balances in force for not more than two years after the expiration of the
7 biennial period during which they became available upon recommendation of the director of the
8 budget for:

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

20 **SECTION 38. REPEAL.** Sections 15-10-48.1, 15-10-53, and 15-10-58 of the North Dakota
21 Century Code are repealed.

22 **SECTION 39. EXEMPTION - TRANSFER AUTHORITY - LEGISLATIVE MANAGEMENT**

23 **REPORT.** Notwithstanding section 54-16-04, the office of management and budget shall
24 transfer appropriation authority from the operations to the capital assets line items within
25 subdivisions 2 through 14 of section 1 of this Act as requested by the state board of higher
26 education for the biennium beginning July 1, 2023, and ending June 30, 2025. The board shall
27 report any transfer of funds under this section to the legislative management.

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

29 Notwithstanding any other provisions of law, the state board of higher education may adjust
30 full-time equivalent positions as needed, subject to the availability of funds, for institutions and
31 entities under its control during the biennium beginning July 1, 2023, and ending June 30, 2025.

1 The North Dakota university system shall report any adjustments to the office of management
2 and budget as part of the submission of the 2025-27 biennium budget request.

3 **SECTION 41. EXEMPTION - CAPITAL BUILDING FUND - LAKE REGION STATE**

4 **COLLEGE - ESTIMATED INCOME.** The estimated income line item in subdivision 3 of
5 section 1 of this Act includes \$600,000 from the Lake Region state college allocation in the
6 university system capital building fund. This amount is for the replacement of the wind turbine
7 gear box and is not subject to matching requirements under chapter 15-54.1.

8 **SECTION 42. EXEMPTION - PROJECT AUTHORIZATIONS.** Any unexpended amounts
9 remaining from the \$49,900,000 appropriated from the general fund for capital projects at
10 institutions under the control of the state board of higher education in section 2 of chapter 53 of
11 the 2019 Session Laws are not subject to section 54-44.1-11 and any unexpended funds from
12 the appropriations are available to the respective institutions to complete the projects during the
13 biennium beginning July 1, 2023, and ending June 30, 2025.

14 **SECTION 43. EXEMPTION - FEDERAL STATE FISCAL RECOVERY FUND.** The amounts
15 appropriated from federal funds derived from the state fiscal recovery fund to the state board of
16 higher education and institutions under the control of the state board of higher education in
17 section 1 of chapter 548 and section 1 of chapter 550 of the 2021 Special Session Session
18 Laws are not subject to section 54-44.1-11 and any unexpended funds from these projects and
19 programs are available for the projects and programs during the biennium beginning July 1,
20 2023, and ending June 30, 2025.

21 **SECTION 44. TUITION RATE INCREASE LIMITATIONS.**

- 22 1. Except as provided in this section, notwithstanding any other provision of law, the state
23 board of higher education may not increase tuition and fee rates for resident students
24 attending institutions of higher education under its control during the 2023-24
25 academic year as compared to the tuition rate in effect during the 2023 spring
26 semester.
- 27 2. Except as provided in this section, notwithstanding any other provision of law, the state
28 board of higher education may not increase tuition and fee rates for resident students
29 attending institutions of higher education under its control during the 2024-25
30 academic year as compared to the tuition rate in effect during the 2024 spring
31 semester.

- 1 3. Tuition rates charged for high-cost undergraduate differentiated tuition programs and
2 for graduate level programs, including programs offered through the university of North
3 Dakota school of medicine and health sciences, the university of North Dakota school
4 of law, or the North Dakota state university school of pharmacy, may be increased by
5 up to one percent for the 2023-24 academic year as compared to the tuition rate in
6 effect during the 2023 spring semester.
- 7 4. Tuition rates charged for high-cost undergraduate differentiated tuition programs and
8 for graduate level programs, including programs offered through the university of North
9 Dakota school of medicine and health sciences, the university of North Dakota school
10 of law, or the North Dakota state university school of pharmacy, may be increased by
11 up to one percent for the 2024-25 academic year as compared to the tuition rate in
12 effect during the 2024 spring semester.
- 13 5. This section does not apply to tuition rates for nonresident students attending
14 institutions of higher education under the control of the state board of higher
15 education. For purposes of this section, the residency of students for tuition purposes
16 must be determined under section 15-10-19.1.
- 17 6. This section does not apply to tuition rates determined under tuition reciprocity
18 agreements entered into by the state board of higher education with other states or
19 state education compacts.
- 20 7. For purposes of this section, an institution must calculate a resident tuition rate
21 increase based on the tuition rate paid by an average full-time resident student.

22 **SECTION 45. LEGISLATIVE INTENT - WEIGHTED CREDIT-HOURS - INSTRUCTIONAL**
23 **PROGRAM CLASSIFICATION FACTORS.** It is the intent of the sixty-eighth legislative
24 assembly that dental hygienist courses be transferred to the career and technical education
25 instructional program classification within the higher education funding formula.

26 **SECTION 46. EMERGENCY.** Section 35 of this Act is declared to be an emergency
27 measure.