

Sixty-eighth
Legislative Assembly
of North Dakota

ENGROSSED 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 provide an appropriation to the Bank of North Dakota; to create and enact
3 ~~five~~ a new section to chapter 6-09, three new sections to chapter 15-10, section 15-10-48.2, and
4 section 15-18.2-06.1 of the North Dakota Century Code, relating to an economic diversification
5 research fund, matching grants for agricultural research and extension, a report on higher
6 education trends, ~~funding-of-severance-agreements, academic-program-approval,~~ disclosure of
7 financial condition, and a minimum amount payable; to amend and reenact sections 15-10-38.1,
8 15-10-38.2, 15-10-38.3, subdivision c of subsection 1 of section 15-10-48, subdivision c of
9 subsection 1 of section 15-10-49, subsection 2 of section 15-10-49, sections 15-10-57 and
10 15-10-63, subdivision k of subsection 1 of section 15-18.2-02, subsection 1 of section
11 15-18.2-05, section 15-54.1-02, subsection 1 of section 15-62.4-03, subdivision c of
12 subsection 2 of section 54-07-12, and section 54-44.1-11 of the North Dakota Century Code,
13 relating to the skilled workforce student loan repayment program, the skilled workforce
14 scholarship program, matching grants for the advancement of academics, the workforce
15 development council, higher education capital projects, state aid for institutions of higher
16 education, the university system capital building fund, student financial assistance grants, the
17 digitization of documents relating to Theodore Roosevelt, and the cancellation of unexpended
18 appropriations; to repeal sections 15-10-48.1, ~~15-10-53,~~ and 15-10-58 of the North Dakota
19 Century Code, relating to matching grants for legal education, the definition of the advancement
20 of academics, and the workforce education advisory council; to provide for a transfer; to provide
21 for a ~~pilot-program~~ legislative management study; to provide for a report; to provide an
22 exemption; to provide legislative intent; and to declare an emergency.

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

1	Dakota digital academy	0	450,000	450,000
2	Support for single parents	0	4,500,000	4,500,000
3	Inflationary passthrough grants	0	20,100,000	20,100,000
4	Total all funds	\$142,655,511	\$94,051,385	\$236,706,896
5	Less estimated income	25,757,035	872,198	26,629,233
6	Total general fund	\$116,898,476	\$93,179,187	\$210,077,663
7	Full-time equivalent positions	158.83	4.00	162.83

8 — Subdivision 2:

9 BISMARCK STATE COLLEGE

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

19 — Subdivision 3:

20 LAKE REGION STATE COLLEGE

21			Adjustments or	
22		Base Level	Enhancements	Appropriation
23	Operations	\$39,150,913	\$1,913,818	\$41,064,731
24	Capital assets	362,667	600,000	962,667
25	Behavioral health initiative	0	109,000	109,000
26	Total all funds	\$39,513,580	\$2,622,818	\$42,136,398
27	Less estimated income	25,271,428	1,655,128	26,926,556
28	Total general fund	\$14,242,152	\$967,690	\$15,209,842
29	Full-time equivalent positions	115.76	4.83	120.59

30 — Subdivision 4:

31 WILLISTON STATE COLLEGE

		Adjustments or		
	Base Level	Enhancements	Appropriation	
1				
2				
3	Operations	\$34,044,304	\$2,619,856	\$36,664,160
4	Capital assets	1,261,968	43,913,939	45,175,907
5	Behavioral health initiative	0	169,140	169,140
6	Total all funds	\$35,306,272	\$46,702,935	\$82,009,207
7	Less estimated income	24,019,535	44,830,555	68,850,090
8	Total general fund	\$11,286,737	\$1,872,380	\$13,159,117
9	Full-time equivalent positions	101.29	1.54	102.83

— Subdivision 5:

UNIVERSITY OF NORTH DAKOTA

		Adjustments or		
	Base Level	Enhancements	Appropriation	
12				
13				
14	Operations	\$902,173,330	\$52,555,093	\$954,728,423
15	Capital assets	4,411,566	190,000,000	194,411,566
16	National security initiative	0	45,000,000	45,000,000
17	Research network	0	3,201,100	3,201,100
18	Behavioral health initiative	0	660,000	660,000
19	Total all funds	\$906,584,896	\$291,416,193	\$1,198,001,089
20	Less estimated income	755,657,771	218,613,966	974,271,737
21	Total general fund	\$150,927,125	\$72,802,227	\$223,729,352
22	Full-time equivalent positions	2,059.98	0.58	2,060.56

— Subdivision 6:

NORTH DAKOTA STATE UNIVERSITY

		Adjustments or		
	Base Level	Enhancements	Appropriation	
25				
26				
27	Operations	\$756,049,321	\$40,359,558	\$796,408,879
28	Capital assets	7,799,104	107,000,000	114,799,104
29	Workforce education	0	4,800,000	4,800,000
30	Research network	0	3,201,100	3,201,100
31	Behavioral health initiative	0	1,100,000	1,100,000

1	Total all funds	\$763,848,425	\$156,460,658	\$920,309,083
2	Less estimated income	625,417,100	130,501,035	755,918,135
3	Total general fund	\$138,431,325	\$25,959,623	\$164,390,948
4	Full-time equivalent positions	1,829.43	38.07	1,867.50
5	— Subdivision 7:			
6	NORTH DAKOTA STATE COLLEGE OF SCIENCE			
7			Adjustments or	
8		Base Level	Enhancements	Appropriation
9	Operations	\$95,547,465	\$4,650,059	\$100,197,524
10	Capital assets	1,012,379	19,975,000	20,987,379
11	Behavioral health initiative	0	186,750	186,750
12	Total all funds	\$96,559,844	\$24,811,809	\$121,371,653
13	Less estimated income	60,845,052	22,212,951	83,058,003
14	Total general fund	\$35,714,792	\$2,598,858	\$38,313,650
15	Full-time equivalent positions	311.61	2.34	313.95
16	— Subdivision 8:			
17	DICKINSON STATE UNIVERSITY			
18			Adjustments or	
19		Base Level	Enhancements	Appropriation
20	Operations	\$50,826,060	\$4,755,696	\$55,581,756
21	Capital assets	409,078	18,000,000	18,409,078
22	Behavioral health initiative	0	327,000	327,000
23	Total all funds	\$51,235,138	\$23,082,696	\$74,317,834
24	Less estimated income	30,992,408	19,421,619	50,414,027
25	Total general fund	\$20,242,730	\$3,661,077	\$23,903,807
26	Full-time equivalent positions	175.50	2.50	178.00
27	— Subdivision 9:			
28	MAYVILLE STATE UNIVERSITY			
29			Adjustments or	
30		Base Level	Enhancements	Appropriation
31	Operations	\$50,603,276	\$4,577,144	\$55,180,420

1	Capital assets	358,992	0	358,992
2	Behavioral health initiative	0	308,734	308,734
3	Total all funds	\$50,962,268	\$4,885,878	\$55,848,146
4	Less estimated income	32,282,440	1,763,104	34,045,544
5	Total general fund	\$18,679,828	\$3,122,774	\$21,802,602
6	Full-time equivalent positions	230.35	(3.43)	226.92

Subdivision 10.

MINOT STATE UNIVERSITY

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

Subdivision 11.

VALLEY CITY STATE UNIVERSITY

		Adjustments or		
	Base Level	Enhancements	Appropriation	
22	Operations	\$50,083,400	\$4,626,767	\$54,710,167
23	Capital assets	455,823	35,500,000	35,955,823
24	Behavioral health initiative	0	236,000	236,000
25	Total all funds	\$50,539,223	\$40,362,767	\$90,901,990
26	Less estimated income	26,377,846	36,936,844	63,314,690
27	Total general fund	\$24,161,377	\$3,425,923	\$27,587,300
28	Full-time equivalent positions	202.77	9.17	211.94

Subdivision 12.

DAKOTA COLLEGE AT BOTTINEAU

		Adjustments or		
	Base Level	Enhancements	Appropriation	
1				
2				
3	Operations	\$23,640,055	\$2,023,135	\$25,663,190
4	Capital assets	114,007	5,300,000	5,414,007
5	Behavioral health initiative	0	170,000	170,000
6	Total all funds	\$23,754,062	\$7,493,135	\$31,247,197
7	Less estimated income	14,216,200	5,839,622	20,055,822
8	Total general fund	\$9,537,862	\$1,653,513	\$11,191,375
9	Full-time equivalent positions	91.86	(7.86)	84.00
10	— Subdivision 13:			
11	UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES			
12		Adjustments or		
13		Base Level	Enhancements	Appropriation
14	Operations	\$218,253,058	\$17,796,430	\$236,049,488
15	Healthcare workforce initiative	10,676,150	0	10,676,150
16	Total all funds	\$228,929,208	\$17,796,430	\$246,725,638
17	Less estimated income	160,806,249	5,782,718	166,588,967
18	Total general fund	\$68,122,959	\$12,013,712	\$80,136,671
19	Full-time equivalent positions	492.67	(3.84)	488.83
20	— Subdivision 14:			
21	NORTH DAKOTA FOREST SERVICE			
22		Adjustments or		
23		Base Level	Enhancements	Appropriation
24	Operations	\$15,343,065	\$9,252,937	\$24,596,002
25	Capital assets	118,728	0	118,728
26	Total all funds	\$15,461,793	\$9,252,937	\$24,714,730
27	Less estimated income	10,669,315	8,469,894	19,139,209
28	Total general fund	\$4,792,478	\$783,043	\$5,575,521
29	Full-time equivalent positions	28.00	1.00	29.00
30	— Subdivision 15:			
31	TOTAL -- SECTION 1			

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

NORTH DAKOTA UNIVERSITY SYSTEM

7		<u>Adjustments or</u>		
8		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
9	Capital assets - bond payments	\$13,385,264	(\$2,187,368)	\$11,197,896
10	Competitive research programs	5,685,750	0	5,685,750
11	System governance	8,605,570	3,266,239	11,871,809
12	Core technology services	62,962,817	6,881,654	69,844,471
13	Student financial assistance grants	23,917,306	6,000,000	29,917,306
14	Professional student exchange program	3,699,342	0	3,699,342
15	Academic and CTE scholarships	16,216,749	1,000,000	17,216,749
16	Scholars program	1,807,115	0	1,807,115
17	Native American scholarship	555,323	444,677	1,000,000
18	Tribally controlled community	1,000,000	400,000	1,400,000
19	college grants			
20	Education incentive programs	260,000	0	260,000
21	Student mental health	284,400	0	284,400
22	Veterans' assistance grants	277,875	177,000	454,875
23	Shared campus services	800,000	0	800,000
24	Nursing education consortium	1,356,000	0	1,356,000
25	NASA EPSCoR	342,000	0	342,000
26	Education challenge fund	0	20,000,000	20,000,000
27	Workforce education grants	0	10,000,000	10,000,000
28	Dual-credit tuition scholarship	1,500,000	0	1,500,000
29	Dakota digital academy	0	450,000	450,000
30	Severance agreements	0	300,000	300,000
31	Total all funds	\$142,655,511	\$46,732,202	\$189,387,713

1	Less estimated income	25,757,035	487,073	26,244,108
2	Total general fund	\$116,898,476	\$46,245,129	\$163,143,605
3	Full-time equivalent positions	158.83	5.00	163.83
4	<u>Subdivision 2.</u>			
5	<u>BISMARCK STATE COLLEGE</u>			
6			Adjustments or	
7		Base Level	Enhancements	Appropriation
8	Operations	\$100,571,387	\$7,699,688	\$108,271,075
9	Capital assets	1,922,561	12,400,000	14,322,561
10	Behavioral health initiative	0	204,000	204,000
11	Total all funds	\$102,493,948	\$20,303,688	\$122,797,636
12	Less estimated income	70,409,893	10,869,688	81,279,581
13	Total general fund	\$32,084,055	\$9,434,000	\$41,518,055
14	Full-time equivalent positions	332.90	2.43	335.33
15	<u>Subdivision 3.</u>			
16	<u>LAKE REGION STATE COLLEGE</u>			
17			Adjustments or	
18		Base Level	Enhancements	Appropriation
19	Operations	\$39,150,913	\$2,263,509	\$41,414,422
20	Capital assets	362,667	1,000,000	1,362,667
21	Minimum amount payable adjustment	0	569,686	569,686
22	Behavioral health initiative	0	109,000	109,000
23	Total all funds	\$39,513,580	\$3,942,195	\$43,455,775
24	Less estimated income	25,271,428	2,257,339	27,528,767
25	Total general fund	\$14,242,152	\$1,684,856	\$15,927,008
26	Full-time equivalent positions	115.76	4.83	120.59
27	<u>Subdivision 4.</u>			
28	<u>WILLISTON STATE COLLEGE</u>			
29			Adjustments or	
30		Base Level	Enhancements	Appropriation
31	Operations	\$34,044,304	\$2,929,048	\$36,973,352

1	Capital assets	1,261,968	43,913,939	45,175,907
2	Behavioral health initiative	0	169,140	169,140
3	Total all funds	\$35,306,272	\$47,012,127	\$82,318,399
4	Less estimated income	24,019,535	45,011,392	69,030,927
5	Total general fund	\$11,286,737	\$2,000,735	\$13,287,472
6	Full-time equivalent positions	101.29	1.54	102.83

7 Subdivision 5.

8 UNIVERSITY OF NORTH DAKOTA

9		Adjustments or		
10		Base Level	Enhancements	Appropriation
11	Operations	\$902,173,330	\$60,080,851	\$962,254,181
12	Capital assets	4,411,566	127,500,000	131,911,566
13	Minimum amount payable adjustment	0	616,332	616,332
14	National security initiative	0	9,000,000	9,000,000
15	Research network	0	3,201,100	3,201,100
16	Behavioral health initiative	0	660,000	660,000
17	Total all funds	\$906,584,896	\$201,058,283	\$1,107,643,179
18	Less estimated income	755,657,771	156,803,837	912,461,608
19	Total general fund	\$150,927,125	\$44,254,446	\$195,181,571
20	Full-time equivalent positions	2,059.98	0.58	2,060.56

21 Subdivision 6.

22 NORTH DAKOTA STATE UNIVERSITY

23		Adjustments or		
24		Base Level	Enhancements	Appropriation
25	Operations	\$756,049,321	\$46,573,844	\$802,623,165
26	Capital assets	7,799,104	107,000,000	114,799,104
27	Minimum amount payable adjustment	0	4,537,253	4,537,253
28	Research network	0	3,201,100	3,201,100
29	Behavioral health initiative	0	1,100,000	1,100,000
30	Total all funds	\$763,848,425	\$162,412,197	\$926,260,622
31	Less estimated income	625,417,100	135,106,551	760,523,651

1	Total general fund	\$138,431,325	\$27,305,646	\$165,736,971
2	Full-time equivalent positions	1,829.43	38.07	1,867.50
3	<u>Subdivision 7.</u>			
4	<u>NORTH DAKOTA STATE COLLEGE OF SCIENCE</u>			
5			Adjustments or	
6		Base Level	Enhancements	Appropriation
7	Operations	\$95,547,465	\$5,686,699	\$101,234,164
8	Capital assets	1,012,379	0	1,012,379
9	Minimum amount payable adjustment	0	1,005,347	1,005,347
10	Behavioral health initiative	0	186,750	186,750
11	Total all funds	\$96,559,844	\$6,878,796	\$103,438,640
12	Less estimated income	60,845,052	2,639,567	63,484,619
13	Total general fund	\$35,714,792	\$4,239,229	\$39,954,021
14	Full-time equivalent positions	311.61	2.34	313.95
15	<u>Subdivision 8.</u>			
16	<u>DICKINSON STATE UNIVERSITY</u>			
17			Adjustments or	
18		Base Level	Enhancements	Appropriation
19	Operations	\$50,826,060	\$5,244,442	\$56,070,502
20	Capital assets	409,078	20,600,000	21,009,078
21	Behavioral health initiative	0	327,000	327,000
22	Total all funds	\$51,235,138	\$26,171,442	\$77,406,580
23	Less estimated income	30,992,408	20,685,562	51,677,970
24	Total general fund	\$20,242,730	\$5,485,880	\$25,728,610
25	Full-time equivalent positions	175.50	2.50	178.00
26	<u>Subdivision 9.</u>			
27	<u>MAYVILLE STATE UNIVERSITY</u>			
28			Adjustments or	
29		Base Level	Enhancements	Appropriation
30	Operations	\$50,603,276	\$5,068,561	\$55,671,837
31	Capital assets	358,992	49,970,100	50,329,092

1	Behavioral health initiative	0	308,734	308,734
2	Total all funds	\$50,962,268	\$55,347,395	\$106,309,663
3	Less estimated income	32,282,440	52,019,679	84,302,119
4	Total general fund	\$18,679,828	\$3,327,716	\$22,007,544
5	Full-time equivalent positions	230.35	(3.43)	226.92

Subdivision 10.

MINOT STATE UNIVERSITY

		Adjustments or		
	Base Level	Enhancements	Appropriation	
10	Operations	\$104,154,777	\$10,794,119	\$114,948,896
11	Capital assets	1,099,620	7,865,000	8,964,620
12	Behavioral health initiative	0	170,000	170,000
13	Total all funds	\$105,254,397	\$18,829,119	\$124,083,516
14	Less estimated income	64,047,767	10,588,652	74,636,419
15	Total general fund	\$41,206,630	\$8,240,467	\$49,447,097
16	Full-time equivalent positions	403.04	20.59	423.63

Subdivision 11.

VALLEY CITY STATE UNIVERSITY

		Adjustments or		
	Base Level	Enhancements	Appropriation	
21	Operations	\$50,083,400	\$5,135,290	\$55,218,690
22	Capital assets	455,823	22,000,000	22,455,823
23	Behavioral health initiative	0	236,000	236,000
24	Total all funds	\$50,539,223	\$27,371,290	\$77,910,513
25	Less estimated income	26,377,846	23,684,575	50,062,421
26	Total general fund	\$24,161,377	\$3,686,715	\$27,848,092
27	Full-time equivalent positions	202.77	9.17	211.94

Subdivision 12.

DAKOTA COLLEGE AT BOTTINEAU

		Adjustments or		
	Base Level	Enhancements	Appropriation	

1	Operations	\$23,640,055	\$2,227,163	\$25,867,218
2	Capital assets	114,007	5,800,000	5,914,007
3	Behavioral health initiative	0	170,000	170,000
4	Total all funds	\$23,754,062	\$8,197,163	\$31,951,225
5	Less estimated income	14,216,200	6,434,747	20,650,947
6	Total general fund	\$9,537,862	\$1,762,416	\$11,300,278
7	Full-time equivalent positions	91.86	(7.86)	84.00
8	<u>Subdivision 13.</u>			
9	<u>UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES</u>			
10			Adjustments or	
11		Base Level	Enhancements	Appropriation
12	Operations	\$218,253,058	\$19,850,819	\$238,103,877
13	Healthcare workforce initiative	10,676,150	0	10,676,150
14	Total all funds	\$228,929,208	\$19,850,819	\$248,780,027
15	Less estimated income	160,806,249	7,107,862	167,914,111
16	Total general fund	\$68,122,959	\$12,742,957	\$80,865,916
17	Full-time equivalent positions	492.67	(3.84)	488.83
18	<u>Subdivision 14.</u>			
19	<u>NORTH DAKOTA FOREST SERVICE</u>			
20			Adjustments or	
21		Base Level	Enhancements	Appropriation
22	Operations	\$15,343,065	\$9,318,100	\$24,661,165
23	Capital assets	118,728	0	118,728
24	Total all funds	\$15,461,793	\$9,318,100	\$24,779,893
25	Less estimated income	10,669,315	8,471,957	19,141,272
26	Total general fund	\$4,792,478	\$846,143	\$5,638,621
27	Full-time equivalent positions	28.00	1.00	29.00
28	<u>Subdivision 15.</u>			
29	<u>TOTAL - SECTION 1</u>			
30			Adjustments or	
31		Base Level	Enhancements	Appropriation

1	<u>Grand total general fund</u>	<u>\$686,328,526</u>	<u>\$171,256,335</u>	<u>\$857,584,861</u>
2	<u>Grand total special funds</u>	<u>1,926,770,039</u>	<u>482,168,481</u>	<u>2,408,938,520</u>
3	<u>Grand total all funds</u>	<u>\$2,613,098,565</u>	<u>\$653,424,816</u>	<u>\$3,266,523,381</u>

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

5 **SIXTY-NINTH LEGISLATIVE ASSEMBLY.** The following amounts reflect one-time funding

6 items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the

7 2023-25 biennium one-time funding items included in the appropriation in section 1 of this Act:

8	<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
9	Capital projects — strategic investment and improvements	\$0	\$293,290,000
10	—fund		
11	Capital projects — other funds	4,363,000	170,363,939
12	University of North Dakota national security initiative	0	45,000,000
13	North Dakota state university workforce education	0	4,800,000
14	<u>Capital projects - strategic investment and improvements</u>	<u>\$0</u>	<u>\$205,727,053</u>
15	<u> fund</u>		
16	<u>Capital project inflation - general fund</u>	<u>0</u>	<u>13,160,000</u>
17	<u>Capital projects - other funds</u>	<u>4,363,000</u>	<u>179,161,986</u>
18	<u>University of North Dakota national security initiative</u>	<u>0</u>	<u>9,000,000</u>
19	<u>Additional hold harmless adjustment</u>	<u>0</u>	<u>6,728,618</u>
20	Bismarck state college polytechnic building and transition	38,000,000	0
21	University of North Dakota space command initiative	4,000,000	0
22	University of North Dakota airport apron	5,000,000	0
23	University of North Dakota Merrifield hall	50,000,000	0
24	University of North Dakota space education and research	10,000,000	0
25	North Dakota state university settlement agreement	125,000	0
26	North Dakota state university high-performance computing	1,600,000	0
27	North Dakota state university agricultural products	50,000,000	0
28	development center		
29	Dickinson state university Pulver hall and other projects	4,000,000	0
30	Mayville state university natural gas boiler project	1,600,000	0
31	Minot state university Hartnett hall	25,000,000	0

1	Valley City state university land purchase	309,000	0
2	Hyperbaric oxygen therapy	2,104,121	0
3	Math pathways	150,000	0
4	Higher education challenge grants	11,150,000	36,000,000
5	Dakota digital academy	475,000	450,000
6	Support for single parents	0	4,500,000
7	Workforce education grants	0	10,000,000
8	Behavioral health initiative	0	3,640,624
9	Financial aid software	0	1,554,354
10	Passthrough grants	0	20,100,000
11	Total all funds	\$207,876,121	\$589,698,917
12	Total other funds	190,851,121	463,653,939
13	Total general fund	\$17,025,000	\$126,044,978
14	Higher education challenge grants	11,150,000	20,000,000
15	Dakota digital academy	475,000	450,000
16	Workforce education grants	0	10,000,000
17	Behavioral health initiative	0	3,640,624
18	Financial aid software	0	1,669,354
19	Severance agreement	0	300,000
20	Total all funds	\$207,876,121	\$449,837,635
21	Total other funds	190,851,121	384,889,039
22	Total general fund	\$17,025,000	\$64,948,596

23 The 2023-25 one-time funding amounts are not a part of the entity's base budget for the
 24 2025-27 biennium. The state board of higher education shall report to the appropriations
 25 committees of the sixty-ninth legislative assembly on the use of this one-time funding for the
 26 biennium beginning July 1, 2023, and ending June 30, 2025.

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

28 **APPROPRIATION - EXEMPTION.** All funds, in addition to those appropriated in section 1 of
 29 this Act, from federal, private, and other sources for competitive grants or other funds that the
 30 legislative assembly has not indicated the intent to reject, including tuition revenue, received by
 31 the state board of higher education and the institutions and entities under the control of the

1 state board of higher education, are appropriated to the board and those institutions and
2 entities, for the biennium beginning July 1, 2023, and ending June 30, 2025. All additional funds
3 received under the North Dakota-Minnesota reciprocity agreement during the biennium
4 beginning July 1, 2023, and ending June 30, 2025, are appropriated to the state board of higher
5 education for reimbursement to institutions under the control of the board. Notwithstanding
6 section 48-01.2-25, an institution receiving funds for capital projects in excess of the amounts
7 appropriated in sections 1 and 4 of this Act may spend those funds for the capital project.

8 ~~SECTION 4. APPROPRIATION - STRATEGIC INVESTMENT AND IMPROVEMENTS~~
9 ~~FUND - MAYVILLE STATE UNIVERSITY - OLD MAIN RENOVATION - ONE-TIME FUNDING.~~

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

15 **SECTION 4. USE OF EXTRAORDINARY REPAIRS FUNDING - MATCHING FUNDS.** The
16 capital assets line items in subdivisions 2 through 12 of section 1 of this Act include funding
17 from the general fund for institution extraordinary repairs. An institution, excluding the university
18 of North Dakota and North Dakota state university, shall provide one dollar of matching funds
19 from operations or other sources for each one dollar of extraordinary repairs funding used for a
20 project. The university of North Dakota and North Dakota state university shall provide two
21 dollars of matching funds from operations or other sources for each one dollar of extraordinary
22 repairs funding used for a project.

23 **SECTION 5. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS**
24 **FUND.** The grand total special funds line item in subdivision 15 of section 1 of this Act includes
25 ~~\$293,290,000~~ \$205,727,053 from the strategic investment and improvements fund for capital
26 projects as follows:

Bismarek state college multipurpose academic and athletic center	\$29,900,000
Williston state college medical healthcare building	34,750,000
University of North Dakota science, engineering, and national security corridor	57,400,000
University of North Dakota science, technology, engineering, and math building	52,000,000
North Dakota state university center for engineering and computational sciences	59,000,000

1	North Dakota state college of science agriculture, automation, and autonomous	18,975,000
2	—systems	
3	Dickinson state university agriculture and technical education building	17,100,000
4	Minot state university Dakota hall demolition	765,000
5	Minot state university academic building	7,600,000
6	Valley City state university McCarthy hall renovation	11,500,000
7	Dakota college at Bottineau old main renovation	4,300,000
8	Total strategic investment and improvements fund	\$293,290,000
9	<u>Williston state college medical healthcare building</u>	<u>\$25,962,053</u>
10	<u>University of North Dakota science, engineering, and national security corridor</u>	<u>57,400,000</u>
11	<u>North Dakota state university center for engineering and computational sciences</u>	<u>59,000,000</u>
12	<u>Dickinson state university agriculture and technical education building</u>	<u>17,100,000</u>
13	<u>Mayville state university old main renovation</u>	<u>42,200,000</u>
14	<u>Minot state university Dakota hall demolition</u>	<u>765,000</u>
15	<u>Dakota college at Bottineau old main renovation</u>	<u>3,300,000</u>
16	<u>Total strategic investment and improvements fund</u>	<u>\$205,727,053</u>

~~SECTION 7. NORTH DAKOTA STATE UNIVERSITY – WORKFORCE EDUCATION –~~

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

~~SECTION 8. STUDENT SUPPORT FOR SINGLE MOTHERS – PILOT PROGRAM –~~

~~REPORT.~~

~~1. The appropriation in subdivision 1 of section 1 of this Act includes the sum of \$4,500,000 from the general fund for the purpose of supporting single mothers, for the biennium beginning July 1, 2023, and ending June 30, 2025.~~

~~2. The state board of higher education may provide up to \$250,000 to each institution under its control, each tribally controlled community college in this state, the university of Jamestown, and the university of Mary, to provide support to students who are pregnant or single mothers with a child or children under four years of age.~~

~~3. An eligible institution in subsection 2 must submit an application to the state board of higher education in order to receive funding under this section. The application must include the institution's plan identifying how the funding would benefit students enrolled at the institution, the estimated number of students impacted, and the estimated cost.~~

~~4. A student enrolled at an eligible institution in subsection 2 is eligible for support under this section if the student is residing in this state and is:~~

~~a. An unmarried pregnant individual who is experiencing an unintended pregnancy;~~

~~b. An unmarried mother who experienced an unintended birth while attending the institution; or~~

~~c. An unmarried mother with a child or children under four years of age.~~

~~5. Funding awarded under this section may be used for on-campus room and board and the costs of providing on-campus day care for the children of students eligible pursuant to subsection 4.~~

~~6. If any available dollars have not been granted to an institution by the board before December 31, 2024, the board may allow institutions in subsection 2 to submit applications for any unused funding for the purposes of this section.~~

~~7. The state board of higher education may adopt policies and procedures as necessary to enact this section.~~

~~8. The state board of higher education shall report to the legislative management during the 2023-24 interim and to the appropriations committees of the sixty-ninth legislative assembly regarding the results of this program, including the number of students assisted at each institution.~~

SECTION 6. TRANSFER - NORTH DAKOTA UNIVERSITY SYSTEM OFFICE - NORTH DAKOTA STATE UNIVERSITY. Of the funding appropriated in subdivision 1 of section 1 of chapter 31 of the 2021 Session Laws for the biennium beginning July 1, 2021, and ending June 30, 2023, that is continued pursuant to section 54-44.1-11, and any funds in the severance

1 [agreements line item in subdivision 1 of section 1 of this Act](#), the state board of higher education
2 shall transfer \$367,000 to the operations line item in subdivision 6 of section 1 of this Act by
3 August 1, 2023. The North Dakota university system office may not assess institutions under
4 the control of the state board of higher education to recover the cost of this transfer.

5 **SECTION 7. TRANSFER - BANK OF NORTH DAKOTA PROFITS - STATE BOARD OF**
6 **HIGHER EDUCATION SCHOLARSHIPS.** The industrial commission shall transfer to the North
7 Dakota university system office a total of \$1,500,000 from the current earnings and
8 accumulated undivided profits of the Bank of North Dakota during the biennium beginning
9 July 1, 2023, and ending June 30, 2025, as requested by the commissioner of higher education.
10 The estimated income line item in subdivision 1 of section 1 includes \$1,500,000 for the North
11 Dakota university system office for dual-credit tuition scholarships.

12 **SECTION 8. TRANSFER - BANK OF NORTH DAKOTA PROFITS - SKILLED**
13 **WORKFORCE STUDENT LOAN REPAYMENT PROGRAM FUND.** The industrial commission
14 shall transfer the sum of ~~\$7,500,000~~[\\$3,400,000](#) from the current earnings and accumulated
15 undivided profits of the Bank of North Dakota to the skilled workforce student loan repayment
16 program fund during the biennium beginning July 1, 2023, and ending June 30, 2025.

17 **SECTION 9. TRANSFER - BANK OF NORTH DAKOTA PROFITS - SKILLED**
18 **WORKFORCE SCHOLARSHIP FUND.** The industrial commission shall transfer the sum of
19 ~~\$7,500,000~~[\\$3,400,000](#) from the current earnings and accumulated undivided profits of the Bank
20 of North Dakota to the skilled workforce scholarship fund during the biennium beginning July 1,
21 2023, and ending June 30, 2025.

22 **SECTION 10. APPROPRIATION - BANK OF NORTH DAKOTA - TRANSFER -**
23 **STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ECONOMIC DIVERSIFICATION**
24 **RESEARCH FUND.** The office of management and budget shall transfer \$10,000,000 from the
25 strategic investment and improvements fund to the economic diversification research fund, the
26 sum of which is appropriated to the Bank of North Dakota for the purpose of providing grants to
27 institutions under the control of the state board of higher education, for the biennium beginning
28 July 1, 2023, and ending June 30, 2025, as requested by the commissioner of higher education.

29 **SECTION 11. TRANSFER - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND -**
30 **UNIVERSITY SYSTEM CAPITAL BUILDING FUND.** The office of management and budget
31 shall transfer \$29,000,000 from the strategic investment and improvements fund to the

1 university system capital building fund during the biennium beginning July 1, 2023, and ending
2 June 30, 2025, as requested by the commissioner of higher education. Funding transferred
3 pursuant to this section is to be allocated to each institution as follows:

	<u>Tier II</u>	<u>Tier III</u>	<u>Total</u>
4 Bismarck state college	\$851,386	\$500,000	\$1,351,386
6 Lake Region state college	354,750	500,000	854,750
7 Williston state college	275,894	500,000	775,894
8 University of North Dakota	8,723,602	2,250,000	10,973,602
9 North Dakota state university	5,799,192	2,250,000	8,049,192
10 North Dakota state college of science	1,001,390	500,000	1,501,390
11 Dickinson state university	537,724	500,000	1,037,724
12 Mayville state university	480,058	500,000	980,058
13 Minot state university	1,145,602	500,000	1,645,602
14 Valley City state university	618,274	500,000	1,118,274
15 Dakota college at Bottineau	<u>212,128</u>	<u>500,000</u>	<u>712,128</u>
16 Total	\$20,000,000	\$9,000,000	\$29,000,000

17 **SECTION 12. CAPITAL BUILDING FUNDS - USES.** The institutions listed may use funding
18 from the respective institution's university system capital building fund allocation for the
19 following projects authorized by the sixty-eighth legislative assembly:

20 Bismarck state college multipurpose academic and athletic center	\$31,500,000
21 Lake region state college wind turbine gearbox replacement	600,000
22 <u>Bismarck state college polytechnic project inflation</u>	<u>\$12,400,000</u>
23 <u>Lake region state college wind turbine gearbox replacement and parking lot</u>	<u>1,000,000</u>
24 <u>repairs</u>	
25 Williston state college medical healthcare building	36,600,000
26 University of North Dakota science, engineering, and national security corridor	82,000,000
27 University of North Dakota science, technology, engineering, and math building	75,000,000
28 <u>University of North Dakota Merrifield hall and Twamley hall project inflation</u>	<u>12,500,000</u>
29 North Dakota state university center for engineering and computational sciences	84,000,000
30 North Dakota state college of science agriculture, automation, and autonomous	19,975,000
31 —systems	

1	Dickinson state university agriculture and technical education building	18,000,000
2	Minot state university academic building	8,000,000
3	Valley City state university McCarthy hall renovation	13,500,000
4	Dakota college at Bottineau old main renovation	5,300,000
5	Total	\$374,475,000
6	<u>Dickinson state university generator and project inflation</u>	<u>2,600,000</u>
7	<u>Mayville state university old main renovation</u>	<u>49,970,100</u>
8	<u>Minot state university Hartnett hall project inflation</u>	<u>4,000,000</u>
9	<u>Dakota college at Bottineau old main renovation</u>	<u>5,800,000</u>
10	<u>Total</u>	<u>\$308,870,100</u>

11 **SECTION 13. CAMPUS CAPITAL PROJECTS - PROJECT REQUESTS - LEGISLATIVE**
12 **INTENT.**

13 1. ~~The state board of higher education may not include requests for any state funds for~~
14 ~~capital projects in its budget request submitted to the sixty-ninth legislative assembly.~~
15 ~~The state board of higher education may request other funds appropriation authority~~
16 ~~from the sixty-ninth legislative assembly for projects funded from local funds, gifts,~~
17 ~~grants, donations, the institution's allocation in the university system capital building~~
18 ~~fund, or revenue bonds.~~

19 ~~2. It is the intent of the sixty-eighth legislative assembly that this Act includes all capital~~
20 ~~projects to be appropriated funding from the state, excluding projects that receive~~
21 ~~funding solely from local funds, gifts, grants, donations, the institution's allocation in~~
22 ~~the university system capital building fund, or revenue bonds, during the period~~
23 ~~beginning July 1, 2023, and ending June 30, 2027.~~

24 ~~3.~~ An institution must have possession of local matching funds allocated to a project prior
25 to expending any funding from the strategic investment and improvements fund for the
26 project.

27 4.2. If an institution is unable to provide the appropriated amount of matching funds for a
28 capital project provided for in this Act, the institution may only spend a proportional
29 amount of funding from the strategic investment and improvements fund for the
30 project. If an institution is unable to provide necessary matching funds by June 30,

2027, to complete the project in whole or in part, the appropriation from the strategic investment and improvements fund must be canceled.

~~5.3. Any~~ It is the intent of the sixty-eighth legislative assembly that any inflationary or other costs associated with previously approved projects must be paid from the institution's local funds or the institution's allocation in the university system capital building fund.

SECTION 14. CAMPUS CAPITAL PROJECTS - PROJECT MANAGEMENT. During the biennium beginning July 1, 2023, and ending June 30, 2025, each capital project authorized by the state board of higher education must have adequate project management oversight by either an institution official or a representative of an external entity. An institution may seek assistance from the university system office for project management oversight of a capital project.

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

SECTION 15. A new section to chapter 6-09 of the North Dakota Century Code is created and enacted as follows:

Economic diversification research fund - Report to legislative management.

1. There is created in the state treasury the economic diversification research fund. The fund consists of all moneys deposited in or transferred to the fund pursuant to legislative action. Moneys in the fund may be spent by the Bank of North Dakota pursuant to legislative appropriations to provide grants to institutions under the control of the state board of higher education for economic diversification research.
2. In consultation with representatives of North Dakota state university and the university of North Dakota, the Bank, in consultation with the state board of higher education, shall award grants to institutions under the control of the state board of higher education. Up to ninety percent of the funding must be awarded to North Dakota state

1 university and the university of North Dakota with equal amounts awarded to each
2 institution. The remaining funding must be awarded to the other institutions under the
3 control of the state board of higher education, as determined by the board. The state
4 board of higher education may not award more than fifty percent of the available
5 funding during the first year of the biennium. The Bank of North Dakota shall distribute
6 the grant funding as awarded by the state board of higher education.

7 3. The state board of higher education shall develop guidelines for the economic
8 diversification research grants. The purpose of the grants is to stimulate economic
9 activity across the state through innovation of new technology, concepts, and
10 products; to promote job creation and career and wage growth; to enhance health care
11 outcomes; to address loss of revenue and jobs in communities with economies that
12 depend primarily on the fossil fuel industry; and to provide experiential learning
13 opportunities for students. Research projects may be initiated by an institution under
14 the control of the state board of higher education or by the private sector. The
15 guidelines must include consideration for research projects with matching funds and
16 provisions for grant oversight by an internal advisory committee and an external
17 advisory committee.

18 4. The state board of higher education shall develop reporting requirements for the
19 institutions under the control of the board. The reporting requirements must include
20 criteria for assessing performance outcomes related to the grants. The state board of
21 higher education shall compile the reports and submit a comprehensive report
22 annually to the legislative management. The comprehensive report must include
23 information on how the research efforts by each institution align with the state's
24 priorities, how the institutions collaborate when appropriate, and how the outcomes of
25 the research meet established performance expectations.

26 **SECTION 16.** A new section to chapter 15-10 of the North Dakota Century Code is created
27 and enacted as follows:

28 **State commissioner of higher education - Higher education trends - Report to ~~budget-~~**
29 **sectionlegislative management.**

30 The state commissioner of higher education shall provide an annual report to the ~~budget-~~
31 sectionlegislative management regarding trends in higher education, including state and

1 regional student enrollment, North Dakota university system institution reserves, state and
2 regional tuition rates, state and regional student financial assistance, and the North Dakota
3 university system's response to the trends and changes, including new or expanded educational
4 programs, closed programs, and future budget requests.

5 ~~— **SECTION 17.** A new section to chapter 15-10 of the North Dakota Century Code is created~~
6 ~~and enacted as follows:~~

7 ~~— **Severance agreements - Funding - Emergency commission and budget section**~~
8 ~~**approval:**~~

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

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

20 ~~— **Academic program approval:**~~

21 ~~— The state board of higher education shall approve or deny a request from an institution~~
22 ~~under its control for a new or expanded academic program within thirty days of the institution~~
23 ~~submitting its request for the program to the commissioner of higher education.~~

24 **SECTION 17.** A new section to chapter 15-10 of the North Dakota Century Code is created
25 and enacted as follows:

26 **Disclosure of financial condition.**

27 The state board of higher education shall provide a disclosure of the financial condition of
28 an institution to the qualified applicants designated as finalists pursuant to section 44-04-18.27
29 for the position of president of an institution. The disclosure of financial condition must identify
30 the institution's reserves, recent audit findings, anticipated future funding changes pursuant to
31 chapter 15-18.2, and the institution's composite financial index ratio. The state board of higher

1 education may require the qualified applicants to sign a nondisclosure agreement prior to
2 receiving the disclosure of financial condition.

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

5 **Campus policies and procedures.**

6 The president of an institution under the control of the state board of higher education may
7 adopt policies, procedures, and directives for the institution, with input but no authoritative
8 control from faculty and others through shared governance. The commissioner of higher
9 education and the state board of higher education may overturn or amend the president's
10 policies, procedures, and directives.

11 **SECTION 19. AMENDMENT.** Section 15-10-38.1 of the North Dakota Century Code is
12 amended and reenacted as follows:

13 **15-10-38.1. Skilled workforce student loan repayment program - Skilled workforce**
14 **student loan repayment program fund - Continuing appropriation - Report. (~~Repealed-~~**
15 **~~effective July 1, 2023~~)**

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

25 2. The state board of higher education shall adopt policies and procedures to develop,
26 implement, promote, and administer a skilled workforce student loan repayment
27 program in cooperation with the Bank of North Dakota and the North Dakota workforce
28 development council with the intent of attracting and retaining individuals for
29 professional or technical skills in high demand in this state.

- 1 3. The North Dakota workforce development council in cooperation with job service North
2 Dakota shall use available labor market information to determine annually the eligible
3 high-demand professional and technical skills and emerging occupations in this state.
- 4 4. Graduates of degree or certificate programs from institutions or entities in any state
5 may apply for the skilled workforce student loan repayment program. To be eligible to
6 receive student loan repayment grants under the program, the applicant:
 - 7 a. Must have successfully completed an educational program from an institution of
8 higher education;
 - 9 b. Must have a student loan with the Bank of North Dakota or other participating
10 lender;
 - 11 c. Following completion of an educational program, must reside and work in this
12 state in an eligible high-demand or emerging occupation; and
 - 13 d. Must have met and shall continue to meet any requirements established in
14 applicable state board of higher education procedures.
- 15 5. The state board of higher education shall adopt procedures to ensure compliance with
16 residency and occupation requirements after completion of the educational program.
- 17 6. The state board of higher education shall distribute student loan repayment grants
18 from the skilled workforce student loan repayment program fund directly to the Bank of
19 North Dakota or other participating lender to repay outstanding student loan principal
20 balances for eligible applicants. The maximum annual student loan repayment grant
21 amount for which an applicant may qualify is five thousand six hundred sixty-seven
22 dollars, or one-third of the applicant's outstanding student loan principal balance upon
23 initial application for the program, whichever is less. The maximum total student loan
24 repayment grant amount for which any applicant may qualify is seventeen thousand
25 dollars.
- 26 7. If an individual is receiving loan forgiveness under any other state program, the
27 individual may not receive a student loan repayment grant under this section during
28 the same application year. ~~An individual who received a skilled workforce scholarship
29 under section 15-10-38.2 is not eligible for loan forgiveness under this section.~~

- 1 8. An individual may receive a combined total of no more than seventeen thousand
2 dollars under this section and the skilled workforce scholarship program under section
3 15-10-38.2.
- 4 9. ~~The skilled workforce student loan repayment program must be a joint public and~~
5 ~~private effort.~~ The state board of higher education shall provide one dollar of funding
6 for each one dollar of ~~funding~~funds raised from the private sector or other public
7 sources. Any matching funds received must be deposited in the skilled workforce
8 student loan repayment program fund.
- 9 10. The state board of higher education shall provide a biennial program report to the
10 legislative management by September first of each even-numbered year. The report
11 must include information regarding:
- 12 a. The eligible high-demand professional and technical skills and emerging
13 occupations;
- 14 b. The number of applicants, eligible applicants, and applicants receiving awards;
- 15 c. The amount of ~~private funding~~matching funds raised; and
- 16 d. The average and total amounts awarded under the program.

17 **SECTION 20. AMENDMENT.** Section 15-10-38.2 of the North Dakota Century Code is
18 amended and reenacted as follows:

19 **15-10-38.2. Skilled workforce scholarship program - Skilled workforce scholarship**
20 **fund - Continuing appropriation - Report. (~~Repealed effective July 1, 2023~~)**

- 21 1. There is created in the state treasury the skilled workforce scholarship fund. The fund
22 consists of moneys transferred into the fund by the legislative assembly, matching
23 funds received, and scholarship repayments. Moneys in the fund are appropriated to
24 the state board of higher education on a continuing basis for the purpose of providing
25 grants to institutions of higher education related to skilled workforce scholarships.
26 Institutions of higher education include institutions under the control of the state board
27 of higher education, North Dakota nonpublic accredited institutions of higher
28 education, tribally controlled community colleges, state-approved educator training
29 programs, and North Dakota institutions approved to operate by the North Dakota
30 board of career and technical education. The state board of higher education may

1 transfer money between this fund and the skilled workforce student loan repayment
2 program fund established in section 15-10-38.1.

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

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

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

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

29 6. To be eligible for a scholarship ~~and~~ payment under this section, a student must be
30 enrolled full time in an eligible program and have at least a 2.5 cumulative grade point
31 average, based on a 4.0 grading system, or maintain academic progress in the

1 program according to program requirements. A student may not receive scholarships
2 under this section for more than the equivalent of four semesters of full-time
3 enrollment or six quarters of full-time enrollment.

4 7. Upon completion of a qualifying educational program, a student who received a
5 scholarship under this section must reside and work in this state in an eligible
6 high-demand or emerging occupation for a minimum of three years.

7 8. An individual shall repay the scholarship pursuant to the terms in the individual's
8 scholarship award agreement if the individual fails to maintain either a 2.5 cumulative
9 grade point average or academic progress according to program requirements while
10 enrolled, withdraws voluntarily or involuntarily before the completion of the program for
11 which a scholarship has been received, or fails to reside and work in this state in an
12 eligible high-demand or emerging occupation for at least three years following degree
13 or certificate completion.

14 9. The state board of higher education, in conjunction with the Bank of North Dakota,
15 may allow an individual who received payment under this section to delay or cancel
16 repayment under this section due to financial difficulty, military service, death, or total
17 disability.

18 10. Each quarter, semester, or term, the state board of higher education shall distribute
19 grants to institutions of higher education to provide the amounts necessary for the
20 scholarships awarded to the students enrolled in each institution.

21 11. ~~The skilled workforce scholarship program must be a joint public and private effort.~~
22 ~~The state board of higher education may distribute grants only to the extent that the~~
23 ~~private sector has provided one dollar of matching funds for each dollar of funding~~
24 ~~provided by the state.~~The state board of higher education shall provide one dollar of
25 funding for each one dollar raised from the private sector or other public sources. Any
26 matching funds received must be deposited in the skilled workforce scholarship fund.

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

30 a. The eligible high-demand professional and technical skills and emerging
31 occupations;

- 1 b. The qualifying educational programs;
- 2 c. The number of applicants, eligible applicants, and applicants receiving awards;
- 3 d. The amount of ~~private funding~~matching funds raised; and
- 4 e. The average and total amounts awarded under the program.

5 **SECTION 21. AMENDMENT.** Section 15-10-38.3 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **15-10-38.3. Scholarship and loan forgiveness administrative costs –Continuing-**
8 **appropriation. (Effective through July 31, 2023)**

9 The state board of higher education shall retain up to one and one-half percent of any funds
10 appropriated to the board under subsection 1 of section 15-10-38.1 and subsection 1 of section
11 15-10-38.2. The retained funds must be used for promotion and administration of the programs
12 under those sections.

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

18 **SECTION 22. AMENDMENT.** Subdivision c of subsection 1 of section 15-10-48 of the North
19 Dakota Century Code is amended and reenacted as follows:

- 20 c. The board may award up to ~~one million seven hundred thousand~~five million two
21 million seven hundred thousand dollars in matching grants each to the university
22 of North Dakota and North Dakota state university; and up to ~~one million five~~
23 ~~hundred thousand~~four million two million two hundred thousand dollars in
24 matching grants for projects at each the university of North Dakota school of
25 medicine and health sciences ~~and the North Dakota state university main-~~
26 ~~research center.~~ Of the amount available to the university of North Dakota, two
27 hundred fifty thousand dollars must be awarded for projects dedicated to projects
28 at the school of law.

29 **SECTION 23.** Section 15-10-48.2 of the North Dakota Century Code is created and enacted
30 as follows:

Agricultural research and extension - Matching grants - North Dakota state university
agricultural experiment station.

1. a. Subject to legislative appropriations, each biennium the state board of higher education shall award one dollar in matching grants for every two dollars raised by the institutional foundation of North Dakota state university for projects dedicated exclusively to agricultural research and extension at the agricultural experiment station. Notwithstanding section 15-10-53, awards under this section may be used for endowments, operations, facility repair projects, and new capital construction projects.
- b. To be eligible for a matching grant, the institution shall demonstrate:
 - (1) Its foundation has raised at least twenty-five thousand dollars in cash or monetary pledges for a qualifying project; and
 - (2) The project has been approved by the grant review committee established in section 15-10-51.
- c. The board may award up to two million two hundred thousand dollars in matching grants under this section.
- d. 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.
2. The state board of higher education shall retain up to one-quarter of one percent of any grant awarded under this section to assist with the administrative expenses incurred in the grant review process.

SECTION 24. 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~~ One million seven hundred thousand dollars each to Bismarck state college, Minot state university, and the North Dakota state college of science;
 - (2) ~~Seven hundred thousand~~ ~~Two million~~ One million one hundred thousand dollars each to Dickinson state university, Mayville state university, and Valley City state university; and

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

SECTION 25. 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.

SECTION 26. AMENDMENT. Section 15-10-57 of the North Dakota Century Code is amended and reenacted as follows:

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

The state board of higher education shall establish and maintain a unified system to offer workforce training, vocational education, and technical education programs at institutions under its control. The board shall periodically review programs offered by institutions under its control and revise program offerings based on the workforce needs of the state identified by the workforce education ~~advisory~~ development council. The board shall develop administrative

1 arrangements that make possible the efficient use of facilities and staff. The board shall limit
2 administrative costs by eliminating duplicative administrative positions.

3 **SECTION 27. AMENDMENT.** Section 15-10-63 of the North Dakota Century Code is
4 amended and reenacted as follows:

5 **15-10-63. Capital projects.**

6 1. The university of North Dakota and North Dakota state university shall identify other
7 funds from gifts, grants, donations, the university system capital building fund, or other
8 local funds for at least thirty percent of the total estimated cost of a capital project
9 request submitted to the legislative assembly.

10 2. Bismarck state college, lake region state college, Williston state college, the North
11 Dakota state college of science, Dickinson state university, Mayville state university,
12 Minot state university, Valley City state university, and Dakota college at Bottineau
13 shall identify other funds from gifts, grants, donations, the university system capital
14 building fund, or other local funds for at least five percent of the total estimated cost of
15 a capital project request submitted to the legislative assembly.

16 3. An institution under the control of the state board of higher education may undertake a
17 facility renovation project only if the project will reduce the deferred maintenance
18 amount of the facility by no less than seventy five percent of the total cost of the
19 renovation. The institution shall maintain documentation that demonstrates the cost
20 and scope of the deferred maintenance reduction that results directly from the
21 renovation. This subsection does not apply to projects undertaken solely to correct
22 building code deficiencies or to installations of infrastructure determined by the board
23 to be essential to the mission of the institution.

24 ~~2.4.~~ Facility construction and renovation projects undertaken by an institution under the
25 control of the state board of higher education must conform to campus master plan
26 and space utilization requirements approved by the state board of higher education.

27 **SECTION 28. AMENDMENT.** Subdivision k of subsection 1 of section 15-18.2-02 of the
28 North Dakota Century Code is amended and reenacted as follows:

29 k. The ~~factors~~factor for credits completed in career and technical education are:
30 (1) ~~3.0 for lower division credits; and~~
31 (2) ~~5.0 for upper division credits~~is 5.0.

1 **SECTION 29. AMENDMENT.** Subsection 1 of section 15-18.2-05 of the North Dakota
2 Century Code is amended and reenacted as follows:

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

6 a. ~~\$61.81~~~~\$72.39~~\$73.15 in the case of North Dakota state university and the
7 university of North Dakota;

8 b. ~~\$92.60~~~~\$102.78~~\$103.76 in the case of Dickinson state university, Mayville state
9 university, Minot state university, and Valley City state university; and

10 c. ~~\$98.84~~~~\$109.30~~\$110.38 in the case of Bismarck state college, Dakota college at
11 Bottineau, Lake Region state college, North Dakota state college of science, and
12 Williston state college.

13 **SECTION 30.** Section 15-18.2-06.1 of the North Dakota Century Code is created and
14 enacted as follows:

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

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

19 **SECTION 31. AMENDMENT.** Section 15-54.1-02 of the North Dakota Century Code is
20 amended and reenacted as follows:

21 **15-54.1-02. Capital building funds - Uses - Reports.**

22 Subject to tier II and tier III capital building fund matching requirements under this chapter,
23 each institution may use its allocation of funds from the university system capital building fund
24 for projects specifically authorized by the legislative assembly to use university system capital
25 building fund moneys. In addition, after an institution has matched and committed seventy-five
26 percent of the funding appropriated for the institution's tier I extraordinary repairs and subject to
27 state board of higher education approval and matching requirements under this chapter, each
28 institution may use its allocation of funds from the university system capital building fund for
29 extraordinary repairs and deferred maintenance projects for academic and student housing
30 facilities that do not increase the overall square footage of a building. The state board of higher
31 education shall report biennially to the legislative management and to the appropriations

1 committees of the legislative assembly on the use of funding in the university system capital
2 building fund, the source of matching funds, and each institution's five-year plan for capital
3 construction spending.

4 **SECTION 32. AMENDMENT.** Subsection 1 of section 15-62.4-03 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 1. The state board of higher education shall provide to each eligible student a financial
7 assistance grant in an amount not exceeding:

8 a. One thousand one hundred ~~six hundred fifty~~ three hundred seventy-five dollars per
9 semester; or

10 b. ~~Seven hundred thirty-three~~ One thousand one hundred Nine hundred seventeen
11 dollars per quarter.

12 **SECTION 33. AMENDMENT.** Subdivision c of subsection 2 of section 54-07-12 of the North
13 Dakota Century Code is amended and reenacted as follows:

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

22 **SECTION 34. AMENDMENT.** Section 54-44.1-11 of the North Dakota Century Code is
23 amended and reenacted as follows:

24 **54-44.1-11. Office of management and budget to cancel unexpended appropriations -**
25 **When they may continue. (Effective through July 31, ~~2023~~2025)**

26 Except as otherwise provided by law, the office of management and budget, thirty days after
27 the close of each biennial period, shall cancel all unexpended appropriations or balances of
28 appropriations after the expiration of the biennial period during which they became available
29 under the law. Unexpended appropriations for the state historical society are not subject to this
30 section and the state historical society shall report on the amounts and uses of funds carried
31 over from one biennium to the appropriations committees of the next subsequent legislative

1 assembly. Unexpended appropriations for the North Dakota university system are not subject to
2 this section and the North Dakota university system shall report on the amounts and uses of
3 funds carried over from one biennium to the next to subsequent appropriations committees of
4 the legislative assembly. The chairmen of the appropriations committees of the senate and
5 house of 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 **Office of management and budget to cancel unexpended appropriations - When they**
21 **may continue. (Effective after July 31, 2023-2025)** The office of management and budget,
22 thirty days after the close of each biennial period, shall cancel all unexpended appropriations or
23 balances of appropriations after the expiration of the biennial period during which they became
24 available under the law. Unexpended appropriations for the state historical society are not
25 subject to this section and the state historical society shall report on the amounts and uses of
26 funds carried over from one biennium to the appropriations committees of the next subsequent
27 legislative assembly. The chairmen of the appropriations committees of the senate and house of
28 representatives of the legislative assembly with the office of the budget may continue
29 appropriations or balances in force for not more than two years after the expiration of the
30 biennial period during which they became available upon recommendation of the director of the
31 budget for:

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

12 **SECTION 35. REPEAL.** Sections 15-10-48.1, ~~15-10-53~~, and 15-10-58 of the North Dakota
13 Century Code are repealed.

14 **SECTION 36. EXEMPTION - TRANSFER AUTHORITY - LEGISLATIVE MANAGEMENT**
15 **REPORT.** Notwithstanding section 54-16-04, the office of management and budget shall
16 transfer appropriation authority from the operations to the capital assets line items within
17 subdivisions 2 through 14 of section 1 of this Act as requested by the state board of higher
18 education for the biennium beginning July 1, 2023, and ending June 30, 2025. The board shall
19 report any transfer of funds under this section to the legislative management.

20 **SECTION 37. EXEMPTION - FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.**
21 Notwithstanding any other provisions of law, the state board of higher education may adjust
22 full-time equivalent positions as needed, subject to the availability of funds, for institutions and
23 entities under its control during the biennium beginning July 1, 2023, and ending June 30, 2025.
24 The North Dakota university system shall report any adjustments to the office of management
25 and budget as part of the submission of the 2025-27 biennium budget request.

26 **SECTION 38. EXEMPTION - CAPITAL BUILDING FUND** ~~LAKE REGION STATE~~
27 ~~COLLEGE~~ ~~ESTIMATED INCOME.~~ ~~The estimated income line item in subdivision 3 of~~
28 ~~section 1 of this Act includes \$600,000 from the Lake Region state college allocation in the~~
29 ~~university system capital building fund. This amount is for the replacement of the wind turbine~~
30 ~~gear box and is not subject to matching requirements under chapter 15-54.1.~~ Notwithstanding

1	<u>any matching requirements in chapter 15-54.1, the following projects are authorized to use</u>	
2	<u>funding from the respective institution's allocation in the university system capital building fund:</u>	
3	<u>Lake region state college wind turbine gearbox replacement and parking lot</u>	<u>\$1,000,000</u>
4	<u>repairs</u>	
5	<u>Williston state college medical healthcare building</u>	<u>637,947</u>
6	<u>Mayville state university old main renovation</u>	<u>2,330,087</u>
7	<u>Dakota college at Bottineau old main renovation</u>	<u>1,000,000</u>
8	<u>Total</u>	<u>\$4,968,034</u>

9 **SECTION 39. EXEMPTION - PROJECT AUTHORIZATIONS.** Any unexpended amounts
10 remaining from the \$49,900,000 appropriated from the general fund for capital projects at
11 institutions under the control of the state board of higher education in section 2 of chapter 53 of
12 the 2019 Session Laws are not subject to section 54-44.1-11 and any unexpended funds from
13 the appropriations are available to the respective institutions to complete the projects during the
14 biennium beginning July 1, 2023, and ending June 30, 2025.

15 **SECTION 40. EXEMPTION - FEDERAL STATE FISCAL RECOVERY FUND.** The amounts
16 appropriated from federal funds derived from the state fiscal recovery fund to the state board of
17 higher education and institutions under the control of the state board of higher education in
18 section 1 of chapter 548 and section 1 of chapter 550 of the 2021 Special Session Session
19 Laws are not subject to section 54-44.1-11 and any unexpended funds from these projects and
20 programs are available for the projects and programs, including for the Twamley hall project at
21 the university of North Dakota, during the biennium beginning July 1, 2023, and ending June 30,
22 2025.

23 **SECTION 41. LEGISLATIVE MANAGEMENT STUDY - DUAL-CREDIT FUNDING.** During
24 the 2023-24 interim, the legislative management shall study funding for dual-credit courses. The
25 study must include a review of all funding sources relating to dual-credit courses in the state,
26 including tuition and fees, the higher education funding formula, elementary and secondary
27 education integrated formula payments, institution scholarships, state scholarships, and the
28 Bank of North Dakota. The study must also include a review of funding for dual-credit courses in
29 other states. The legislative management shall report its findings and recommendations,
30 together with any legislation required to implement the recommendations, to the sixty-ninth
31 legislative assembly.

SECTION 42. LEGISLATIVE MANAGEMENT STUDY - ARTIFICIAL INTELLIGENCE

IMPACTS. During the 2023-24 interim, the legislative management shall consider studying the emergence of artificial intelligence and the potential impacts on the state's institutions, agencies, businesses, citizens, and youth. The study must include a review of the effect of artificial intelligence on the provision of health care, effects on student learning, potential opportunities or threats to the integrity of state services, the potential impact on electoral processes, including mitigating action to be taken leading up to the 2024 state elections, opportunities for state investment or policy changes to promote artificial intelligence businesses, and cybersecurity implications across all state institutions. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly.

SECTION 43. TUITION RATE INCREASE LIMITATIONS.

1. Except as provided in this section, notwithstanding any other provision of law, the state board of higher education may not increase tuition ~~and fee~~ rates for resident students attending institutions of higher education under its control during the 2023-24 academic year as compared to the tuition rate in effect during the 2023 spring semester.
2. Except as provided in this section, notwithstanding any other provision of law, the state board of higher education may not increase tuition ~~and fee~~ rates for resident students attending institutions of higher education under its control during the 2024-25 academic year as compared to the tuition rate in effect during the 2024 spring semester.
3. Tuition rates charged for high-cost undergraduate differentiated tuition programs and for graduate level programs, including programs offered through the university of North Dakota school of medicine and health sciences, the university of North Dakota school of law, or the North Dakota state university school of pharmacy, may be increased by up to one percent for the 2023-24 academic year as compared to the tuition rate in effect during the 2023 spring semester.
4. Tuition rates charged for high-cost undergraduate differentiated tuition programs and for graduate level programs, including programs offered through the university of North Dakota school of medicine and health sciences, the university of North Dakota school

1 of law, or the North Dakota state university school of pharmacy, may be increased by
2 up to one percent for the 2024-25 academic year as compared to the tuition rate in
3 effect during the 2024 spring semester.

4 5. This section does not apply to tuition rates for nonresident students attending
5 institutions of higher education under the control of the state board of higher
6 education. For purposes of this section, the residency of students for tuition purposes
7 must be determined under section 15-10-19.1.

8 6. This section does not apply to tuition rates determined under tuition reciprocity
9 agreements entered into by the state board of higher education with other states or
10 state education compacts.

11 7. For purposes of this section, an institution must calculate a resident tuition rate
12 increase based on the tuition rate paid by an average full-time resident student.

13 **SECTION 44. LEGISLATIVE INTENT - WEIGHTED CREDIT-HOURS - INSTRUCTIONAL**

14 **PROGRAM CLASSIFICATION FACTORS.** It is the intent of the sixty-eighth legislative
15 assembly that dental hygienist and dental assistant courses be transferred to the career and
16 technical education instructional program classification within the higher education funding
17 formula.

18 **SECTION 45. EMERGENCY.** ~~Section 35~~ Sections 2, 5, 11, 12, 13, 32, 38, and the capital
19 assets line items in section 1 of this Act ~~is~~ are declared to be an emergency measure.