

**Fifty-ninth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 4, 2005**

SENATE BILL NO. 2064
(Senators Lyson, Holmberg)

AN ACT to amend and reenact sections 15-62.2-00.1 and 15-62.2-03.3 of the North Dakota Century Code, relating to applicants for state scholarships.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 15-62.2-00.1 of the North Dakota Century Code is amended and reenacted as follows:

15-62.2-00.1. Definitions. As used in this chapter, unless the context otherwise requires:

1. ~~"Eligible candidate Applicant" means a graduate of an individual who has graduated from a high school in this state or who is a resident of this state for tuition purposes, and whose assessment composite scores on the test of academic achievement administered by the American college testing program ACT, Inc., place the student individual in at least the ninety-fifth percentile of all students taking the test by July first of the year preceding the year in which the student is applying for a scholarship, and who ranks in the upper twentieth percentile of the student's high school class individual is enrolled as a full-time resident student in an eligible institution.~~
2. "Eligible institution" means an accredited public or nonprofit private postsecondary institution in this state.
3. "Full-time resident student" means ~~a person who is a graduate of~~ an individual who has graduated from a high school in this state or who is a resident of this state for tuition purposes, and who is enrolled at an eligible institution carrying a course of study which is "full time" as defined by the eligible institution.
4. ~~"High school class rank" means the position a scholarship candidate holds in the candidate's graduating class, as determined by the state board of higher education.~~
5. "Scholar" means a full-time resident student who is awarded a scholarship or who has previously received a scholarship.
6. 5. "Scholarship" means a financial award granted to a state scholar as determined by this chapter.

SECTION 2. AMENDMENT. Section 15-62.2-03.3 of the North Dakota Century Code is amended and reenacted as follows:

15-62.2-03.3. Selection of scholars.

1. All ~~eligible candidates~~ applicants must be ranked by their composite scores on the test of academic achievement administered by ~~the American college testing program~~ ACT, Inc.
2. If two or more ~~eligible students~~ applicants have the same composite scores, they must be ranked by the numeric sum of the four scale scores on the test of academic achievement administered by ~~the American college testing program~~ ACT, Inc.
3. If two or more ~~eligible students~~ applicants have the same composite scores and the same numeric sum of the four scale scores, they must be ranked by ~~their high school class rank calculated on a percentile basis~~ the numeric sum of their English and mathematics scores.

4. The state board of higher education may establish additional criteria to rank applicants who have the same numeric sum of their English and mathematics scores.
5. Scholarships must be offered to ~~students~~ applicants in descending order according to this ranking until available funds have been expended or until the pool of ~~eligible~~ applicants has been exhausted.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-ninth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2064.

Senate Vote: Yeas 47 Nays 0 Absent 0

House Vote: Yeas 87 Nays 0 Absent 7

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2005.

Approved at _____ M. on _____, 2005.

Governor

Filed in this office this _____ day of _____, 2005,
at _____ o'clock _____ M.

Secretary of State