

**Sixty-third Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 8, 2013**

SENATE BILL NO. 2218  
(Senators Wardner, Schaible, Warner)  
(Representatives D. Johnson, Kasper, Boe)

AN ACT to provide workforce development grants to tribally controlled community colleges through the North Dakota department of commerce; and to provide an appropriation.

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

**SECTION 1.**

**Establishment of workforce development grant for tribally controlled community colleges.**

There is established within the division of workforce development of the department of commerce a program to provide workforce development grants to tribally controlled community colleges in North Dakota. A tribally controlled community college in this state may apply to the department of commerce for a job training grant in such manner as the department of commerce prescribes. In order to qualify for a grant under this section, an applicant must be a tribally controlled community college not located on an Indian reservation or a tribally controlled community college located on an Indian reservation with an unemployment rate of greater than thirty percent. The department of commerce shall consult with the executive director of the Indian affairs commission to determine eligible tribally controlled community colleges.

**SECTION 2.**

**Purpose of grants.**

Any grant awarded under section 1 of this Act may be used at the discretion of the college:

1. For development of programs that assist in providing certificates or degrees to North Dakota students attending the college that qualify the student to obtain jobs for which applicants are being sought within the state, as identified by the department of commerce, job service North Dakota, or any of the federally recognized Indian tribes within North Dakota; or
2. To assist any North Dakota student attending the college to establish, or to assist in establishing, a new business operating within North Dakota that will employ North Dakota citizens.

Any funds provided to tribally controlled community colleges must be used to supplement, not supplant, any existing program or funding source of the college.

**SECTION 3.**

**Cooperation and collaboration with other agencies.**

To the maximum extent possible, a tribally controlled community college that receives a grant under this Act must endeavor to cooperate, collaborate, or partner with other tribal, state, or federal agencies or institutions that are providing economic development assistance or workforce training and development within the state, and the department of commerce shall assist in facilitating such cooperation and partnerships.

**SECTION 4.**

**Use of grants.**

A grant awarded under this Act may be used to carry out the purposes specified in section 2 of this Act, including maintenance and operation of the program; development costs associated with any new or redesigned courses of instruction at the college; costs of instruction, including special programs for individuals with disabilities; and academic instruction and associated materials.

**SECTION 5.**

**Reports to the department of commerce.**

On an annual basis, within sixty days of the end of each fiscal year of the biennium for which funds are appropriated under this Act, each tribally controlled community college receiving a grant under this Act shall provide to the department of commerce, in the form prescribed by the department, the following information:

1. A detailed report of expenditures under the grant;
2. The number of students assisted by the grant;
3. The graduation rate of students assisted by the grant and the graduation rate for all students at the college;
4. A description of any new or improved training or other program leading to a certificate or a degree which was developed by the college with funds provided by the grant and the types of jobs for which the new or improved training program is designed;
5. The placement rate of graduates of the college assisted by the grant in relation to the placement rate of all graduates of the college;
6. The rate of students assisted by the grant who pursue further educational opportunities immediately after graduation from the college; and
7. The number of jobs or businesses created as a result of funds provided by the grant.

**SECTION 6. APPROPRIATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$5,000,000, to the North Dakota department of commerce for the purpose of providing grants to tribally controlled community colleges under this Act for the biennium beginning July 1, 2013, and ending June 30, 2015.

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President of the Senate

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Speaker of the House

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Secretary of the Senate

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Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-third Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2218.

Senate Vote:    Yeas 43            Nays 4            Absent 0

House Vote:    Yeas 71            Nays 23           Absent 0

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Secretary of the Senate

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 2013.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 2013.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 2013,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

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Secretary of State