

Sixty-fourth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1151

Introduced by

Representatives Nathe, Beadle, Dockter, Dosch, Owens

Senators Armstrong, Flakoll, Holmberg

1 A BILL for an Act to amend and reenact sections 15-10-48, 15-10-49, 15-10-50, 15-10-51,  
2 15-10-52, and 15-10-53 of the North Dakota Century Code, relating to matching grants for the  
3 advancement of academics at institutions of higher education; ~~and to provide an effective date;~~  
4 ~~and to declare an emergency~~ appropriation.

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

6 **SECTION 1. AMENDMENT.** Section 15-10-48 of the North Dakota Century Code is  
7 amended and reenacted as follows:

8 **15-10-48. (~~Effective through June 30, 2015~~) Advancement of academics - Matching**  
9 **grants - University of North Dakota and North Dakota state university.**

- 10 1. a. During the period beginning July 1, ~~2013~~2015, and ending December 31,  
11 ~~2014~~2016, the state board of higher education shall award one dollar in matching  
12 grants for every two dollars raised by the institutional foundations of the university  
13 of North Dakota and North Dakota state university for projects dedicated  
14 exclusively to the advancement of academics.
- 15 b. To be eligible for a matching grant, an institution must demonstrate that:  
16 (1) Its foundation has raised at least fifty thousand dollars in cash or monetary  
17 pledges for a qualifying project; and  
18 (2) The project has been approved by the grant review committee established  
19 in section 15-10-51.
- 20 c. The board may award up to ~~ten~~five million dollars in matching grants to each  
21 institution.
- 22 2. a. If any available dollars have not been awarded by the board before January 1,  
23 ~~2015~~2017, in accordance with subsection 1, either the university of North Dakota  
24 or North Dakota state university may apply for an additional matching grant.

- 1           b. An application submitted under this subsection must meet the same criteria as an  
2           original application.
- 3           c. The board shall consider each application submitted under this subsection in  
4           chronological order.
- 5           d. If the remaining dollars are insufficient to provide a matching grant in the amount  
6           of one dollar for every two dollars raised by the institutional foundation, the board  
7           shall award a lesser amount.
- 8           3. The state board of higher education shall forward ~~one-half~~one-quarter of one percent  
9           of any grant awarded under this section to the office of the governor, to assist with  
10           administrative expenses incurred in the grant review process.

11           **SECTION 2. AMENDMENT.** Section 15-10-49 of the North Dakota Century Code is  
12           amended and reenacted as follows:

13           **15-10-49. (~~Effective through June 30, 2015~~) Advancement of academics - Matching**  
14           **grants - Two-year and four-year institutions of higher education.**

- 15           1. a. During the period beginning July 1, ~~2013~~2015, and ending December 31,  
16           ~~2014~~2016, the state board of higher education shall award one dollar in matching  
17           grants for every two dollars raised by the institutional foundations of Bismarck  
18           state college, Dakota college at Bottineau, Dickinson state university, Lake  
19           Region state college, Mayville state university, Minot state university, North  
20           Dakota state college of science, Valley City state university, and Williston state  
21           college for projects dedicated exclusively to the advancement of academics.
- 22           b. To be eligible for a matching grant, an institution must demonstrate that:  
23           (1) Its foundation has raised at least twenty-five thousand dollars in cash or  
24           monetary pledges for a qualifying project; and  
25           (2) The project has been approved by the grant review committee established  
26           in section 15-10-51.
- 27           c. The board may award up to one million dollars in matching grants to each  
28           institution.
- 29           2. a. If any available dollars have not been awarded by the board before January 1,  
30           ~~2015~~2017, in accordance with subsection 1, any institution listed in subsection 1  
31           may apply for an additional matching grant.

- 1           b. An application submitted under this subsection must meet the same criteria as an
- 2           original application.
- 3           c. The board shall consider each application submitted under this subsection in
- 4           chronological order.
- 5           d. If the remaining dollars are insufficient to provide a matching grant in the amount
- 6           of one dollar for every two dollars raised by the institutional foundation, the board
- 7           shall award a lesser amount.
- 8           3. The state board of higher education shall forward ~~one-half~~one-quarter of one percent
- 9           of any grant awarded under this section to the office of the governor, to assist with
- 10           administrative expenses incurred in the grant review process.

11           **SECTION 3. AMENDMENT.** Section 15-10-50 of the North Dakota Century Code is  
12 amended and reenacted as follows:

13           **15-10-50. (~~Effective through June 30, 2015~~) Liability for pledged amount.**

14           If in accordance with section 15-10-48 or 15-10-49, the state board of higher education  
15 provides grant funds under sections 15-10-48 through 15-10-53 to an institution, on the basis of  
16 a monetary pledge, and if the amount forthcoming is less than the amount pledged, the  
17 institutional foundation is liable to the institution for any shortfall.

18           **SECTION 4. AMENDMENT.** Section 15-10-51 of the North Dakota Century Code is  
19 amended and reenacted as follows:

20           **15-10-51. (~~Effective through June 30, 2015~~) Grant review committee.**

- 21           1. There is created a grant review committee consisting of:
  - 22           a. The governor, or the governor's designee, who shall serve as the chairman;
  - 23           b. Two members of the house of representatives appropriations committee,
  - 24           selected by the majority leader of the house of representatives;
  - 25           c. Two members of the senate appropriations committee, selected by the majority
  - 26           leader of the senate;
  - 27           d. Two members appointed by the governor, with the consent of the legislative
  - 28           management; and
  - 29           e. Two members appointed by the state board of higher education, with the consent
  - 30           of the legislative management.

- 1           2.    The gubernatorial appointees must have an understanding of higher education's role  
2                    in advancing agriculture, the arts, commerce and finance, manufacturing, mineral  
3                    extraction, natural resources, and the professions.
- 4           3.    The grant review committee shall establish its rules of operation and procedure and  
5                    shall develop and publish the criteria upon which all requests for matching grants will  
6                    be reviewed.
- 7           4.    a.    A request for a matching grant ~~must~~may be presented to the committee by ~~the~~:  
8                    (1)    The president of the institution. ~~The president;~~ or  
9                    (2)    A designee of the president.
- 10          b.    Either presenter may be accompanied by other individuals having an expertise  
11                    with respect to the project.
- 12          c.    If the request is to be presented by a designee of a president, the designee must  
13                    provide to the committee a written statement signed by the president and  
14                    certifying that the president has full knowledge of all aspects of the request, as it  
15                    is presented.

16           **SECTION 5. AMENDMENT.** Section 15-10-52 of the North Dakota Century Code is  
17 amended and reenacted as follows:

18           **~~15-10-52. (Effective through June 30, 2015) Grant review committee - Compensation.~~**

19           Each member of the grant review committee is entitled to receive compensation in the  
20 amount of one hundred thirty-five dollars per day plus reimbursement for expenses as provided  
21 by law for state officers if the member is attending meetings or performing duties directed by the  
22 committee. The compensation provided for in this section may not be paid to any member of the  
23 committee who receives a salary or other compensation as an employee or official of this state  
24 if the individual is serving on the committee by virtue of the individual's state office or state  
25 employment.

26           **SECTION 6. AMENDMENT.** Section 15-10-53 of the North Dakota Century Code is  
27 amended and reenacted as follows:

28           **~~15-10-53. (Effective through June 30, 2015) Definition.~~**

29           For purposes of sections 15-10-48 through 15-10-52, projects dedicated to the  
30 advancement of enhanced academics include investments in research, scholarships,  
31 technology, endowed chairs, and investments in educational infrastructure, including but exclude

1 scholarships intended solely for the benefit of athletics, campus facility repair projects, and new  
2 capital construction projects that conform with the university system campus master plan and  
3 space utilization study.

4 ~~— **SECTION 8. EFFECTIVE DATE.** This Act becomes effective on July 1, 2015.~~

5 ~~— **SECTION 9. EMERGENCY.** This Act is declared to be an emergency measure.~~

6 **SECTION 7. APPROPRIATION - STATE BOARD OF HIGHER EDUCATION.** There is  
7 appropriated out of any moneys in the general fund in the state treasury, not otherwise  
8 appropriated, the sum of \$19,000,000, or so much of the sum as may be necessary, to the state  
9 board of higher education for the purpose of awarding matching grants for the advancement of  
10 academics at institutions of higher education under the control of the board, for the biennium  
11 beginning July 1, 2015, and ending June 30, 2017. The funding provided in this section is  
12 considered a one-time funding item.