

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED HOUSE BILL NO. 1003**

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the North Dakota
2 university system; to provide borrowing authority; to provide an exemption; to provide for
3 transfer of funds; to authorize the state board of higher education to issue and sell bonds for
4 capital projects; to amend and reenact sections 15-10-08 and 15-70-04, subsection 3 of section
5 43-12.2-03, and subsection 3 of section 43-17.2-03 of the North Dakota Century Code, relating
6 to state board of higher education member compensation, eligibility for the medical personnel
7 loan repayment program, eligibility for the physician loan repayment program, and grants for
8 nonbeneficiary students enrolled in tribally controlled community colleges; to provide legislative
9 intent; to provide for reports; to provide for legislative management studies; and to declare an
10 emergency.

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

12 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
13 as may be necessary, are appropriated out of any moneys in the general fund in the state
14 treasury, not otherwise appropriated, and from special funds derived from federal funds and
15 other income, to the North Dakota university system and to the various entities and institutions
16 under the supervision of the state board of higher education for the purpose of defraying the
17 expenses of the North Dakota university system office and to the various entities, for the
18 biennium beginning July 1, 2011, and ending June 30, 2013, as follows:

19 Subdivision 1.

20 NORTH DAKOTA UNIVERSITY SYSTEM OFFICE

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>		<u>Appropriation</u>
21				
22				
23	Capital assets	\$12,014,048	\$190,721	\$12,204,769
24	Competitive research program	7,050,000	0	7,050,000

Sixty-second
Legislative Assembly

1	System governance	7,185,612	(308,340)	6,877,272
2	Title II	695,600	0	695,600
3	System information technology	30,230,038	5,776,629	36,006,667
4	services			
5	Professional liability insurance	1,100,000	(300,000)	800,000
6	Student financial assistance grants	19,374,022	0	19,374,022
7	Professional student exchange program	3,337,100	(15,662)	3,321,438
8	Academic and technical education	3,000,000	(3,000,000)	0
9	scholarships			
10	Two-year campus marketing	800,000	0	800,000
11	Scholars program	2,113,584	0	2,113,584
12	Native American scholarships	381,292	192,975	574,267
13	Tribally controlled community college	700,000	300,000	1,000,000
14	grants			
15	Security and emergency preparedness	750,000	(750,000)	0
16	Education incentive programs	3,176,344	0	3,176,344
17	Science, technology, engineering, and	1,500,000	(1,500,000)	0
18	mathematics teacher education			
19	enhancement			
20	Equity and student affordability	0	15,240,565	15,240,565
21	Grants	100,000	(100,000)	0
22	Total all funds	\$93,507,640	\$15,726,888	\$109,234,528
23	Less estimated income	<u>4,748,958</u>	<u>(1,994,240)</u>	<u>2,754,718</u>
24	Total general fund	\$88,758,682	\$17,721,128	\$106,479,810
25	Full-time equivalent positions	23.30	0.00	23.30
26	Subdivision 2.			

BISMARCK STATE COLLEGE

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>	
30	Operations	\$24,204,005	\$2,256,082	\$26,460,087
31	Capital assets	<u>243,481</u>	<u>13,767,125</u>	<u>14,010,606</u>

Sixty-second
Legislative Assembly

1	Total all funds	\$24,447,486	\$16,023,207	\$40,470,693
2	Less estimated income	<u>0</u>	<u>8,535,000</u>	<u>8,535,000</u>
3	Total general fund	\$24,447,486	\$7,488,207	\$31,935,693
4	Full-time equivalent positions	111.51	0.00	111.51

5 Subdivision 3.

6 LAKE REGION STATE COLLEGE

7			Adjustments or	
8		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
9	Operations	\$7,956,210	\$663,033	\$8,619,243
10	Capital assets	<u>43,662</u>	<u>977,705</u>	<u>1,021,367</u>
11	Total all funds	\$7,999,872	\$1,640,738	\$9,640,610
12	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
13	Total general fund	\$7,999,872	\$1,640,738	\$9,640,610
14	Full-time equivalent positions	37.50	0.00	37.50

15 Subdivision 4.

16 WILLISTON STATE COLLEGE

17			Adjustments or	
18		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
19	Operations	\$7,696,999	\$803,898	\$8,500,897
20	Capital assets	<u>86,475</u>	<u>5,156,326</u>	<u>5,242,801</u>
21	Total all funds	\$7,783,474	\$5,960,224	\$13,743,698
22	Less estimated income	<u>0</u>	<u>2,225,000</u>	<u>2,225,000</u>
23	Total general fund	\$7,783,474	\$3,735,224	\$11,518,698
24	Full-time equivalent positions	43.42	0.00	43.42

25 Subdivision 5.

26 UNIVERSITY OF NORTH DAKOTA

27			Adjustments or	
28		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
29	Operations	\$125,036,783	\$11,557,009	\$136,593,792
30	Capital assets	<u>2,300,545</u>	<u>45,158,167</u>	<u>47,458,712</u>
31	Total all funds	\$127,337,328	\$56,715,176	\$184,052,504

Sixty-second
Legislative Assembly

1	Less estimated income	<u>0</u>	<u>30,450,000</u>	<u>30,450,000</u>
2	Total general fund	\$127,337,328	\$26,265,176	\$153,602,504
3	Full-time equivalent positions	651.91	0.00	651.91
4	Subdivision 6.			

NORTH DAKOTA STATE UNIVERSITY

6			Adjustments or	
7		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
8	Operations	\$108,367,622	\$10,567,076	\$118,934,698
9	Capital assets	<u>1,692,225</u>	<u>37,412,702</u>	<u>39,104,927</u>
10	Total all funds	\$110,059,847	\$47,979,778	\$158,039,625
11	Less estimated income	<u>0</u>	<u>36,100,000</u>	<u>36,100,000</u>
12	Total general fund	\$110,059,847	\$11,879,778	\$121,939,625
13	Full-time equivalent positions	584.88	0.00	584.88
14	Subdivision 7.			

NORTH DAKOTA STATE COLLEGE OF SCIENCE

16			Adjustments or	
17		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
18	Operations	\$31,607,155	\$2,006,991	\$33,614,146
19	Capital assets	<u>753,332</u>	<u>21,317,713</u>	<u>22,071,045</u>
20	Total all funds	\$32,360,487	\$23,324,704	\$55,685,191
21	Less estimated income	<u>0</u>	<u>10,700,000</u>	<u>10,700,000</u>
22	Total general fund	\$32,360,487	\$12,624,704	\$44,985,191
23	Full-time equivalent positions	164.87	0.00	164.87
24	Subdivision 8.			

DICKINSON STATE UNIVERSITY

26			Adjustments or	
27		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
28	Operations	\$20,123,737	\$2,682,639	\$22,806,376
29	Capital assets	<u>383,690</u>	<u>25,388</u>	<u>409,078</u>
30	Total all funds	\$20,507,427	\$2,708,027	\$23,215,454
31	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>

Sixty-second
Legislative Assembly

1	Total general fund	\$20,507,427	\$2,708,027	\$23,215,454
2	Full-time equivalent positions	92.96	0.00	92.96
3	Subdivision 9.			

MAYVILLE STATE UNIVERSITY

5			Adjustments or	
6		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	Operations	\$11,629,616	\$1,010,207	\$12,639,823
8	Capital assets	<u>208,991</u>	<u>234,514</u>	<u>443,505</u>
9	Total all funds	\$11,838,607	\$1,244,721	\$13,083,328
10	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
11	Total general fund	\$11,838,607	\$1,244,721	\$13,083,328
12	Full-time equivalent positions	58.72	0.00	58.72
13	Subdivision 10.			

MINOT STATE UNIVERSITY

15			Adjustments or	
16		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
17	Operations	\$34,623,707	\$2,647,646	\$37,271,353
18	Capital assets	<u>596,870</u>	<u>21,187,305</u>	<u>21,784,175</u>
19	Total all funds	\$35,220,577	\$23,834,951	\$59,055,528
20	Less estimated income	<u>0</u>	<u>16,034,555</u>	<u>16,034,555</u>
21	Total general fund	\$35,220,577	\$7,800,396	\$43,020,973
22	Full-time equivalent positions	187.83	0.00	187.83
23	Subdivision 11.			

VALLEY CITY STATE UNIVERSITY

25			Adjustments or	
26		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
27	Operations	\$16,368,001	\$1,037,737	\$17,405,738
28	Capital assets	<u>258,416</u>	<u>11,513,319</u>	<u>11,771,735</u>
29	Total all funds	\$16,626,417	\$12,551,056	\$29,177,473
30	Less estimated income	<u>0</u>	<u>1,015,000</u>	<u>1,015,000</u>
31	Total general fund	\$16,626,417	\$11,536,056	\$28,162,473

Sixty-second
Legislative Assembly

1	Full-time equivalent positions	90.37	0.00	90.37
2	Subdivision 12.			
3	DAKOTA COLLEGE AT BOTTINEAU			
4			Adjustments or	
5		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
6	Operations	\$5,862,372	\$378,063	\$6,240,435
7	Capital assets	<u>109,725</u>	<u>705,782</u>	<u>815,507</u>
8	Total all funds	\$5,972,097	\$1,083,845	\$7,055,942
9	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
10	Total general fund	\$5,972,097	\$1,083,845	\$7,055,942
11	Full-time equivalent positions	34.81	0.00	34.81
12	Subdivision 13.			
13	UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES			
14			Adjustments or	
15		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
16	Operations	<u>\$40,890,401</u>	<u>\$5,892,620</u>	<u>\$46,783,021</u>
17	Total all funds	\$40,890,401	\$5,892,620	\$46,783,021
18	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
19	Total general fund	\$40,890,401	\$5,892,620	\$46,783,021
20	Full-time equivalent positions	137.43	0.00	137.43
21	Subdivision 14.			
22	NORTH DAKOTA FOREST SERVICE			
23			Adjustments or	
24		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
25	Operations	\$4,471,040	\$641,127	\$5,112,167
26	Capital assets	<u>36,638</u>	<u>67,153</u>	<u>103,791</u>
27	Total all funds	\$4,507,678	\$708,280	\$5,215,958
28	Less estimated income	<u>997,486</u>	<u>6,000</u>	<u>1,003,486</u>
29	Total general fund	\$3,510,192	\$702,280	\$4,212,472
30	Full-time equivalent positions	26.00	0.00	26.00
31	Subdivision 15.			

1		BILL TOTAL		
2			Adjustments or	
3		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
4	Grand total all funds	\$539,059,338	\$215,394,215	\$754,453,553
5	Grand total special funds	<u>5,746,444</u>	<u>103,071,315</u>	<u>108,817,759</u>
6	Grand total general fund	\$533,312,894	\$112,322,900	\$645,635,794

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

8 **SIXTY-THIRD LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
 9 items approved by the sixty-first legislative assembly for the 2009-11 biennium and the 2011-13
 10 one-time funding items included in the appropriation in section 1 of this Act:

11	<u>One-Time Funding Description</u>	<u>2009-11</u>	<u>2011-13</u>
12	Federal fiscal stimulus	\$19,309,920	\$0
13	Dickinson state university operating funds	350,000	900,000
14	Mayville state university drainage study	0	55,000
15	UND school of medicine space utilization study	0	100,000
16	Dickinson state university Theodore Roosevelt center	750,000	0
17	Electronic medical records system UND medical	225,000	0
18	school		
19	Deferred maintenance - General fund	20,000,000	0
20	Capital projects - General fund	39,008,248	47,136,000
21	Capital projects - Other funds	166,958,000	105,065,555
22	Capital projects - Permanent oil tax trust fund	10,400,000	0
23	Special assessments payments	0	819,357
24	Emerald ash borer program	<u>0</u>	<u>250,000</u>
25	Total all funds	\$257,001,168	\$154,325,912
26	Total other funds	<u>197,017,920</u>	<u>105,065,555</u>
27	Total general fund	\$59,983,248	\$49,260,357

28 The 2011-13 one-time funding amounts are not a part of the entity's base budget for the
 29 2013-15 biennium. The North Dakota university system shall report to the appropriations
 30 committees of the sixty-third legislative assembly on the use of this one-time funding for the
 31 biennium beginning July 1, 2013, and ending June 30, 2015.

1 **SECTION 3. TRANSFER - PERMANENT OIL TAX TRUST FUND - 2009-11 BIENNIUM.**

2 The office of management and budget shall transfer any unexpended funds appropriated from
3 the permanent oil tax trust fund in chapter 31 of the 2009 Session Laws to the appropriate
4 higher education institution's special fund at the end of the biennium beginning July 1, 2009,
5 and ending June 30, 2011. For the purposes of this section, "end of the biennium" means thirty
6 days after the close of the biennial period but prior to the cancellation of unexpended
7 appropriations under section 54-44.1-11.

8 **SECTION 4. BORROWING AUTHORITY - WILLISTON STATE COLLEGE -**

9 **WORKFORCE TRAINING BUILDING PROJECT.** Williston state college may borrow the sum of
10 \$1,725,000, or so much of the sum as may be necessary, from the Bank of North Dakota for the
11 workforce training building project for the period beginning with the effective date of this Act and
12 ending June 30, 2013.

13 **SECTION 5. CAPITAL ASSETS.** The sum of \$12,204,769, or so much of the sum as may
14 be necessary, included in the capital assets line item in subdivision 1 of section 1 of this Act,
15 must be used by the state board of higher education to satisfy outstanding bond obligations.

16 **SECTION 6. EQUITY AND STUDENT AFFORDABILITY FUNDING POOL TRANSFERS.**

17 The equity and student affordability line item in subdivision 1 of section 1 of this Act includes the
18 sum of \$15,240,565 which must be transferred by the state board of higher education to
19 institutions under its control based on existing formulas for equity and student affordability
20 distributions.

21 **SECTION 7. NORTH DAKOTA UNIVERSITY SYSTEM AND UNIVERSITY OF NORTH**
22 **DAKOTA JOINT INFORMATION TECHNOLOGY BUILDING PROJECT - BUDGET SECTION**

23 **REPORT.** The capital assets line item in subdivision 5 of section 1 of this Act includes the sum
24 of \$20,500,000 for the North Dakota university system and university of North Dakota joint
25 information technology building project. The state board of higher education may spend
26 additional funds on the project of up to \$5,000,000 that are made available from the university
27 of North Dakota, North Dakota state university, and North Dakota university system 2011-13
28 biennium information technology services funding resulting from one-time savings or
29 efficiencies. The North Dakota university system shall provide a report to the budget section of
30 the legislative management regarding any funds expended pursuant to this section.

1 **SECTION 8. NORTH DAKOTA STATE UNIVERSITY - MINARD HALL - BUDGET**

2 **SECTION REPORT.** North Dakota state university may use unspent funding from the
3 \$5,000,000 appropriation received during the biennium beginning July 1, 2007, and ending
4 June 30, 2009, and unspent funding from the \$13,000,000 appropriation received during the
5 biennium beginning July 1, 2009, and ending June 30, 2011, for the Minard hall project, for the
6 biennium beginning July 1, 2011, and ending June 30, 2013. North Dakota state university shall
7 report to the budget section regarding the status of the Minard hall project and may request
8 increased spending authorization from the budget section for the project.

9 **SECTION 9. SYSTEM INFORMATION TECHNOLOGY SERVICES.** The sum of
10 \$36,006,667, or so much of the sum as may be necessary, included in the system information
11 technology services line item in subdivision 1 of section 1 of this Act, must be used for the
12 benefit of the institutions and entities under the control of the state board of higher education, as
13 determined by the board. Funding allocations are to be made based on the North Dakota
14 university system information technology plan and technology priorities. Funds allocated
15 pursuant to this section must be used to support the system information technology services,
16 including the higher education computer network, the interactive video network, the on-line
17 Dakota information network, connectND, and other related technology initiatives as determined
18 by the board.

19 **SECTION 10. STUDENT LOAN TRUST FUND.** Subdivision 1 of section 1 of this Act
20 includes the sum of \$1,004,744, or so much of the sum as may be necessary, from the student
21 loan trust fund of which \$465,307 is for the professional student exchange program and
22 \$539,437 connectND campus solution positions, for the biennium beginning July 1, 2011, and
23 ending June 30, 2013.

24 **SECTION 11. FEDERAL, PRIVATE, AND OTHER FUNDS - APPROPRIATION.** All funds,
25 in addition to those appropriated in section 1 of this Act, from federal, private, and other sources
26 for competitive grants or other funds that the legislative assembly has not indicated the intent to
27 reject, received by the institutions and entities under the control of the state board of higher
28 education are appropriated to those institutions and entities, for the biennium beginning July 1,
29 2011, and ending June 30, 2013. All additional funds received under the North
30 Dakota-Minnesota reciprocity agreement during the biennium beginning July 1, 2011, and

1 ending June 30, 2013, are appropriated to the state board of higher education for
2 reimbursement to institutions under the control of the board.

3 **SECTION 12. TRANSFER AUTHORITY.** If, during the biennium beginning July 1, 2011,
4 and ending June 30, 2013, the state board of higher education determines that funds allocated
5 to operations in section 1 of this Act are needed for capital assets or extraordinary repairs, the
6 board may transfer funds from operations to capital assets. The board shall report any transfer
7 of funds under this section to the office of management and budget.

8 **SECTION 13. FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding
9 any other provisions of law, the state board of higher education may adjust full-time equivalent
10 positions as needed, subject to the availability of funds, for institutions and entities under its
11 control. The university system shall report any adjustments to the office of management and
12 budget before the submission of the 2013-15 biennium budget request.

13 **SECTION 14. EDUCATION INCENTIVE PROGRAMS.** The funding appropriated for
14 education incentive programs in subdivision 1 of section 1 of this Act may be allocated to
15 education incentive programs as determined by the state board of higher education, including
16 the reduction or elimination of specific programs, and the state board of higher education may
17 determine the appropriate number of years of program eligibility for each education incentive
18 program.

19 **SECTION 15. BOND ISSUANCE AUTHORIZATION - PURPOSES - APPROPRIATION.**
20 The state board of higher education, in accordance with chapter 15-55, may arrange for the
21 funding of projects authorized in this section, declared to be in the public interest, through the
22 issuance of self-liquidating, tax-exempt evidences of indebtedness under chapter 15-55,
23 beginning with the effective date of this Act and ending June 30, 2013. Evidences of
24 indebtedness issued pursuant to this section are not a general obligation of the state of North
25 Dakota. Any unexpended balance resulting from the proceeds of the evidences of indebtedness
26 must be placed in a sinking fund to be used for the retirement of indebtedness. The evidences
27 of indebtedness may be issued and the proceeds are appropriated, for the biennium beginning
28 July 1, 2011, and ending June 30, 2013, for the purpose of financing the following capital
29 projects:

30 Bismarck state college student union renovation and addition	\$7,000,000
31 Williston state college workforce training center	1,725,000

1	University of North Dakota - Wilkerson hall renovation and addition	14,000,000
2	University of North Dakota - University town home apartments	5,000,000
3	North Dakota state college of science - Forkner hall renovation	5,000,000
4	North Dakota state college of science - Schulz hall renovation	4,000,000
5	Minot state university - Resident apartments	<u>3,500,000</u>
6	Total special funds	\$40,225,000

7 **SECTION 16. AMENDMENT.** Section 15-10-08 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **15-10-08. Compensation of board members - Expenses - Legislative appropriations.**

10 Each member of the state board of higher education, except the student member, is entitled
11 to receive as compensation one hundred forty-eight dollars per day for each calendar day
12 actually spent devoted to the duties of office, and necessary expenses in the same manner and
13 amounts as other state officials for attending meetings and performing other functions of office.
14 The legislative assembly shall provide adequate funds to carry out the functions and duties of
15 the board.

16 **SECTION 17. AMENDMENT.** Section 15-70-04 of the North Dakota Century Code is
17 amended and reenacted as follows:

18 **15-70-04. Submission of grant application - Distribution of grants.**

19 1. In order to qualify for a grant under this chapter, ~~an institution~~ a tribally controlled
20 community college shall submit an application at the time and in the manner required
21 by the state board of higher education. The application must ~~document:~~

22 a. Include the name and address of each student who qualifies for financial
23 assistance under this chapter; and

24 b. Document the enrollment status of each student ~~on whose account~~ who qualifies
25 for financial assistance under this chapter is sought.

26 2. If an application is approved, the state board of higher education shall distribute to
27 ~~each~~ the tribally controlled community college, during each year of the biennium, ~~five-~~
28 ~~thousand three hundred four dollars per full-time equivalent nonbeneficiary student~~ an
29 amount equivalent to the most recent per student payment provided in accordance
30 with the Tribally Controlled Colleges and Universities Assistance Act of 1978 [25
31 U.S.C. 20] for each nonbeneficiary student who is a resident of the state. If the amount

1 appropriated is insufficient to meet the requirements of this section, the board shall
2 ~~distribute a prorated amount per full-time equivalent nonbeneficiary student~~prorate the
3 amount to be distributed.

4 3. If after meeting the requirements of this section any amount remains available for
5 distribution at the conclusion of each year of the biennium, the state board of higher
6 education shall provide prorated distribution based on criteria set forth in this section.

7 4. At the time and in the manner determined by the state board of higher education, each
8 tribally controlled community college receiving assistance under this section shall file a
9 report indicating:

10 a. The graduation rate of nonbeneficiary students; and

11 b. The ratio between the amount of funding received by the tribally controlled
12 community college under this section and the college's annual budget.

13 **SECTION 18. AMENDMENT.** Subsection 3 of section 43-12.2-03 of the North Dakota
14 Century Code is amended and reenacted as follows:

15 3. A nurse practitioner, physician assistant, or certified nurse midwife who receives loan
16 repayment under this chapter:

17 a. Must be a graduate of an accredited program, located in the United States or
18 Canada, for the preparation of nurse practitioners, physician assistants, or
19 certified nurse midwives;

20 b. ~~Must be enrolled in or have graduated from an accredited training program for~~
21 ~~nurse practitioners, physician assistants, or certified nurse midwives prior to or~~
22 ~~within one year after submitting an application to participate in the loan~~
23 ~~repayment program and may not have practiced full time as a nurse practitioner,~~
24 ~~physician assistant, or certified nurse midwife in this state for more than one year~~
25 ~~before the date of the application;~~

26 e. Must be licensed or registered to practice as a nurse practitioner, physician
27 assistant, or certified nurse midwife in this state;

28 ~~d.c.~~ Shall submit an application to participate in the loan repayment program; and

29 ~~e.d.~~ Must have entered into an agreement with a selected community to provide
30 full-time services for a minimum of two years at the selected community if the
31 applicant receives a loan repayment program contract.

1 **SECTION 19. AMENDMENT.** Subsection 3 of section 43-17.2-03 of the North Dakota
2 Century Code is amended and reenacted as follows:

3 3. A physician who receives loan repayment under this chapter:

4 a. Must be a graduate of an accredited four-year allopathic or osteopathic medical
5 school located in the United States, its possessions, territories, or Canada and
6 approved by the state board of medical examiners or by an accrediting body
7 approved by the board;

8 b. ~~Must not have practiced full-time medicine in this state for more than one year-~~
9 ~~before the date of the application;~~

10 e. Must have a full and unrestricted license to practice medicine in this state;

11 ~~d.c.~~ Shall submit an application to participate in the loan repayment program; and

12 ~~e.d.~~ Must have entered into an agreement with a selected community to provide
13 full-time medical services for a minimum of two years at the selected community
14 if the applicant receives a loan repayment program contract.

15 **SECTION 20. LEGISLATIVE INTENT - NORTH DAKOTA UNIVERSITY SYSTEM**

16 **BUDGET REQUEST.** It is the intent of the sixty-second legislative assembly that the state board
17 of higher education develop a budget request for the North Dakota university system for the
18 2013-15 biennium that does not include a funding component for student affordability to limit
19 student tuition increases or a funding component for equity distributions to institutions based on
20 a peer institution comparison. The budget request may be based on a funding method that
21 incorporates a tiered system of funding distributions based on institution type or other funding
22 method that addresses the needs of the North Dakota university system.

23 **SECTION 21. LEGISLATIVE INTENT - ENROLLMENT REPORTING.** It is the intent of the
24 sixty-second legislative assembly that North Dakota university system enrollment reports
25 detailing fall semester enrollment information only include data for full-time students that are
26 physically present on campus.

27 **SECTION 22. LEGISLATIVE MANAGEMENT STUDY - PROGRAM TUITION RATES -**

28 **WORKFORCE NEEDS.** During the 2011-12 interim, the legislative management shall consider
29 studying programs offered by North Dakota university system institutions that address the
30 workforce needs of the state, including a review of the use of graduated tuition rates to increase
31 enrollment in programs that address workforce needs. The legislative management shall report

1 its findings and recommendations, together with any legislation required to implement the
2 recommendations, to the sixty-third legislative assembly.

3 **SECTION 23. LEGISLATIVE MANAGEMENT STUDY - UNIVERSITY OF NORTH**

4 **DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES.** During the 2011-12 interim, the
5 legislative management chairman shall consider appointing a separate committee to study the
6 ability of the university of North Dakota school of medicine and health sciences to meet the
7 health care needs of the state. The study, if conducted, must include a review of the health care
8 needs of the state, options to address the health care needs of the state, and the feasibility and
9 desirability of expanding the school of medicine and health sciences to meet the health care
10 needs of the state. The legislative management shall report its findings and recommendations,
11 together with any legislation required to implement the recommendations, to the sixty-third
12 legislative assembly.

13 **SECTION 24. EMERGENCY.** The capital assets and education incentive line items
14 contained in section 1 of this Act and sections 4 and 15 of this Act are declared to be an
15 emergency measure.