

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; and to amend and reenact section 54-44.1-11 of the North Dakota Century
3 Code, relating to the cancellation of unexpended appropriations; and to provide a transfer.

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

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
6 as may be necessary, are appropriated out of any moneys in the general fund in the state
7 treasury, not otherwise appropriated, and from special funds derived from federal funds and
8 other income, to the state board of higher education and to the entities and institutions under
9 the supervision of the board, for the purpose of defraying the expenses of the state board of
10 higher education and the entities and institutions under the control of the board, for the
11 biennium beginning July 1, 2017, and ending June 30, 2019, as follows:

12 Subdivision 1.

13 NORTH DAKOTA UNIVERSITY SYSTEM OFFICE

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
14			
15			
16	Capital assets - bond payments	\$6,901,461	\$0 \$6,901,461
17	Competitive research programs	6,588,225	0 6,588,225
18	System governance	7,212,636	0 7,212,636
19	Title II	1,006,472	0 1,006,472
20	Core technology services	41,325,593	0 41,325,593
21	Student financial assistance grants	23,886,160	0 23,886,160
22	Professional student exchange program	3,941,754	0 3,941,754
23	Academic and technical education	13,134,096	0 13,134,096

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Legislative Assembly

1	scholarship			
2	Two-year campus marketing	747,600	0	747,600
3	Scholars program	2,113,584	0	2,113,584
4	Native American scholarship	649,267	0	649,267
5	Tribally controlled community college grants	967,250	0	967,250
6	Education incentive programs	3,349,000	0	3,349,000
7	Student mental health	308,100	0	308,100
8	Veterans' assistance grants	325,000	0	325,000
9	Commendation grants	4,486	0	4,486
10	Internal audit pool	<u>280,350</u>	<u>0</u>	<u>280,350</u>
11	Total all funds	\$112,741,034	\$0	\$112,741,034
12	Less estimated income	<u>2,511,216</u>	<u>0</u>	<u>2,511,216</u>
13	Total general fund	\$110,229,818	\$0	\$110,229,818
14	Full-time equivalent positions	104.39	0.00	104.39

15 Subdivision 2.

16 BISMARCK STATE COLLEGE

17			Adjustments or	
18		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
19	Operations	\$34,214,004	\$0	\$34,214,004
20	Capital assets	<u>67,732</u>	<u>0</u>	<u>67,732</u>
21	Total all funds	\$34,281,736	\$0	\$34,281,736
22	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
23	Total general fund	\$34,281,736	\$0	\$34,281,736
24	Full-time equivalent positions	133.53	0.00	133.53

25 Subdivision 3.

26 LAKE REGION STATE COLLEGE

27			Adjustments or	
28		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
29	Operations	\$14,143,353	\$0	\$14,143,353
30	Capital assets	<u>0</u>	<u>0</u>	<u>0</u>
31	Total all funds	\$14,143,353	\$0	\$14,143,353

Sixty-fifth
Legislative Assembly

1	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
2	Total general fund	\$14,143,353	\$0	\$14,143,353
3	Full-time equivalent positions	50.19	0.00	50.19
4	Subdivision 4.			

WILLISTON STATE COLLEGE

6			Adjustments or	
7		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
8	Operations	\$9,191,151	\$0	\$9,191,151
9	Capital assets	<u>197,801</u>	<u>0</u>	<u>197,801</u>
10	Total all funds	\$9,388,952	\$0	\$9,388,952
11	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
12	Total general fund	\$9,388,952	\$0	\$9,388,952
13	Full-time equivalent positions	49.96	0.00	49.96
14	Subdivision 5.			

UNIVERSITY OF NORTH DAKOTA

16			Adjustments or	
17		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
18	Operations	\$146,572,961	\$0	\$146,572,961
19	Capital assets	<u>4,411,566</u>	<u>0</u>	<u>4,411,566</u>
20	Total all funds	\$150,984,527	\$0	\$150,984,527
21	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
22	Total general fund	\$150,984,527	\$0	\$150,984,527
23	Full-time equivalent positions	630.20	0.00	630.20
24	Subdivision 6.			

NORTH DAKOTA STATE UNIVERSITY

26			Adjustments or	
27		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
28	Operations	\$144,323,680	\$0	\$144,323,680
29	Capital assets	<u>2,732,244</u>	<u>0</u>	<u>2,732,244</u>
30	Total all funds	\$147,055,924	\$0	\$147,055,924
31	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>

Sixty-fifth
Legislative Assembly

1	Total general fund	\$147,055,924	\$0	\$147,055,924
2	Full-time equivalent positions	537.10	0.00	537.10
3	Subdivision 7.			

NORTH DAKOTA STATE COLLEGE OF SCIENCE

			Adjustments or	
		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	Operations	\$40,916,239	\$0	\$40,916,239
8	Capital assets	<u>0</u>	<u>0</u>	<u>0</u>
9	Total all funds	\$40,916,239	\$0	\$40,916,239
10	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
11	Total general fund	\$40,916,239	\$0	\$40,916,239
12	Full-time equivalent positions	168.30	0.00	168.30
13	Subdivision 8.			

DICKINSON STATE UNIVERSITY

			Adjustments or	
		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
17	Operations	\$24,527,233	\$0	\$24,527,233
18	Capital assets	<u>0</u>	<u>0</u>	<u>0</u>
19	Total all funds	\$24,527,233	\$0	\$24,527,233
20	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
21	Total general fund	\$24,527,233	\$0	\$24,527,233
22	Full-time equivalent positions	120.26	0.00	120.26
23	Subdivision 9.			

MAYVILLE STATE UNIVERSITY

			Adjustments or	
		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
27	Operations	\$15,642,731	\$0	\$15,642,731
28	Capital assets	<u>0</u>	<u>0</u>	<u>0</u>
29	Total all funds	\$15,642,731	\$0	\$15,642,731
30	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>

Sixty-fifth
Legislative Assembly

1	Total general fund	\$15,642,731	\$0	\$15,642,731
2	Full-time equivalent positions	66.23	0.00	66.23
3	Subdivision 10.			

MINOT STATE UNIVERSITY

5			Adjustments or	
6		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	Operations	\$45,037,266	\$0	\$45,037,266
8	Capital assets	<u>499,620</u>	<u>0</u>	<u>499,620</u>
9	Total all funds	\$45,536,886	\$0	\$45,536,886
10	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
11	Total general fund	\$45,536,886	\$0	\$45,536,886
12	Full-time equivalent positions	204.10	0.00	204.10
13	Subdivision 11.			

VALLEY CITY STATE UNIVERSITY

15			Adjustments or	
16		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
17	Operations	\$23,218,126	\$0	\$23,218,126
18	Capital assets	<u>0</u>	<u>0</u>	<u>0</u>
19	Total all funds	\$23,218,126	\$0	\$23,218,126
20	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
21	Total general fund	\$23,218,126	\$0	\$23,218,126
22	Full-time equivalent positions	105.59	0.00	105.59
23	Subdivision 12.			

DAKOTA COLLEGE AT BOTTINEAU

25			Adjustments or	
26		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
27	Operations	\$8,017,920	\$0	\$8,017,920
28	Capital assets	<u>86,537</u>	<u>0</u>	<u>86,537</u>
29	Total all funds	\$8,104,457	\$0	\$8,104,457
30	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>

Sixty-fifth
Legislative Assembly

1	Total general fund	\$8,104,457	\$0	\$8,104,457
2	Full-time equivalent positions	46.96	0.00	46.96
3	Subdivision 13.			
4	UNIVERSITY OF NORTH DAKOTA SCHOOL OF MEDICINE AND HEALTH SCIENCES			
5			Adjustments or	
6		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	Operations	\$53,166,247	\$0	\$53,166,247
8	Capital assets	<u>0</u>	<u>0</u>	<u>0</u>
9	Total all funds	\$53,166,247	\$0	\$53,166,247
10	Less estimated income	<u>0</u>	<u>0</u>	<u>0</u>
11	Total general fund	\$53,166,247	\$0	\$53,166,247
12	Full-time equivalent positions	184.58	0.00	184.58
13	Subdivision 14.			
14	NORTH DAKOTA FOREST SERVICE			
15			Adjustments or	
16		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
17	Operations	\$6,228,620	\$0	\$6,228,620
18	Capital assets	<u>101,210</u>	<u>0</u>	<u>101,210</u>
19	Total all funds	\$6,329,830	\$0	\$6,329,830
20	Less estimated income	<u>1,650,000</u>	<u>0</u>	<u>1,650,000</u>
21	Total general fund	\$4,679,830	\$0	\$4,679,830
22	Full-time equivalent positions	28.96	0.00	28.96
23	Subdivision 15.			
24	BILL TOTAL			
25			Adjustments or	
26		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
27	Grand total general fund	\$681,876,059	\$0	\$681,876,059
28	Grand total special funds	<u>4,161,216</u>	<u>0</u>	<u>4,161,216</u>
29	Grand total all funds	\$686,037,275	\$0	\$686,037,275
30	SECTION 2. ONE-TIME FUNDING. The following amounts reflect the one-time funding			
31	items approved by the sixty-fourth legislative assembly as adjusted for the 2015-17 biennium:			

Sixty-fifth
Legislative Assembly

	<u>One-Time Funding Description</u>	<u>2015-17</u>	<u>2017-19</u>
1			
2	Capital projects - general funds	\$99,167,288	\$0
3	Capital projects - other funds	44,848,194	0
4	Campus security pool	2,763,562	0
5	Core technology services projects	2,821,500	0
6	Open education resource training	107,250	0
7	Theodore Roosevelt center	800,000	0
8	Williston state college energy development impact	2,500,000	0
9	Dickinson state university leadership transition	2,000,000	0
10	Museum of art deferred maintenance	760,000	0
11	Deferred maintenance pool	8,482,500	0
12	School of medicine and health sciences residency positions	4,700,000	0
13	Health care workforce initiative	13,814,806	0
14	Desktop support services	81,750	0
15	Email retention	350,000	0
16	Dickinson state university Woods Hall renovation	11,500,000	0
17	Education challenge grants	<u>22,124,500</u>	<u>0</u>
18	Total all funds	\$216,821,350	\$0
19	Total other funds	<u>60,848,194</u>	<u>0</u>
20	Total general fund	\$155,973,156	\$0

21 **SECTION 3. AMENDMENT.** Section 54-44.1-11 of the North Dakota Century Code is
22 amended and reenacted as follows:

23 **54-44.1-11. (Effective through July 31, 2017~~2019~~) Office of management and budget to**
24 **cancel unexpended appropriations - When they may continue.**

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

1 this section and the North Dakota university system shall report on the amounts and uses of
2 funds carried over from one biennium to the next to subsequent appropriations committees of
3 the legislative assembly. The chairmen of the appropriations committees of the senate and
4 house of representatives of the legislative assembly with the office of the budget may continue
5 appropriations or balances in force for not more than two years after the expiration of the
6 biennial period during which they became available upon recommendation of the director of the
7 budget for:

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

19 **(Effective after July 31, 2017-2019) Office of management and budget to cancel**

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

- 31 1. New construction projects.

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

11 **SECTION 4. ADDITIONAL FEDERAL, PRIVATE, AND OTHER FUNDS -**

12 **APPROPRIATION.** All funds, in addition to those appropriated in section 1 of this Act, from
13 federal, private, and other sources for competitive grants or other funds that the legislative
14 assembly has not indicated the intent to reject, including tuition revenue, received by the state
15 board of higher education and the institutions and entities under the control of the state board of
16 higher education, are appropriated to the board and those institutions and entities, for the
17 biennium beginning July 1, 2017, and ending June 30, 2019. All additional funds received under
18 the North Dakota-Minnesota reciprocity agreement during the biennium beginning July 1, 2017,
19 and ending June 30, 2019, are appropriated to the state board of higher education for
20 reimbursement to institutions under the control of the board.

21 **SECTION 5. CAMPUS CAPITAL PROJECTS - PROJECT MANAGEMENT.** During the
22 biennium beginning July 1, 2017, and ending June 30, 2019, each capital project authorized by
23 the state board of higher education must have adequate project management oversight by
24 either an institution official or a representative of an external entity. An institution may seek
25 assistance from the North Dakota university system office for project management oversight of
26 a capital project.

27 **SECTION 6. STUDENT LOAN TRUST FUND.** Subdivision 1 of section 1 of this Act
28 includes the sum of \$1,504,744, or so much of the sum as may be necessary, from the student
29 loan trust fund of which \$465,307 is for the professional student exchange program, \$500,000 is
30 for grants to tribally controlled community colleges, and \$539,437 is for connectND campus
31 solution positions, for the biennium beginning July 1, 2017, and ending June 30, 2019.

1 **SECTION 7. TRANSFER AUTHORITY.** If, during the biennium beginning July 1, 2017, and
2 ending June 30, 2019, the state board of higher education determines that funds allocated to
3 operations in section 1 of this Act are needed for capital assets, the board may transfer funds
4 from operations to capital assets. The board shall report any transfer of funds under this section
5 to the office of management and budget.

6 **SECTION 8. FULL-TIME EQUIVALENT POSITION ADJUSTMENTS.** Notwithstanding any
7 other provisions of law, the state board of higher education may adjust full-time equivalent
8 positions as needed, subject to the availability of funds, for institutions and entities under its
9 control during the biennium beginning July 1, 2017, and ending June 30, 2019. The North
10 Dakota university system shall report any adjustments to the office of management and budget
11 before the submission of the 2019-21 biennium budget request.