

**Department 230 - University of North Dakota**  
**House Bill No. 1003**

**First Chamber Comparison to Base Level**

|                               | <b>General Fund</b> | <b>Other Funds</b> | <b>Total</b>    |
|-------------------------------|---------------------|--------------------|-----------------|
| 2023-25 First Chamber Version | \$223,729,352       | \$974,271,737      | \$1,198,001,089 |
| 2023-25 Base Level            | 150,927,125         | 755,657,771        | 906,584,896     |
| Increase (Decrease)           | \$72,802,227        | \$218,613,966      | \$291,416,193   |

**First Chamber Changes**

A summary of the first chamber's changes to the institution's base level appropriations and the executive budget is attached as an appendix.

**Selected Bill Sections Included in the First Chamber Version**

**Additional funds appropriation authority** - Section 3 appropriates any additional other funds received by entities under the control of the State Board of Higher Education to the respective entities, including funding for capital projects.

**Extraordinary repairs matching funds** - Section 5 requires institutions to match state extraordinary repairs funding on a \$1 to \$1 basis using operations or other funding, except for the University of North Dakota (UND) and North Dakota State University (NDSU), which must match \$2 to \$1.

**Strategic investment and improvements fund** - Section 6 identifies \$293,290,000 for various institution capital projects from the strategic investment and improvements fund (SIIF).

**Support for single parents** - Section 8 identifies \$4.5 million appropriated from the general fund to the North Dakota University System office for support for single mothers.

**Severance agreements** - Section 9 provides for the transfer of \$367,000 from University System office carryover to NDSU for the cost of a severance agreement entered into with the previous President of NDSU. Section 19 provides for future severance agreements to be paid from the University System office budget, subject to Emergency Commission and Budget Section approval.

**Dual-credit tuition scholarships** - Section 10 provides for a transfer of \$1.5 million from Bank of North Dakota profits to the University System office for dual-credit tuition scholarships.

**Career builders** - Sections 11 and 12 provide for transfers totaling \$15 million from Bank profits to the career builders program. Sections 23 through 25 amend language to continue and expand the program.

**Capital building fund program** - Sections 13 and 14 provide for the continuation of the capital building fund program, including a transfer of \$29 million from SIIF to the University System capital building fund and the authorization to use money in the fund for new capital projects. Section 34 restricts the use of capital building fund money for deferred maintenance and extraordinary repairs projects to academic and student housing facilities. Section 41 provides an exemption to allow Lake Region State College to use money in its capital building fund allocation for the wind turbine gear box replacement without providing matching funds.

**Capital project requests** - Section 15 restricts the State Board of Higher Education from requesting state funds for capital projects from the 69<sup>th</sup> Legislative Assembly. Section 30 requires institutions to identify matching funds for future capital project requests for state funds.

**Project management oversight** - Section 16 requires capital projects authorized by the State Board of Higher Education to have adequate project oversight by an institution official or representative of an external entity.

**UND School of Medicine and Health Sciences funding** - Section 17 authorizes the transfer of funds between UND and the UND School of Medicine and Health Sciences based on the recommendation of the Commissioner of Higher Education.

**Higher education trends** - Section 18 provides for the Chancellor of the University System to provide an annual report to the Budget Section regarding higher education trends.

**Academic program approval** - Section 20 requires the State Board of Higher Education to approve institution requests for new academic programs within 30 days.

**Disclosure of financial condition** - Section 21 requires the State Board of Higher Education to provide a disclosure of financial condition to qualified applicants designated as finalists for the position of president.

**Campus policies and procedures** - Section 22 provides the president of an institution may adopt policies, procedures, and directives for the institution without the approval of faculty and others through shared governance.

**Higher education challenge grants** - Sections 26 through 28 adjust the higher education challenge grant statutory language and provide for the distribution of up to \$36 million of grant funds to eligible institutions. Section 38 eliminates the allocation of higher education challenge grant funds for the UND School of Law; however, funding would still be made available under the UND allocation. Section 38 also eliminates the definition of "projects dedicated exclusively to the advancement of academics" to allow the matching grants to be used as the donor and institution choose.

**Workforce Development Council** - Section 29 provides for the Workforce Development Council to replace the Workforce Education Advisory Council, which is eliminated in Section 38.

**Higher education funding formula** - Section 31 provides for all career and technical education credits to receive a weighting factor of 5 in the higher education funding formula. Section 32 adjusts the base credit-hour funding rates of the higher education funding formula. Section 33 restores the 96 percent minimum amount payable provision in the higher education funding formula. Section 45 provides legislative intent that dental hygienist program courses be transferred to the career and technical education instructional program classification factor in the higher education funding formula.

**Student financial assistance grants** - Section 35 increases the maximum award amounts for the needs-based student financial assistance grant program. Section 46 declares Section 35 to be an emergency measure.

**Carryover authority** - Section 37 continues the authorization through July 31, 2025, for institutions under the control of the State Board of Higher Education to continue unexpended appropriations at the end of a biennium. Sections 42 and 43 provide exemptions for institutions to continue appropriation authority for various capital projects.

**Transfer authority** - Section 39 provides that the State Board of Higher Education may transfer funds from an institution's operations line item to the institution's capital assets line item if the board determines that additional funds are needed for capital assets.

**FTE positions** - Section 40 authorizes the State Board of Higher Education to adjust FTE positions as needed, subject to the availability of funds, for institutions and entities under its control.

**Tuition rate increase limitation** - Section 44 provides for a tuition freeze, excluding certain high-cost programs which are limited to a tuition rate increase of 1 percent per year.

### Significant Audit Findings

The State Auditor's office reported UND:

- Did not conduct annual department inventories for fixed assets in three out of eight departments in fiscal years 2019 and 2020;
- Did not have the required information in a centrally located personnel file for 5 out of 31 faculty tested during the audit; and
- Did not properly follow the construction management at-risk selection process.

### Major Related Legislation

**House Bill No. 1013 - Permanent funds distributions** - Provides distributions to University System institutions from permanent funds established for the benefit of the institutions as follows:

| Institution                           | 2021-23 Distribution | 2023-25 Distribution | Increase (Decrease) |
|---------------------------------------|----------------------|----------------------|---------------------|
| North Dakota State University         | \$6,620,000          | \$7,648,000          | \$1,028,000         |
| University of North Dakota            | 5,084,000            | 5,986,000            | 902,000             |
| North Dakota State College of Science | 1,941,000            | 2,259,700            | 318,700             |
| Valley City State University          | 1,178,000            | 1,354,000            | 176,000             |
| Mayville State University             | 742,000              | 894,000              | 152,000             |
| Dakota College at Bottineau           | 285,000              | 343,700              | 58,700              |
| Dickinson State University            | 285,000              | 343,700              | 58,700              |
| Minot State University                | 285,000              | 343,700              | 58,700              |
| Total                                 | \$16,420,000         | \$19,172,800         | \$2,752,800         |

**House Bill No. 1241** - Provides for a workforce education innovation program to provide funds to University System institutions to create or enhance educational programs that address workforce needs in the state.

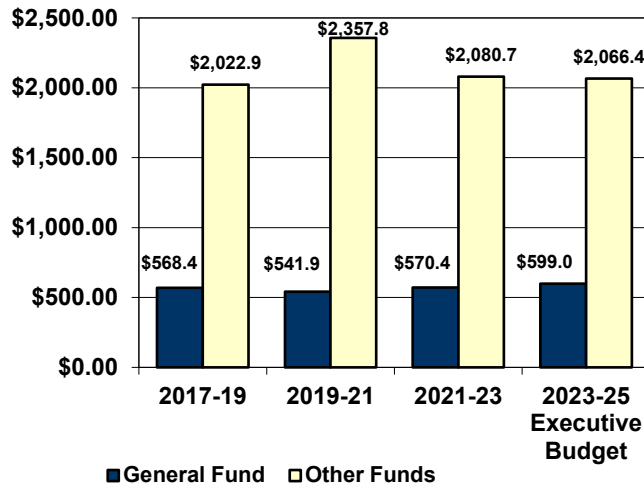
**Senate Bill No. 2032** - Appropriates \$3 million from the general fund to the Department of Public Instruction to provide grants to accredited institutions of higher education to assist paraprofessionals to become qualified teachers.

**Senate Bill No. 2288** - Appropriates \$250,000 from the general fund for nursing program matching grants.

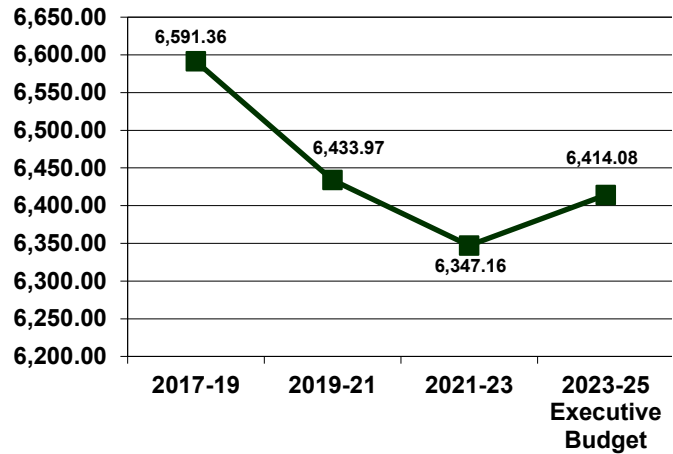
# Historical Appropriations Information

## University System Institutions Appropriations and FTE Positions

Funding (Millions)



FTE Positions



### Ongoing General Fund Appropriations

|   | 2015-17       | 2017-19        | 2019-21       | 2021-23       | 2023-25 Executive Budget |
|---|---------------|----------------|---------------|---------------|--------------------------|
| Ongoing general fund appropriations                             | \$566,966,411 | \$507,176,197  | \$541,664,044 | \$564,637,572 | \$599,014,881            |
| Increase (decrease) from previous biennium                      | N/A           | (\$59,790,214) | \$34,487,847  | \$22,973,528  | \$34,377,309             |
| Percentage increase (decrease) from previous biennium           | N/A           | (10.5%)        | 6.8%          | 4.2%          | 6.1%                     |
| Cumulative percentage increase (decrease) from 2015-17 biennium | N/A           | (10.5%)        | (4.5%)        | (0.4%)        | 5.7%                     |

### Major Increases (Decreases) in Ongoing General Fund Appropriations

#### 2017-19 Biennium

1. Reduced funding for institution operations (\$76,770,014)
2. Adjusted funding for changes in completed student credits \$11,889,020
3. Added funding for changes in health insurance premiums \$5,297,632

#### 2019-21 Biennium

1. Adjusted funding for changes in completed student credits \$5,883,536
2. Increased funding for compensation and health insurance increases \$20,592,798
3. Increased funding for the UND School of Law \$2,793,382
4. Increased funding for residency positions at the UND School of Medicine and Health Sciences \$4,507,252

#### 2021-23 Biennium

1. Adjusted funding for changes in completed student credits (\$1,165,637)
2. Adjusted funding for higher education funding formula adjustments \$15,320,830
3. Increased funding for compensation and health insurance increases \$8,943,335

#### 2023-25 Biennium (Executive Budget Recommendation)

1. Adjusts funding for changes in completed student credits (\$9,265,083)
2. Adds funding for 96 percent minimum amount payable allocations to certain institutions \$5,215,694
3. Increases funding for compensation and health insurance increases \$35,635,615

### One-Time General Fund Appropriations

|                                      | 2015-17       | 2017-19      | 2019-21   | 2021-23     | 2023-25<br>Executive<br>Budget |
|--------------------------------------|---------------|--------------|-----------|-------------|--------------------------------|
| One-time general fund appropriations | \$124,505,656 | \$61,226,476 | \$200,000 | \$5,725,000 | \$0                            |

### Major One-Time General Fund Appropriations

**2017-19 Biennium**

|   |              |
|---|--------------|
| 1. Allocations for institution operations               | \$4,875,000  |
| 2. Bismarck State College Nursing Building project      | \$8,900,000  |
| 3. NDSU agriculture products development center project | \$20,000,000 |
| 4. NDSU Dunbar Hall project                             | \$8,000,000  |
| 5. UND Gamble Hall replacement project                  | \$9,000,000  |

**2019-21 Biennium**

|  |           |
|--|-----------|
| DSU digitization of Theodore Roosevelt documents | \$200,000 |
|--|-----------|

**2021-23 Biennium**

|                                    |             |
|------------------------------------|-------------|
| 1. UND space command initiative    | \$4,000,000 |
| 2. MaSU natural gas boiler project | \$1,600,000 |

**2023-25 Biennium (Executive Budget Recommendation)**

|      |     |
|------|-----|
| None | \$0 |
|------|-----|

**North Dakota University System Institutions**  
**House Bill No. 1003**  
**Base Level Funding Changes**

|  | Executive Budget Recommendation |               |                 |                 | House Version |               |                 |                 |
|--|---------------------------------|---------------|-----------------|-----------------|---------------|---------------|-----------------|-----------------|
|  | FTE Positions                   | General Fund  | Other Funds     | Total           | FTE Positions | General Fund  | Other Funds     | Total           |
| <b>2023-25 Biennium Base Level</b>   | 6,347.16                        | \$564,637,572 | \$1,890,343,689 | \$2,454,981,261 | 6,347.16      | \$564,637,572 | \$1,890,343,689 | \$2,454,981,261 |
| <b>2023-25 Ongoing Funding Changes</b>   |                                 |               |                 |                 |               |               |                 |                 |
| Base payroll adjustments, including cost to continue 2021-23 biennium salary increases | 66.92                           | \$2,791,083   | \$6,792,579     | \$9,583,662     | 66.92         | \$2,791,083   | \$6,792,579     | \$9,583,662     |
| Salary increase, including tuition freeze  |                                 | 26,387,561    | 58,773,575      | 85,161,136      |               | 56,188,818    | 43,734,586      | 99,923,404      |
| Health insurance increase, including tuition freeze                                    |                                 | 9,248,054     | 22,753,804      | 32,001,858      |               | 21,802,260    | 23,277,233      | 45,079,493      |
| Student credit-hour completion adjustment  |                                 | (9,265,083)   |                 | (9,265,083)     |               | (9,275,245)   |                 | (9,275,245)     |
| Minimum amount payable allocation  |                                 | 5,215,694     |                 | 5,215,694       |               | 2,229,750     |                 | 2,229,750       |
| Formula adjustment   |                                 |               |                 | 0               |               | 4,807,379     |                 | 4,807,379       |
| Special funds adjustment   |                                 |               | 4,500           | 4,500           |               |               | 4,500           | 4,500           |
| Research networks  |                                 |               |                 | 0               |               | 6,402,200     |                 | 6,402,200       |
| Total ongoing funding changes  | 66.92                           | \$34,377,309  | \$88,324,458    | \$122,701,767   | 66.92         | \$84,946,245  | \$73,808,898    | \$158,755,143   |
| <b>One-Time Funding Items</b>  |                                 |               |                 |                 |               |               |                 |                 |
| LRSC wind turbine replacement  |                                 |               | \$600,000       | \$600,000       |               |               | \$600,000       | \$600,000       |
| BSC multipurpose academic and athletics center   |                                 |               |                 | 0               |               |               | 31,500,000      | 31,500,000      |
| WSC medical health care building   |                                 |               |                 | 0               |               |               | 36,600,000      | 36,600,000      |
| WSC turf project   |                                 |               |                 | 0               |               |               | 7,313,939       | 7,313,939       |
| UND EERC facility  |                                 |               | 33,000,000      | 33,000,000      |               |               | 33,000,000      | 33,000,000      |
| UND science, engineering, and national security corridor                               |                                 |               |                 | 0               |               |               | 82,000,000      | 82,000,000      |
| UND STEM building  |                                 |               |                 | 0               |               |               | 75,000,000      | 75,000,000      |
| UND national security initiative   |                                 |               |                 | 0               |               | \$45,000,000  |                 | 45,000,000      |
| NDSU music building  |                                 |               | 20,000,000      | 20,000,000      |               |               | 20,000,000      | 20,000,000      |
| NDSU Sudro Hall expansion  |                                 |               | 3,000,000       | 3,000,000       |               |               | 3,000,000       | 3,000,000       |
| NDSU center for engineering and computational sciences                                 |                                 |               |                 | 0               |               |               | 84,000,000      | 84,000,000      |
| NDSU workforce education   |                                 |               |                 | 0               |               | 4,800,000     |                 | 4,800,000       |
| NDSU agriculture, automation, and autonomous systems building                          |                                 |               |                 | 0               |               |               | 19,975,000      | 19,975,000      |
| DSU agriculture and technical education building                                       |                                 |               | 900,000         | 900,000         |               |               | 18,000,000      | 18,000,000      |
| MaSU Old Main renovation   |                                 |               | 3,779,100       | 3,779,100       |               |               | 49,970,100      | 49,970,100      |
| MiSU Dakota Hall demolition  |                                 |               | 765,000         | 765,000         |               |               | 765,000         | 765,000         |
| MiSU academic building   |                                 |               |                 | 0               |               |               | 8,000,000       | 8,000,000       |
| MiSU student center renovation   |                                 |               |                 | 0               |               |               | 3,100,000       | 3,100,000       |
| VCSU Osmon Field House addition  |                                 |               | 20,000,000      | 20,000,000      |               |               | 20,000,000      | 20,000,000      |
| VCSU Student Center renovation   |                                 |               | 2,000,000       | 2,000,000       |               |               | 2,000,000       | 2,000,000       |
| VCSU McCarthy Hall   |                                 |               |                 | 0               |               |               | 13,500,000      | 13,500,000      |
| DCB Old Main renovation  |                                 |               | 3,700,000       | 3,700,000       |               |               | 5,300,000       | 5,300,000       |
| Behavioral health initiative   |                                 |               |                 | 0               |               | 3,640,624     |                 | 3,640,624       |
| Total one-time funding changes   | 0.00                            | \$0           | \$87,744,100    | \$87,744,100    | 0.00          | \$53,440,624  | \$513,624,039   | \$567,064,663   |

|  |          |               |                 |                 |          |               |                 |                 |
|--|----------|---------------|-----------------|-----------------|----------|---------------|-----------------|-----------------|
| <b>Total Changes to Base Level Funding</b>                 | 66.92    | \$34,377,309  | \$176,068,558   | \$210,445,867   | 66.92    | \$138,386,869 | \$587,432,937   | \$725,819,806   |
| <b>2023-25 Total Funding</b>                               | 6,414.08 | \$599,014,881 | \$2,066,412,247 | \$2,665,427,128 | 6,414.08 | \$703,024,441 | \$2,477,776,626 | \$3,180,801,067 |
| <i>Federal funds included in other funds</i>               |          |               | \$0             |                 |          |               | \$0             |                 |
| <i>Total ongoing changes as a percentage of base level</i> | 1.1%     | 6.1%          | 4.7%            | 5.0%            | 1.1%     | 15.0%         | 3.9%            | 6.5%            |
| <i>Total changes as a percentage of base level</i>         | 1.1%     | 6.1%          | 9.3%            | 8.6%            | 1.1%     | 24.5%         | 31.1%           | 29.6%           |