

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED SENATE BILL NO. 2094**

Introduced by

Education Committee

(At the request of the North Dakota University System)

1 A BILL for an Act to amend and reenact section 15-10.3-03 of the North Dakota Century Code,
2 relating to mandatory fees assessed by institutions of higher education; and to declare an
3 emergency.

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

5 **SECTION 1. AMENDMENT.** Section 15-10.3-03 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **15-10.3-03. (~~Effective through June 30, 2013~~) Mandatory fees - Limitation on**
8 **increases - Exemption.**

9 1. The total amount of mandatory fees, other than program-specific fees, which an
10 institution under the control of the state board of higher education assesses each
11 full-time and part-time student, may not increase from one academic year to the
12 ensuing academic year by more than one percent of the latest available average full-
13 time, resident, on-campus, undergraduate tuition rate at that institution, unless the
14 state board determines that an exemption from the requirements of this section is
15 necessitated as a result of:

16 ~~1.~~ Documented extraordinary circumstances; or

17 ~~2.~~ Student student demand, as evidenced by a campuswide student election or formal
18 action by an institution's student governing board or committee.

19 2. a. Before mandatory fees on students may be increased to support the construction
20 or renovation of a campus building valued at more than one million dollars, the
21 use must be approved by a majority of the students voting on the question at a
22 campuswide election.

23 b. This subsection does not apply to any construction or renovation for which the
24 use of mandatory fees was authorized before July 1, 2013.

1 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.