

Introduced by

1 A BILL for an Act to create and enact section 15-18.2-06.1 of the North Dakota Century Code,
2 relating to a higher education funding formula minimum amount payable; to amend and reenact
3 subdivision k of subsection 1 of section 15-18.2-02, subsection 3 of section 15-18.2-03,
4 subdivision b of subsection 1 of section 15-18.2-04, and section 15-18.2-05 of the North Dakota
5 Century Code, relating to the higher education funding formula; to provide for a study; to
6 provide for a report; and to provide legislative intent.

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

8 **SECTION 1. AMENDMENT.** Subdivision k of subsection 1 of section 15-18.2-02 of the
9 North Dakota Century Code is amended and reenacted as follows:

10 k. The factor for credits completed in career and technical education is ~~2-02.7~~.

11 **SECTION 2. AMENDMENT.** Subsection 3 of section 15-18.2-03 of the North Dakota
12 Century Code is amended and reenacted as follows:

13 3. If the number of credit-hours completed by an institution ~~causes~~would cause a
14 decrease in the credit completion factor for that institution, ~~the new credit completion-~~
15 ~~factor shall not be in effect for calculation purposes for the first two fiscal years-~~
16 ~~following the change~~ compared to the credit completion factor the institution was
17 entitled to receive during the 2017-19 biennium, the state board of higher education
18 shall multiply the product determined under section 15-18.2-02 by a credit growth
19 factor of 1.0 for credits in excess of the factor the institution was entitled to receive
20 during the 2017-19 biennium. Any weighted credit-hours multiplied by a credit growth
21 factor under this section must have a weight of 1.0 under section 15-18.2-02. The
22 state board of higher education shall multiply the remaining weighted credits by the
23 credit completion factor the institution was entitled to receive during the 2017-19
24 biennium.

1 **SECTION 3. AMENDMENT.** Subdivision b of subsection 1 of section 15-18.2-04 of the
2 North Dakota Century Code is amended and reenacted as follows:

3 b. ~~4.71.5~~ if the square footage of the institution, when divided by the institution's
4 weighted credit-hours results in a quotient of 5.00 or more.

5 **SECTION 4. AMENDMENT.** Section 15-18.2-05 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **15-18.2-05. Base funding - Determination of state aid.**

8 ~~1. Except as provided under subsection 2, in order to~~

9 To determine the state aid payment to which each institution under its control is entitled, the
10 state board of higher education shall multiply the product determined under section 15-18.2-04
11 by a base amount of:

12 ~~a.1.~~ \$60.87 in the case of North Dakota state university and the university of North Dakota;

13 ~~b.2.~~ \$90.98 in the case of Dickinson state university, Mayville state university, Minot state
14 university, and Valley City state university; and

15 ~~e.3.~~ \$97.06 in the case of Bismarck state college, Dakota college at Bottineau, Lake
16 Region state college, North Dakota state college of science, and Williston state
17 college.

18 ~~2. An institution is entitled to an amount equal to seventy five percent of the product~~
19 ~~determined under subsection 1 for credits completed by students receiving a tuition~~
20 ~~waiver pursuant to section 54-12-35.~~

21 **SECTION 5.** Section 15-18.2-06.1 of the North Dakota Century Code is created and
22 enacted as follows:

23 **15-18.2-06.1. Base funding - Minimum amount payable.**

24 Notwithstanding any calculations required by this chapter, during each biennium beginning
25 with the 2021-23 biennium, an institution may not receive less than ninety-six percent of the
26 state aid to which the institution was entitled under this chapter during the previous biennium.

27 **SECTION 6. STATE BOARD OF HIGHER EDUCATION - STUDY OF THE HIGHER**
28 **EDUCATION FUNDING FORMULA - REPORT TO THE LEGISLATIVE MANAGEMENT.**

29 During the period beginning July 1, 2021, and ending June 30, 2022, the state board of higher
30 education shall study the higher education funding formula, including instructional program
31 classification factors. The state board of higher education shall provide a report to the legislative

1 management regarding any findings or recommended changes to the funding formula by
2 June 30, 2022.

3 **SECTION 7. LEGISLATIVE INTENT - WEIGHTED CREDIT-HOURS - INSTRUCTIONAL**
4 **PROGRAM CLASSIFICATION FACTORS.** It is the intent of the sixty-seventh legislative
5 assembly that veterinary medicine courses remain under the health sciences instructional
6 program classification within the higher education funding formula. It is further the intent of the
7 sixty-seventh legislative assembly that computer and information sciences and support services
8 courses be transferred to the engineering instructional program classification within the higher
9 education funding formula.