

Introduced by

Representatives Carlson, Martinson, Nathe, Vigesaa

Senators Grindberg, Hogue, Schaible

1 A concurrent resolution to create and enact a new section to article VIII of the Constitution of
2 North Dakota, relating to the creation of a department of higher education; to repeal section 6 of
3 article VIII of the Constitution of North Dakota, relating to the state board of higher education;
4 and to provide an effective date.

5 **STATEMENT OF INTENT**

6 This measure would create a department of higher education beginning on July 1, 2015, with
7 the charge that the department oversee and administer the provision of all public higher
8 education in this state.

9 **BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE**
10 **SENATE CONCURRING THEREIN:**

11 That the following proposed new section to article VIII of the Constitution of North Dakota
12 and the repeal of section 6 of article VIII of the Constitution of North Dakota are agreed to and
13 must be submitted to the qualified electors of North Dakota at the general election to be held in
14 2014, in accordance with section 16 of article IV of the Constitution of North Dakota.

15 **SECTION 1.** A new section to article VIII of the Constitution of North Dakota is created and
16 enacted as follows:

- 17 1. The department of higher education is created for the purpose of overseeing and
18 administering the provision of public higher education at sites that include Bismarck,
19 Bottineau, Devils Lake, Dickinson, Fargo, Grand Forks, Mayville, Minot, Valley City,
20 Wahpeton, and Williston.
- 21 2. The governor shall appoint the director of the department of higher education, who
22 shall serve as the chief executive officer of the department. The appointment must be
23 for a term of three years and may be renewed for like terms. The director may be
24 removed by the governor for cause.
- 25 3. The director must:

- 1 a. Have a dossier that reflects national stature as a scholar and leader;
- 2 b. Have a record of senior level managerial experience in education, business, the
- 3 public sector, or government;
- 4 c. Be uniquely familiar with the broad spectrum of higher education administration
- 5 and delivery; and
- 6 d. Be committed to the development and maintenance of an educational system
- 7 that provides opportunities for students, through academic pursuits and technical
- 8 training, to meet the educational and workforce challenges of the current decade
- 9 and beyond.
- 10 4. a. The director has full executive responsibility for the management and operation
- 11 of the North Dakota university system, within constitutional and statutory
- 12 requirements and limitations.
- 13 b. The director shall hire a president for each institution within the system and each
- 14 president shall report to the director.

15 **SECTION 2. REPEAL.** Section 6 of article VIII of the Constitution of North Dakota is
16 repealed.

17 **SECTION 3. EFFECTIVE DATE.** If approved by the electors, this measure becomes
18 effective on July 1, 2015.