Sixty-fourth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 6, 2015

HOUSE CONCURRENT RESOLUTION NO. 3046
(Representatives Carlson, Belter, Delzer, Vigesaa)

A concurrent resolution directing the Legislative Management to study public higher education in North Dakota for the purpose of developing and implementing a governance model that articulates the roles and functions of the State Board of Higher Education, the commissioner of higher education, and the presidents of each institution of higher education under the control of the board.

WHEREAS, subsection 1 of Section 6 of Article VIII of the Constitution of North Dakota provides that the State Board of Higher Education is created for the "control and administration" of the state's educational institutions; and

WHEREAS, subsection 6 of Section 6 of Article VIII of the Constitution of North Dakota provides that the State Board of Higher Education shall have "full authority over the institutions under its control"; and

WHEREAS, subsection 7 of Section 6 of Article VIII of the Constitution of North Dakota provides that the State Board of Higher Education shall appoint a commissioner of higher education who "shall be responsible to the State Board of Higher Education" and who "shall be the chief executive officer of said State Board of Higher Education, and shall perform such duties as shall be prescribed by the board"; and

WHEREAS, the North Dakota University System includes $1.2 billion in annual revenues, $1.5 billion in assets, and an immeasurable obligation to be accountable to the people of this state; and

WHEREAS, accountability is achievable only if there is a clear delineation between governance and management responsibilities;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Management study public higher education in North Dakota for the purpose of developing and implementing a governance model that articulates:

- The role and function of the State Board of Higher Education, and that of its chairman and other members, including the board's objectives and the monitoring responsibilities necessary to ensure that its objectives are achieved;
- The role and function of the commissioner of higher education, including the commissioner's relationship with the board, the commissioner's responsibility for implementing the board's objectives, and for meeting the board's expectations regarding organizational performance; and
- The role and function of each institution's president, including the authority and responsibility to supervise and direct the efficient operation of the institution, to execute all directives from the commissioner of higher education, and to report directly to the commissioner regarding the operation and management of the institution, and the execution of the directives; and

BE IT FURTHER RESOLVED, that higher education professionals designated by the state board of higher education be involved in the study; and

BE IT FURTHER RESOLVED, that the Legislative Management may contract with a consultant for assistance in meeting the directives of this study; and

BE IT FURTHER RESOLVED, that the Legislative Management report its findings and recommendations, together with any legislation required to implement the recommendations, to the Sixty-fifth Legislative Assembly.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

Filed in this office this 6th day of April, 2015,

at 4:32 o'clock P M.

Secretary of State