

**SENATE BILL NO. 2030
with House Amendments
SENATE BILL NO. 2030**

Sixty-third
Legislative Assembly
of North Dakota

Introduced by

Legislative Management
(Health Services Committee)

1 A BILL for an Act to amend and reenact sections 23-35.1-01, 23-35.1-02, 23-35.1-03, and
2 23-35.1-04 of the North Dakota Century Code, relating to regional public health network
3 definitions, joint powers agreement review, annual plan, and receipt and use of moneys.

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

5 **SECTION 1. AMENDMENT.** Section 23-35.1-01 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **23-35.1-01. Definitions.**

8 For purposes of this chapter, unless the context otherwise requires:

- 9 1. The definitions of section 23-35-01 apply; and
- 10 2. "Regional public health network" means a group of public health units that have
11 entered a joint powers agreement ~~or an existing lead multidistrict health unit identified~~
12 ~~in the emergency preparedness and response region which has been reviewed by the~~
13 ~~state health officer and has been verified as meeting the requirements of this chapter~~
14 ~~and chapter 54-40.3 and have been verified by the state health officer as meeting the~~
15 requirements of this chapter.

16 **SECTION 2. AMENDMENT.** Section 23-35.1-02 of the North Dakota Century Code is
17 amended and reenacted as follows:

18 **23-35.1-02. Regional public health network - Joint powers agreement - Review by**
19 **state health officer - Criteria.**

20 Before a group of public health units may be designated as a regional public health network
21 and eligible for state funding, the state health officer shall review the joint powers agreement the
22 districtspublic health units entered and verify that:

- 1 1. ~~The geographical region covered by the regional public health network corresponds to~~
2 ~~one of the emergency preparedness and response regions established by the state~~
3 ~~department of health.~~ consists of:
- 4 a. At least two public health units serving a minimum population of fifteen thousand;
5 or
6 b. A minimum of three public health units.
- 7 2. The joint powers agreement requires that the participating public health units:
- 8 a. ~~Share various administrative functions and public health services in accordance~~
9 ~~with subsection 3.~~ Assess the health of the population;
- 10 b. Identify workplan activities that meet the needs of the region;
- 11 c. Comply with requirements adopted by the health council adopts by rule; and
- 12 e-d. Meet department maintenance of effort funding requirements, which must be
13 calculated based on each unit's dollar or mill levy public health unit contribution in
14 the most recent calendar year 2007.; and
- 15 e. Share core public health activities and measure outcomes in accordance with
16 subsection 3.
- 17 3. The joint powers agreement requires:
- 18 a. ~~A regional public health network to share the following public health services:~~
- 19 (1) ~~Emergency preparedness and response;~~
- 20 (2) ~~Environmental health services; and~~
- 21 (3) ~~A regional public health network health officer, although this paragraph does~~
22 ~~not prohibit a public health unit from appointing a local health~~
23 ~~officer.~~ Evidence that network activities align with prevailing health status
24 and community needs;
- 25 b. ~~A regional public health network to select and share at least three administrative~~
26 ~~functions and at least three public health services, as provided under this~~
27 ~~subdivision:~~
- 28 (1) "Administrative functions" are:
- 29 (a) ~~Financial accounting, billing, and accounts receivable;~~
- 30 (b) ~~Community assessment and planning;~~
- 31 (c) ~~Contract compliance;~~

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- 1 (d) ~~Public health service improvement planning;~~
- 2 (e) ~~Human resource management;~~
- 3 (f) ~~Technology support;~~
- 4 (g) ~~Budgeting;~~
- 5 (h) ~~Workforce development;~~
- 6 (i) ~~Public information;~~
- 7 (j) ~~Grant writing;~~
- 8 (k) ~~Inventory management, including vaccines; and~~
- 9 (l) ~~Any other functions approved by the state health officer.~~
- 10 (2) "Public health services" are:
- 11 (a) ~~School health;~~
- 12 (b) ~~Nutrition;~~
- 13 (c) ~~Family planning;~~
- 14 (d) ~~Injury prevention;~~
- 15 (e) ~~Violence prevention;~~
- 16 (f) ~~Tobacco prevention and cessation;~~
- 17 (g) ~~Oral health;~~
- 18 (h) ~~Cancer prevention;~~
- 19 (i) ~~Maternal and child health;~~
- 20 (j) ~~Asthma;~~
- 21 (k) ~~Diabetes;~~
- 22 (l) ~~Cardiovascular health;~~
- 23 (m) ~~Physical activity;~~
- 24 (n) ~~Immunizations;~~
- 25 (o) ~~Communicable disease programs;~~
- 26 (p) ~~Mental health;~~
- 27 (q) ~~Chronic disease;~~
- 28 (r) ~~Public health visits; and~~
- 29 (s) ~~Any other services approved by the state health officer.~~
- 30 4. The joint powers agreement provides:
- 31 a. Shared or expanded services, including the core public health activities of:

- 1 (1) Preventing epidemics and spread of disease;
- 2 (2) Protecting against environmental hazards;
- 3 (3) Preventing injuries;
- 4 (4) Promoting health behaviors;
- 5 (5) Responding to disasters; and
- 6 (6) Assuring the quality and accessibility of health services;
- 7 c. Assurance of network performance measurement to demonstrate capacity,
- 8 process, or health outcomes;
- 9 d. Criteria for the future participation of public health units that were not parties to
- 10 the original joint powers agreement;
- 11 b-e. An application process by which public health units that were not parties to the
- 12 original joint powers agreement may become participating districts; and
- 13 e-f. A process by which public health units that were not parties to the original joint
- 14 powers agreement may appeal a decision to deny an application to participate in
- 15 the agreement to the state health officer.

16 ~~5.4.~~ The joint powers agreement provides for the structure of the governing body of the
17 network.

18 **SECTION 3. AMENDMENT.** Section 23-35.1-03 of the North Dakota Century Code is
19 amended and reenacted as follows:

20 **23-35.1-03. Regional public health network - Annual plan.**

21 A regional public health network shall prepare an annual plan regarding the provision of the
22 ~~required and optional public health services~~ core public health activities and shall submit the
23 plan to the state health officer for approval.

24 **SECTION 4. AMENDMENT.** Section 23-35.1-04 of the North Dakota Century Code is
25 amended and reenacted as follows:

26 **23-35.1-04. Regional public health networks - Receipt and use of moneys.**

27 The board of a regional public health network may receive and expend moneys for the
28 provision of ~~administrative functions, public health services,~~ core public health activities and any
29 other lawful activities.