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Sixty-fourth
Legislative Assembly
of North Dakota

SECOND ENGROSSMENT

REENGROSSED SENATE BILL NO. 2284

Introduced by

Senators Nelson, Anderson, Grabinger

Representatives Boschee, Delmore, Maragos

A BILL for an Act to create and enact section 23-16-16 of the North Dakota Century Code, relating to hospital treatment of victims of sexual assault; to provide a penalty; ~~and to provide an appropriation~~to designate the use of oil and gas impact grants; and to provide for reports.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. Section 23-16-16 of the North Dakota Century Code is created and enacted as follows:

Treatment of victims of sexual assault.

1. As used in this section:
   a. "Hospital" means an entity required to obtain a license under section 23-16-01.
   b. "Sexual assault" has the same meaning as provided under section 12.1-20-07.
   c. "Victim of sexual assault" means an individual who:
      (1) States a sexual assault has been committed against the individual;
      (2) Is accompanied by another individual who states a sexual assault has been committed against the accompanied individual; or
      (3) An individual who hospital personnel or a sexual assault nurse examiner have reason to believe is a victim of sexual assault.
2. A hospital may not require a victim of sexual assault to submit to a forensic examination or to report the alleged sexual assault to law enforcement.
3. A hospital without staff specially trained to perform a sexual assault forensic examination may coordinate with a community-based sexual assault nurse examiner nurse program or develop a sexual assault examiner nurse program to ensure all victims of sexual assault who want a sexual assault forensic examination or sexually transmitted infection treatment receive that examination or treatment.

1 ~~**SECTION 3. APPROPRIATION.** There is appropriated out of any moneys in the general~~
2 ~~fund in the state treasury, not otherwise appropriated, the sum of $200,000, or so much of the~~
3 ~~sum as may be necessary, to the state department of health for the division of injury prevention~~
4 ~~and control to provide grants through the domestic violence/rape crisis program for~~
5 ~~community-based and hospital-based sexual assault nurse examiner programs, for the~~
6 ~~biennium beginning July 1, 2015, and ending June 30, 2017. A recipient of a grant under this~~
7 ~~section shall use the grant funds to train and support a sexual assault nurse examiner program.~~
8 **SECTION 2. BOARD OF UNIVERSITY AND SCHOOL LANDS - USE OF OIL AND GAS**
9 **IMPACT GRANTS - REPORTS.** The board of university and school lands, from funds
10 designated in House Bill No. 1176 as approved by the sixty-fourth legislative assembly for
11 grants to law enforcement agencies impacted by oil and gas development, shall make available
12 $250,000 for grants through the domestic violence and rape crisis program for
13 community-based or hospital-based sexual assault examiner programs, for the biennium
14 beginning July 1, 2015, and ending June 30, 2017. The board of university and school lands
15 shall award the grants as directed by the attorney general. Any organization that receives a
16 grant under this section shall report to the attorney general and the appropriations committees
17 of the sixty-fifth legislative assembly on the use of the funds received and the outcomes of its
18 program. The attorney general shall report to the sixty-fifth legislative assembly on the number
19 of nurses trained, the number and location of nurses providing services related to sexual
20 assault nurse examiner programs, and documentation of collaborative efforts to assist victims
21 which includes nurses, the hospital or clinic, law enforcement, states attorneys, and sexual
22 assault advocates. Grant funds awarded under this section may not be used for salaries for
23 nurses.