

**FIRST ENGROSSMENT
with House Amendments
ENGROSSED SENATE BILL NO. 2199**

Introduced by

Senators Dever, Armstrong, Nelson

Representatives Haak, Oversen, Sanford

1 A BILL for an Act to provide an appropriation to the attorney general for human trafficking
2 victims treatment and support services, to amend and reenact section 54-12-14 of the North
3 Dakota Century Code, relating to the assets forfeiture fund; to provide for a report to the
4 legislative management; to provide a continuing appropriation; and to declare an emergency.

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

6 **SECTION 1. APPROPRIATION - REPORTS - LEGISLATIVE MANAGEMENT REPORT.**

7 There is appropriated out of any moneys in the general fund in the state treasury, not otherwise
8 appropriated, the sum of \$500,000, or so much of the sum as may be necessary, to the attorney
9 general for the purpose of providing grants to organizations involved in providing prevention and
10 treatment services related to human trafficking victims in non-oil-producing counties for the
11 period beginning with the effective date of this Act and ending June 30, 2017. The attorney
12 general may provide grants for the development and implementation of direct care, emergency
13 or long-term crisis services, residential care, training for law enforcement, support of advocacy
14 services, and programs promoting positive outcomes for victims. Any organization that receives
15 a grant under this section shall report to the attorney general and the appropriations committees
16 of the sixty-fifth legislative assembly on the use of the funds received and the outcomes of its
17 program. The attorney general shall report to the legislative management during the 2015-16
18 interim on the status and results of the grant program. This appropriation is a one-time funding
19 item.

20 **SECTION 2. BOARD OF UNIVERSITY AND SCHOOL LANDS - USE OF OIL AND GAS**

21 **IMPACT GRANTS - REPORTS.** The board of university and school lands funds, from funds
22 designated in House Bill No. 1176 as approved by the sixty-fourth legislative assembly, for
23 grants to law enforcement agencies impacted by oil and gas development, shall make available
24 \$750,000 for grants to organizations involved in providing prevention and treatment services

1 related to human trafficking victims in hub cities located in oil-producing counties for the period
2 beginning with the effective date of this Act and ending June 30, 2017. The board of university
3 and school lands shall award the grants as directed by the attorney general. Any organization
4 that receives a grant under this section shall report to the attorney general and the
5 appropriations committees of the sixty-fifth legislative assembly on the use of the funds received
6 and the outcomes of its program.

7 **SECTION 3. AMENDMENT.** Section 54-12-14 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **54-12-14. Assets forfeiture fund - Created - Purpose - Continuing appropriation.**

- 10 1. The attorney general assets forfeiture fund consists of funds appropriated by the
11 legislative assembly and additional funds obtained from moneys, assets, and
12 proceeds seized and forfeited pursuant to section 19-03.1-36, amounts received
13 through court proceedings as restitution, amounts remaining from the forfeiture of
14 property after the payment of expenses for forfeiture and sale authorized by law, and
15 amounts received from a multijurisdictional drug task force as defined in section
16 54-12-26. The amount of deposits into the fund which do not come from legislative
17 appropriation or from a multijurisdictional drug task force and are not payable to
18 another governmental entity may not exceed two hundred thousand dollars within a
19 biennium and any moneys in excess of that amount must be deposited in the general
20 fund. The funds are appropriated, as a standing and continuing appropriation, to the
21 attorney general for the following purposes:
- 22 ~~1.~~ a. For obtaining evidence for enforcement of any state criminal law or law relating to
23 the control of drug abuse.
- 24 ~~2.~~ b. For repayment of rewards to qualified local programs approved under section
25 12.1-32-02.2, if the information that was reported to the qualified local program
26 substantially contributed to forfeiture of the asset, and for paying, at the discretion
27 of the attorney general, rewards for other information or assistance leading to a
28 forfeiture under section 19-03.1-36.
- 29 ~~3.~~ c. For paying, at the discretion of the attorney general, any expenses necessary to
30 seize, detain, inventory, safeguard, maintain, advertise, or sell property seized,

- 1 detained, or forfeited pursuant to section 19-03.1-36, or of any other necessary
2 expenses incident to the seizure, detention, or forfeiture of such property.
- 3 4. d. For equipping, for law enforcement functions, forfeited vessels, vehicles, and
4 aircraft retained as provided by law for official use by the state board of pharmacy
5 or a law enforcement agency.
- 6 5. e. For paying, at the discretion of the attorney general, overtime compensation to
7 agents of the bureau of criminal investigation incurred as a result of
8 investigations of violations of any state criminal law or law relating to the control
9 of drug abuse.
- 10 6. f. For paying matching funds required to be paid as a condition for receipt of funds
11 from a federal government program awarding monetary grants or assistance for
12 the investigation, apprehension, or prosecution of persons violating the
13 provisions of chapter 19-03.1.
- 14 2. The attorney general shall, with the concurrence of the director of the office of
15 management and budget, establish the necessary accounting procedures for the use
16 of the fund, and shall personally approve, in writing, all requests from the director of
17 the bureau of criminal investigation or the director of the drug enforcement unit for the
18 use of the fund.
- 19 3. Notwithstanding subsection 1, the amount of deposits into the fund related to human
20 trafficking are appropriated, as a standing and continuing appropriation, to the attorney
21 general for awarding grants to organizations providing prevention and treatment
22 services for human trafficking victims.

23 **SECTION 4. EMERGENCY.** This Act is declared to be an emergency measure.