

Sixty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1040

Introduced by

Legislative Management

(Human Services Committee)

1 A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota
2 Century Code, relating to an evidence-based alcohol and drug education program; to amend
3 and reenact subsection 3 of section 5-01-08 of the North Dakota Century Code, relating to a
4 penalty for individuals under twenty-one years of age using alcoholic beverages or entering
5 licensed premises; and to provide appropriations to the department of human services.

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

7 **SECTION 1. AMENDMENT.** Subsection 3 of section 5-01-08 of the North Dakota Century
8 Code is amended and reenacted as follows:

9 3. A violation of this section is a class B misdemeanor. For a violation of subsection 2,
10 the court also shall sentence a violator to an evidence-based alcohol and drug
11 education program operated under rules adopted by the department of human
12 services under section 2 of this Act.

13 **SECTION 2.** A new section to chapter 50-06 of the North Dakota Century Code is created
14 and enacted as follows:

15 **Alcohol and drug education program - Rules - Fees.**

16 The department shall adopt rules for an evidence-based alcohol and drug education
17 program for individuals under the age of twenty-one who violate section 5-01-08. The rules must
18 allow for the program provider to charge a fee to a participant in the program.

19 **SECTION 3. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - ALCOHOL**

20 **AND DRUG EDUCATION.** There is appropriated out of any moneys in the general fund in the
21 state treasury, not otherwise appropriated, the sum of \$10,000, or so much of the sum as may
22 be necessary, to the department of human services for the purpose of developing rules for an
23 evidence-based alcohol and drug education program for individuals under the age of twenty-

1 one who violate section 5-01-08, for the biennium beginning July 1, 2017, and ending June 30,
2 2019. The funds provided under this section are considered a one-time funding item.

3 **SECTION 4. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - CHILDRENS'**
4 **PREVENTION AND EARLY INTERVENTION BEHAVIORAL HEALTH SERVICES.** There is
5 appropriated out of any moneys in the general fund in the state treasury, not otherwise
6 appropriated, the sum of \$1,956,000, or so much of the sum as may be necessary, to the
7 department of human services for the purpose of providing grants to organizations that provide
8 prevention and early intervention behavioral health services for children, including services to
9 children suffering from the effects of behavioral health issues, for the biennium beginning July 1,
10 2017, and ending June 30, 2019. Services must be made available in both rural and urban
11 areas of the state.

12 **SECTION 5. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - BEHAVIORAL**
13 **HEALTH DATABASE.** There is appropriated out of any moneys in the general fund in the state
14 treasury, not otherwise appropriated, the sum of \$70,000, or so much of the sum as may be
15 necessary, to the department of human services for the purpose of providing a grant to an
16 organization administering statewide 2-1-1 services to create a behavioral health provider
17 database of profit and nonprofit organizations, for the biennium beginning July 1, 2017, and
18 ending June 30, 2019.

19 **SECTION 6. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES -**
20 **PEER-TO-PEER AND FAMILY-TO-FAMILY SUPPORT SERVICES.** There is appropriated out
21 of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of
22 \$1,920,000, or so much of the sum as may be necessary, to the department of human services
23 for the purpose of providing a grant to a statewide peer-to-peer or family-to-family support
24 organization, for the biennium beginning July 1, 2017, and ending June 30, 2019. Grant funds
25 awarded must be used for providing recovery and peer support services to individuals with
26 emotional, behavioral, or mental health needs.

27 **SECTION 7. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - TARGETED**
28 **CASE MANAGEMENT SERVICES.** There is appropriated out of any moneys in the general
29 fund in the state treasury, not otherwise appropriated, the sum of \$12,196,834, or so much of
30 the sum as may be necessary, and from special funds derived from federal funds and other
31 income, the sum of \$12,196,834, or so much of the sum as may be necessary, to the

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1 department of human services for the purpose of expanding targeted case management
2 services beginning October 1, 2017, to allow designated behavioral health providers to provide
3 targeted case management services for individuals with severe mental illness and individuals
4 with severe emotional disturbance, for the biennium beginning July 1, 2017, and ending
5 June 30, 2019. The department of human services is authorized one full-time equivalent
6 position for this purpose.