

Sixty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1117

Introduced by

Human Services Committee

(At the request of the Department of Human Services)

1 A BILL for an Act to amend and reenact sections 14-10-17 and 25-10-01.1, subdivision e of
2 subsection 1 of section 50-06-01.4, and sections 50-06-01.7, 50-06-06.5, and 50-31-07 of the
3 North Dakota Century Code, relating to changes in terminology with respect to substance abuse
4 and behavioral health.

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

6 **SECTION 1. AMENDMENT.** Section 14-10-17 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **14-10-17. Minors - Treatment for sexually transmitted disease - ~~Drug abuse~~**
9 **~~Alcoholism~~ Substance use disorder.**

10 Any person of the age of fourteen years or older may contract for and receive examination,
11 care, or treatment for sexually transmitted disease, ~~alcoholism, or drug abuse~~ or substance use
12 disorder without permission, authority, or consent of a parent or guardian.

13 **SECTION 2. AMENDMENT.** Section 25-10-01.1 of the North Dakota Century Code is
14 amended and reenacted as follows:

15 **25-10-01.1. Unified mental health delivery system.**

16 The ~~division of mental health services~~ behavioral health division shall plan, develop,
17 implement, and supervise a unified mental health delivery system. The system must include the
18 mental health services provided by the regional human service centers, the state hospital, and
19 contracted services with providers in accordance with the state mental health plan.

20 **SECTION 3. AMENDMENT.** Subdivision e of subsection 1 of section 50-06-01.4 of the
21 North Dakota Century Code is amended and reenacted as follows:

22 e. Administration of ~~alcohol and drug abuse~~ substance use disorder treatment
23 programs, including establishing quality assurance standards for the licensure of
24 programs, services, and facilities, planning and coordinating a system of

1 prevention, early intervention, and treatment services, providing policy leadership
2 in cooperation with other public and private agencies, and disseminating
3 information to local service providers and the general public.

4 **SECTION 4. AMENDMENT.** Section 50-06-01.7 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **50-06-01.7. MentalBehavioral health division - Administration.**

7 The department of human services shall administratively restructure the ~~mentalbehavioral~~
8 health division to require the division to develop and revise, when necessary, the state mental
9 health plan and provide the ~~mentalbehavioral~~ health division the authority to implement and
10 supervise a unified mental health delivery system and to assure the mental health services
11 provided by the human service centers, the state hospital, and contracted services are in
12 accordance with the state plan.

13 **SECTION 5. AMENDMENT.** Section 50-06-06.5 of the North Dakota Century Code is
14 amended and reenacted as follows:

15 **50-06-06.5. Continuum of services for ~~chronically mentally ill~~ individuals with serious**
16 **mental illness.**

17 The department of human services shall develop a plan for an integrated, multidisciplinary
18 continuum of services for ~~chronically mentally ill~~ individuals with serious mental illness. The
19 continuum may consist of an array of services provided by private mental health professionals,
20 private agencies, county social service agencies, human service centers, community-based
21 residential care and treatment facilities, and private and public inpatient psychiatric hospitals. To
22 the extent feasible, access to the continuum must be through human service centers. Within the
23 limits of legislative appropriations, the plan for a continuum may include:

- 24 1. Programs, and appropriate related facilities, to provide socialization skills.
- 25 2. Programs, and appropriate related facilities, to provide basic living skills.
- 26 3. Appropriate residential facilities.
- 27 4. Appropriate training, placement, and support to enhance potential for employment.
- 28 5. Appropriate delivery and control of necessary medication.
- 29 6. Appropriate economic assistance.
- 30 7. An inpatient facility with appropriate programs to respond to persons who require
31 hospitalization.

1 The continuum of care must provide that a person requiring treatment be submitted to the least
2 restrictive available conditions necessary to achieve the purposes of treatment. The department
3 shall ensure appropriate cooperation with county social service agencies and private providers
4 in achieving the continuum of care.

5 **SECTION 6. AMENDMENT.** Section 50-31-07 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **50-31-07. State opioid treatment authority.**

8 ~~The division of mental health and substance abuse services~~behavioral health division of the
9 department is designated as the state opioid treatment authority.