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ROLL NUMBER

DESCRIPTION

2276

2007 SENATE HUMAN SERVICES

SB 2276

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 2276

Senate Human Services Committee

Check here for Conference Committee

Hearing Date: 1-23-07

Recorder Job Number: 1638, 1711

Committee Clerk Signature

Veronica Spurling

Minutes:

Senator J. Lee, Chairman, opened the hearing on SB 2276.

Roll was taken and all members were present.

Senator Rich Wardner from District 37 introduced the bill. In Dickinson there is a group called ACE, Action, Commitment, and Education. It is a group of people who are all involved in prevention of destructive behavior, mainly drugs and alcohol. Some of the stake holders are the state highway patrol, Dickinson State University, Community Action, legislators and people from Human Services. They are people from all areas of life. Thus far their efforts have mainly been in education. One of the best groups you can have to fight something is a group of young people. Peer to peer is very effective. The Governor's office wants to amend the bill.

They would like to rename it The Governor's Prevention Advisory Council and name the Governor's office as the fiscal agent. He feels this will give the group some credibility and status.

Senator Lee asked who the fiscal agent is now.

Senator Wardner said they didn't have one.

Senator Heckaman asked if this was the same amount of money that was in the governor's budget.

Senator Wardner said it was not in the governor's budget.

Senator Erbele asked if the ACE group in Dickinson is the type of group that could apply for grants from the advisory council or are they a part of it. How are they connected?

Senator Wardner said this money would be more for the high school SADD, Students Against Destructive Decisions. The ACE group is finding sponsors for their group.

Senator Dever asked how they arrived at the sum of \$440,000.00.

Senator Wardner said it is allowing for \$220,000.00 per year of this biennium. He deferred the rest of the details to Mr. Erickson in a later testimony.

Senator Dever mentioned that last session the legislature established The Commission on Community and Faith Based Initiatives in the governor's office. He questioned whether this could be a part of that effort. The legislature was careful not to put money into it so they could apply for grants. He wondered if this could be associated with that.

Senator Wardner said he couldn't comment on that. This group has a specific focus to organize youth to prevent other youth from getting involved in drugs, alcohol and other destructive behaviors.

Karin Walton, Director of ND Higher Education Consortium for Substance Abuse Prevention, spoke in favor of SB 2276. See attachment # 1.

Senator Dever mentioned that the information in her testimony is also on the Department of Public Instruction website. The legislature passed a bill recently that transferred the responsibility for collecting that from the Department of Health to the Department of Public Instruction.

Lee Erickson, ND State Coordinator of SADD, spoke in favor of SB 2276 from the standpoint of a parent who lost a daughter in an accident involving alcohol. See attachment # 2.

Senator Heckaman asked if there are any prospects for replacing the federal funds that are no longer coming to the program with some other source of funds.

Mr. Erickson said there is none that he is aware of.

Senator Lee said one of the frustrations of the state legislators is that the federal government is eager to provide money to establish a program but then leaves them hanging after a few years.

Senator Lee posed a question to Mr. Erickson. If the decision would be fund 4H or fund this program, which would he choose?

Mr. Erickson responded he is not familiar with 4H. 4H is a much smaller organization, whereas some chapters of SADD represent 60% of a high school student body. Some clubs require meetings, etc. SADD is a lifestyle, an attitude.

Senator Heckaman mentioned that it is ironic to mention alcohol sale increase in connection to funding this bill.

Mr. Erickson said it is really coming out of the general fund. They are not tied together.

Senator Dever mentioned that privately funded initiatives are sometimes more successful than government funded initiatives. He asked if they have applied for grants, etc. or if their funding has all been federal.

Mr. Erickson said they have done some of that. They have approached the Bremer Foundation for example. The Bremer Foundation was looking at sustainability. It was specifically brought up, are there state funds. Organizations know very well that federal funds are temporary.

Organizations look for state buy in so they can they can possibly come in and match but again they don't want to do it forever. It always comes back to "are there state funds?"

Senator Dever said during the interim there was a study of healthy North Dakota through the Health Department. They specifically said that they rejected the money from tobacco companies and alcohol companies. He asked if Mr. Erickson had thought about that. Mr. Erickson said National SADD organization says SADD cannot take money from the alcohol or the tobacco industry.

Senator Dever mentioned that is somewhat distressing to him.

Representative Aarsvold from District 20 spoke in support of SB 2276. He feels there is a cry from the young people and they are looking for some help. He referred to the January 22nd issue of the Forum where there was a column and a third of "driving under the influence." He said by looking at the addresses listed, he concludes that a significant number of them are juveniles. We have an abuse problem. Two and a half columns cover youthful alcohol offenses. The decisions young people are making now will show themselves long into the future.

Bridget Rekow, an active SADD member/ leader, spoke in favor of SB 2276. See attachment #3 and attachment #4 and attachment #5.

Senator Lee asked Bridget if there had not been a SADD chapter at Ellendale, what would be the likelihood that she would now be making responsible decisions.

Bridget said there was very little chance. She said when she came into junior high the group that had the influence in the school was the drinking crowd. She is thankful SADD was there for her and she hopes it will be there for others.

Megan Jury, a senior at New Rockford High School, spoke in favor of SB 2276. She is currently serving on the Northern Lights SADD Advisory Board and is representing the ND SADD on the National SADD Student Leadership Council. She testified to the positive effect SADD has had on their community. The community started opening up a youth center on

Friday nights in February of 2002. The attendance has been 50-60 and has provided an environment for teens that is free from destructive decisions. They have also started a peer mentoring program for girls that has been very beneficial and appreciated by their community. Senator Heckaman spoke about the success of the youth center in New Rockford and the positive impact it has made on the community.

Senator Lee asked Megan how their SADD chapter was funded.

Megan said it is a combination of community and school funding. It is part of the school extracurricular activities.

Senator Heckaman asked what they do for fundraisers.

Megan said they did a fashion show, a Miss New Rockford pageant, suppers and concessions.

They are known in their community for their willingness to do service projects.

Jacob Holm, a senior at Maple Valley High School in Tower City, ND and ND SADD Student of the Year, spoke in support of SB 2276. He attested to the positive difference SADD chapters are making. ND has the most SADD chapters of any state in the country. Every seventh grader looks for acceptance. SADD gives students options. SADD can't reach every student but those it has reached are very happy they joined SADD. He presented a letter from Andrew Young a student in Napoleon, ND (attachment # 6), a list of signatures from a SADD chapter in Pembina/Neche/Crystal (attachment #7) and a letter from Lee Ziegler, Assistant Principal at Century High School (attachment # 8). SADD helps students have courage to go against the grain. It is making measurable differences.

Senator Warner complimented the SADD members on their level of articulation. He asked if there are any program within SADD that develop self esteem, presentation, speech and logical organization skills.

Jacob Holm said there is and there isn't a direct development program as such. Each chapter develops their own. Reality check is one part of the program that has been especially helpful for his growth. As he did presentations for the fourth graders in their school, he developed confidence in speaking, etc. Many chapters are creating a curriculum that works for them. Senator Lee asked if they are on their own to develop curriculum or do they have a resource they can draw on? Jacob said Reality Check was developed here in North Dakota. The facts and statistics in it are from national SADD. NDSU has run pre and post tests so they can measure their effectiveness. Some of the programs such as Programming, Reality Check, Get Real, and Believe come from the state organization, but chapters can implement programs or gather resources on their own.

Wade Schemmel, Conference Minister for the Northern Plains Conference of the United Church of Christ, spoke in support of SB 2276. He has 31 years of experience working with the effects of alcohol abuse on homes and communities. He said prevention will save the state money and pain and conflict and stress for the people of our state.

Opposition: -

Neutral: -

Chairman J. Lee closed the hearing on SB 2276.

JOB # 1711 Chairman J. Lee opened discussion on SB 2276.

Senator Wardner handed out copies of the Wardner amendment to members of the committee. This amendment would change the name and make the governor's office the fiscal agent of SADD.

A motion was made by Senator Warner to adopt the Wardner amendment.

Senator Heckaman seconded the motion.

Roll Call Vote: Yes 6 No 0 Absent 0.

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 2276

Senate Human Services Committee

Check here for Conference Committee

Hearing Date: 1-30-07

Recorder Job Number: 2331

Committee Clerk Signature

Monica Spedding

Minutes:

Chairman J Lee. opened the discussion on SB 2276.

The amount of the requested appropriation was discussed. The SADD organizations are doing a good work. If the legislature gave each of the 70 SADD groups \$500.00 it would cost \$35,000.00. This could help them get the elementary modules that are available from national SADD organization. They decided to just leave it as a lump sum and allow the SADD groups in our state to decide how to divide it up. This is the first request for state money from this organization.

Senator Dever expressed that sometimes part of the success of an organization comes from their need to raise their own funds. Group activities help people to take ownership and build strong groups.

Senator Warner made a motion to further amend SB by changing the amount of the appropriation from \$440,000.00 to \$35,000.00 and to rerefer it to the Appropriations Committee.

Senator Erbele seconded the motion.

Roll Call Vote: Yes 6 No 0 Absent 0

Senator Dever asked how the money flows. Does it go through the governor's office?

Senator Lee said Senator Warner feels that is a benefit because the governor will consider it in their budget two years from now. It gives it a certain amount of credibility.

Senator Dever just wanted to make sure that someone had the responsibility of it.

There was discussion if it could have come under the Community and Faith Based Initiatives.

Senator Erbele made a motion to pass SB 2276 as amended and rerefer it to Appropriations Committee.

Senator Pomeroy seconded the motion.

Roll Call Vote: Yes 6 No 0 Absent 0

Carrier: Heckaman

FISCAL NOTE

Requested by Legislative Council

03/28/2007

Amendment to: Reengrossed
 SB 2276

1A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2005-2007 Biennium		2007-2009 Biennium		2009-2011 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				\$100,000		
Appropriations				\$100,000		

1B. **County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2005-2007 Biennium			2007-2009 Biennium			2009-2011 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

The amendment to this bill changes the appropriation for the governor's prevention and advisory council.

B. Fiscal impact sections: *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

In section 3 the appropriation for the governor's prevention and advisory council will be reduced from \$440,000 to \$100,000. We are uncertain how much additional revenue and expenditures will be generated by the continuing appropriation.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

A. Revenues: *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

B. Expenditures: *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The governor's prevention and advisory council will contract or grant funds to entities within the state to discourage impaired driving and alcohol and drug abuse by minors. The amendment reduces funds available to the Governor's Office for this project from \$440,000 to \$100,000. We are uncertain how much additional expenditures will occur as a result of the continuing appropriation.

C. Appropriations: *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

Included in this bill is an appropriation of \$100,000 for the Governor's Office for the governor's prevention and advisory council and a continuing appropriation available to accept and expend gifts and donations. The amendment reduces the appropriation from \$440,000 to \$100,000. We are uncertain how much additional spending authority the continuing appropriation will generate.

Name:	Kathy J. Albin	Agency:	Department of Health
Phone Number:	328.4542	Date Prepared:	03/28/2007

FISCAL NOTE
Requested by Legislative Council
03/21/2007

Amendment to: Reengrossed
SB 2276

1A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2005-2007 Biennium		2007-2009 Biennium		2009-2011 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures				(\$340,000)		
Appropriations				(\$340,000)		

1B. **County, city, and school district fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

2005-2007 Biennium			2007-2009 Biennium			2009-2011 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

The amendment to this bill changes the appropriation for the governor's prevention and advisory council.

B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

In section 3 the appropriation for the governor's prevention and advisory council will be reduced from \$440,000 to \$100,000. We are uncertain how much additional revenue and expenditures will be generated by the continuing appropriation.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The governor's prevention and advisory council will contract or grant funds to entities within the state to discourage impaired driving and alcohol and drug abuse by minors. The amendment reduces funds available for this project from \$440,000 to \$100,000.

C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

Included in this bill is an appropriation of \$100,000 for the governor's prevention and advisory council and a continuing appropriation available to accept and expend gifts and donations. The amendment reduces the appropriation from \$440,000 to \$100,000.

Name:	Kathy J. Albin	Agency:	Department of Health
Phone Number:	328.4542	Date Prepared:	03/21/2007

PROPOSED AMENDMENTS TO SENATE BILL NO. 2276

Page 1, line 1, after "the" insert "governor's"

Page 1, line 4, replace "**Prevention**" with "**Governor's prevention**"

Page 1, line 5, replace "North Dakota" with "governor's"

Page 1, line 13, replace "North Dakota prevention advisory council" with "governor"

Renumber accordingly

Date: 1-30-07
Roll Call Vote #: 1

2007 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB 2276

Senate HUMAN SERVICES Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Further amend replace \$440,000 w/ \$35,000

Motion Made By Sen. Warner Seconded By Sen. Erbele

Senators	Yes	No	Senators	Yes	No
Senator Judy Lee, Chairman	✓		Senator Joan Heckaman	✓	
Senator Robert Erbele, V. Chair	✓		Senator Jim Pomeroy	✓	
Senator Dick Dever	✓		Senator John M. Warner	✓	

Total (Yes) 6 No 0

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Date: 1-30-07
Roll Call Vote #: 2

2007 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB 2276

Senate HUMAN SERVICES Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken DP/amended, approp.

Motion Made By Sen Erbele Seconded By Sen Pomeroy

Senators	Yes	No	Senators	Yes	No
Senator Judy Lee, Chairman	✓		Senator Joan Heckaman	✓	
Senator Robert Erbele, V. Chair	✓		Senator Jim Pomeroy	✓	
Senator Dick Dever	✓		Senator John M. Warner	✓	

Total (Yes) 6 No 0

Absent 0

Floor Assignment Senator Heckaman

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

SB 2276: Human Services Committee (Sen. J. Lee, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REREFERRED to the Appropriations Committee (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2276 was placed on the Sixth order on the calendar.

Page 1, line 1, after "the" insert "governor's"

Page 1, line 4, replace "Prevention" with "Governor's prevention"

Page 1, line 5, replace "North Dakota" with "governor's"

Page 1, line 12, replace "\$440,000" with "\$35,000"

Page 1, line 13, replace "North Dakota prevention advisory council" with "governor"

Renumber accordingly

2007 SENATE APPROPRIATIONS

SB 2276

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 2276

Senate Appropriations Committee

Check here for Conference Committee

Hearing Date: 02-08-07

Recorder Job Number: 3195

Committee Clerk Signature

Alvin DeBor

Minutes:

Chairman Holmberg opened the hearing on SB 2276 on February 8, 2007 to Provide duties and appropriation for prevention and advisory council.

Senator Wardner, District 37, Dickinson, is a sponsor of the bill and introduced the bill and referred to Students Against Destructive Decisions, (SADD), a student-driven organization that empowers youth to positively impact their peers regarding the challenges young people face today. He gave testimony in support of SB 2276. He stated the Senate Human Services Committee amended the dollar amount and we did have a higher appropriation and they reduced it down.

Representative Ole Aarvsold, District 20, gave oral testimony in support of SB 2276. He is a Co-sponsor of the bill. He stated there is a serious social problem for our young people today and some of our young people are making mistakes and often fatal decisions about their own lives. He gave some statistics from the Fargo Forum relating to Court cases and young people involved, including MIP, MIC, Drug possession, moving violations, and sadly of all, suicide cases.

Lee Erickson, North Dakota State Coordinator for SADD presented written testimony (1) and oral testimony in support of SB 2276. His testimony states that alcohol is the number one drug problem in America. He also requested more money than has been appropriated to this

bill, and asks this committee to restore funding to the original request. He presented a SADD UNDERAGE DRINKING SURVEY (2) as more testimony. Written testimony (3) The Grim Neurology of Teenage Drinking – New York Times was presented to the committee. Written testimony (4), Strengthening Youth Policy Research and Policy Report from the National Conference of State Legislatures was presented to the committee.

Chairman Holmberg turned the hearing over to **Vice Chairman Grindberg**.

Senator Mathern asked what it would take dollar wise to correct this problem.

Lee Erickson stated he feels they are just spinning their wheels as they are working on \$85,000 a year and they cannot do the program justice. He also talked about the college programs.

Senator Lindaas asked when the bill came up if they have support from the Governor for the full amount and commented about Human Services moving some funding out of this budget. He was informed by Mr. Lee that there was no written confirmation but had oral support from the Governor's office. He also asked if there was opposition to this bill in the Human Services Committee. He was told no, they were not.

Senator Robinson stated he is very proud of the work SADD has done and asked how many years Mr. Erickson has worked with SADD. He was informed that Mr. Lee started on the local level in 1994, and has been a State Coordinator since 1999. He is an Insurance Agent by trade. He stated we have about 75 chapters of SADD in the state. He stated the bill was crafted in a very creative way so there could be various potential sources of funding.

Senator Krauter asked the sponsor of the bill if he looked at other resources, like the Health Care Trust Fund or some of those types of areas where you may get some matching dollars.

I'm more keenly sensitive to this bill now because I've got teenagers and we see commercials on TV where the 1st Lady is doing these commercials and you wonder where the funding came

from to promote that. I think it is a good commercial, I think we need to do that so I'm thinking we need to hold this bill and do a little homework to find out where some of these dollars are maybe available.

Senator Wardner stated he hadn't but that's interesting that you bring that up because as we are sitting here I'm thinking about that and we should research that.

Lee Erickson stated some funding has come through the Office of Juvenile Justice and Delinquency Prevention which was a one time grant that we got.

Valerie Fischer, Coordinated School Health Director for Department of Public Instruction (DPI) and a Member of the Governor's Prevention Advisory Committee stated she felt she could speak on behalf of that committee and commended Mr. Erickson for his efforts and gave oral testimony in support of SB 2276. SADD has more than doubled in the last few years across the state. Kids to Kids Program has been very successful. She stated Federal dollars are used as appropriated out of my office, but also stressed the fact that federal funds continue to be cut and this area needs support from the state. She asked the committee to consider increasing the appropriation back to the original amount asked for in the bill.

Senator Lindaas asked if she would go for restoring the original amount into the bill, which is \$144,000. She commented she would wholeheartedly.

Vice Chairman Grindberg asked Senator Wardner if he wanted to pass this bill out or needed more time to work on this bill. Senator Wardner asked for more time.

The hearing on SB 2276 closed.

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. 2276

Senate Appropriations Committee

Check here for Conference Committee

Hearing Date: 02-12-07

Recorder Job Number: 3284

Committee Clerk Signature



Minutes:

Chairman Holmberg opened the hearing on SB 2276.

Senator Rich Wardner, District 37, Dickinson, indicated he was getting an amendment drafted indicating the amendment replaces general with "community health trust" and replaces

\$35,000 with \$440,000 on Line 12.

Senator Wardner moved a do pass on the amendment, Senator Robinson seconded. An oral vote was taken resulting in a do pass.

Senator Robinson moved a do pass as amended, Senator Lindaas seconded. A roll call vote was taken resulting in 10 yes, 0 no, 4 absent. The motion carried and Senator Wardner will carry the bill.

Chairman Holmberg closed the hearing on SB 2276.

Date: 2/9/07
 Roll Call Vote #: 1

2007 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2276

Senate Appropriations Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken _____

Motion Made By Robinson
Wardner Seconded By Lindaas
Robinson

Senators	Yes	No	Senators	Yes	No
Senator Ray Holmberg, Chrm	✓		Senator Aaron Krauter		
Senator Bill Bowman, V Chrm	✓		Senator Elroy N. Lindaas	✓	
Senator Tony Grindberg, V Chrm	✓		Senator Tim Mathern	✓	
Senator Randel Christmann			Senator Larry J. Robinson	✓	
Senator Tom Fischer			Senator Tom Seymour	✓	
Senator Ralph L. Kilzer	✓		Senator Harvey Tallackson		
Senator Karen K. Krebsbach	✓				
Senator Rich Wardner	✓				

Total (Yes) 10 No 0

Absent 4

Floor Assignment War Hms

If the vote is on an amendment, briefly indicate intent:

Wardner carry amend

REPORT OF STANDING COMMITTEE

SB 2276, as engrossed: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). Engrossed SB 2276 was placed on the Sixth order on the calendar.

Page 1, line 12, replace "general" with "community health trust" and replace "\$35,000" with "\$440,000"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment changes the appropriation relating to the Governor's Prevention and Advisory Council from \$35,000 from the general fund to \$440,000 from the community health trust fund.

2007 HOUSE HUMAN SERVICES

SB 2276

