

Sixty-first
Legislative Assembly
of North Dakota

SENATE CONCURRENT RESOLUTION NO.

Introduced by

Senator Mathern

1 A concurrent resolution directing the Legislative Council to study the feasibility and desirability
2 of transferring the facilities and property of the State Hospital from the Department of Human
3 Services to the Department of Corrections and Rehabilitation and the Department of Human
4 Services contracting with community hospitals for treatment services.

5 **WHEREAS**, the State Hospital in Jamestown is provided for under Sections 12 and 13
6 of Article IX of the Constitution of North Dakota; and

7 **WHEREAS**, North Dakota Century Code Section 25-02-03 identifies the State Hospital
8 as an institution serving specialized populations of the mentally ill, including persons suffering
9 from drug addiction or alcoholism, and is one component of the North Dakota mental health
10 delivery system; and

11 **WHEREAS**, North Dakota Century Code Section 50-06-06.5 directs the Department of
12 Human Services to develop a plan for an integrated, multidisciplinary continuum of services for
13 individuals with chronic mental illness which must provide that an individual requiring treatment
14 be submitted to the least restrictive available conditions necessary to achieve the purposes of
15 treatment; and

16 **WHEREAS**, a majority of the individuals who are incarcerated have a mental health
17 diagnosis or are chemically dependent; and

18 **WHEREAS**, the Department of Human Services' plan for services for individuals with
19 mental illness and individuals addicted to alcohol or other drugs should reflect the preference
20 for treating individuals in or near the individuals' home community;

21 **NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE**
22 **HOUSE OF REPRESENTATIVES CONCURRING THEREIN:**

23 That the Legislative Council study the feasibility and desirability of transferring the
24 facilities and property of the State Hospital from the Department of Human Services to the

1 Department of Corrections and Rehabilitation and the Department of Human Services
2 contracting with community hospitals for treatment services; and

3 **BE IT FURTHER RESOLVED**, that the Legislative Council include as members of the
4 committee conducting the study representatives of the North Dakota Consumer and Family
5 Network, Mental Health America of North Dakota, and the Federation of Families for Children's
6 Mental Health; and

7 **BE IT FURTHER RESOLVED**, that the study include consideration of the voluntary
8 transfer of any employees from the State Hospital to the Department of Corrections and
9 Rehabilitation for the treatment of mental health and addiction issues of inmates or to other
10 positions within the Department of Human Services; and

11 **BE IT FURTHER RESOLVED**, that the study address the feasibility and desirability of
12 the Department of Human Services entering contracts with community hospitals for the
13 treatment of individuals with mental illness and chemical dependency; and

14 **BE IT FURTHER RESOLVED**, that the Legislative Council report its findings and
15 recommendations, together with any legislation required to implement the recommendations, to
16 the Sixty-second Legislative Assembly.