FIRST ENGROSSMENT

Sixty-sixth Legislative Assembly of North Dakota

ENGROSSED SENATE BILL NO. 2313

Introduced by

Senators J. Lee, Hogan, Poolman

Representatives Rohr, Westlind

1 A BILL for an Act to create and enact <u>atwo</u> new <u>subsection</u>subsections to section 50-06-05.1

2 and two new sections to chapter 50-06 of the North Dakota Century Code, relating to duties of

3 the department of human services, creation of a children's cabinet, and creation of a

4 commission on juvenile justice; to repeal section 50-06-43 of the North Dakota Century Code,

- 5 relating to the children's behavioral health task force; to provide a report to the legislative
- 6 management; and to provide an expiration date.

7 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

8	SECTION 1. A new subsection to section 50-06-05.1 of the North Dakota Century Code is			
9	created and enacted as follows:			
10	To develop a system of services and supports to provide behavioral health services			
11	and supports in the community for children at risk of or identified as having a			
12	behavioral health condition and for the families of these children. This system must			
13	include early intervention, treatment, and recovery services and supports and must			
14	interface with, but not include, child protective services or juvenile court.			
15	SECTION 2. A new subsection to section 50-06-05.1 of the North Dakota Century Code is			
16	created and enacted as follows:			
17	To provide resources on mental health awareness and suicide prevention to the			
18	behavioral health resource coordinator at each school. The resources must include			
19	information on identifying warning signs, risk factors, and the availability of resources			
20	in the community.			
21	SECTION 3. A new section to chapter 50-06 of the North Dakota Century Code is created			
22	and enacted as follows:			

19.1121.03001

1	<u>Chi</u>	nildren's cabinet - Membership - Duties.			
2	<u>1.</u>	The	children's cabinet is created to assess, guide, and coordinate the care for children		
3		across the state's branches of government and the tribal nations.			
4	<u>2.</u>	The	children's cabinet consists of the following members:		
5		a. The governor, or the governor's designee;			
6		<u>b.</u>	The chief justice of the supreme court, or the chief justice's designee;		
7		<u>C.</u>	The speaker of the house of representatives, or the speaker's designee;		
8		<u>d.</u>	The president pro tempore of the senate, or the president pro tempore's		
9			designee;		
10		<u>e.</u>	The superintendent of public instruction, or the superintendent's designee;		
11		<u>f.</u>	The director of the committee on protection and advocacy, or the director's		
12		designee;			
13		<u>g.</u>	A representative of each of the tribal nations in the state, who are is appointed by		
14			the governor; and		
15		<u>h.</u>	Four individuals representing parents, private service providers, or other		
16			community interests, who are appointed by the governor to serve a term of two		
17			years, at the pleasure of the governor, and who are entitled to reimbursement		
18			from the department of human services for travel and lodging at the same rate as		
19			provided for state officers and employees.		
20	<u>3.</u>	The	governor, or the governor's designeechairman of legislative management, shall		
21		<u>serv</u>	e as the presiding officer of the cabinet. The cabinet shall meet at least quarterly.		
22		Additional meetings may be held at the discretion of the presiding officer.			
23	<u>4.</u>	The children's cabinet shall:			
24		<u>a.</u>	Coordinate broad-based leadership across programs, agencies, branches of		
25			government, and tribal nations to meet the needs of children;		
26		<u>b.</u>	Develop strategies to address gaps or needs regarding early care and education,		
27			medical and behavioral health, community, child welfare, and juvenile justice;		
28		<u>C.</u>	Develop strategies to provide for the full continuum of care in the delivery of		
29			services, including promotion, prevention, early identification and intervention,		
30			service delivery, and recovery;		
31		<u>d.</u>	Seek to engage cooperation across public and private service providers;		

1	1 e. Provide a comprehensive vision for how and where children are best serv		Provide a comprehensive vision for how and where children are best served,		
2	attending to children in a respectful and relevant manner;		attending to children in a respectful and relevant manner;		
3	<u>f.</u> <u>Seek strategies to provide services to children without consideration of prior</u>				
4	engagement with juvenile services; and				
5	I	g. Provide for the active participation of consumers and providers statewide on			
6	advisory committees.; and				
7		h. Receive information and recommendations from the department of human			
8			services, department of corrections and rehabilitation, and other state agencies.		
9	<u>5.</u>	<u>The</u>	The department of human services shall provide the children's cabinet with staffing		
10		and	administrative services.		
11	SECTION 4. A new section to chapter 50-06 of the North Dakota Century Code is created				
12	and enacted as follows:				
13	<u>Commission on juvenile justice - Reports.</u>				
14	<u>1.</u>	The	e commission on juvenile justice is composed of:		
15		<u>a.</u>	Three members of the house of representatives, two of whom must be selected		
16			by the majority leader of the house of representatives and one of whom must be		
17			selected by the minority leader of the house of representatives;		
18		<u>b.</u>	Three members of the senate, two of whom must be selected by the majority		
19			leader of the senate and one of whom must be selected by the minority leader of		
20			the senate;		
21		<u>C.</u>	The governor, or the governor's designee;		
22		<u>d.</u>	The superintendent of public instruction, or the superintendent's designee;		
23		<u>e.</u>	The executive director of the department of human services, or the executive		
24			director's designee;		
25		<u>f.</u>	The director of the department of corrections and rehabilitation's division of		
26			juvenile services, or the director's designee;		
27		<u>g.</u>	The executive director of the Indian affairs commission, or the executive		
28			director's designee;		
29		<u>h.</u>	A director of juvenile court services, appointed by the chief justice of the supreme		
30			<u>court;</u>		
31		<u>i.</u>	A representative from the commission on legal counsel for indigents; and		

1		j. The following men	bers appointed by the governor:		
2		(1) <u>A state's atto</u>	rney:		
3		(2) <u>A representa</u>	tive of a children's advocacy center; and		
4		(3) <u>A representa</u>	tive of a city police department.		
5	<u>2.</u>	The governor shall designate one of the members of the commission to serve as the			
6		presiding officer. The governor's appointees serve at the pleasure of the governor.			
7		Excluding ex officio members, the term of a commission member is two years.			
8	<u>3.</u>	The commission shall meet at least four times per year at the times and locations			
9		designated by the presiding officer. The office of the governor shall provide staffing for			
10		he commission.			
11	<u>4.</u>	The commission shall:			
12		a. Review chapter 27-20;			
13		b. Gather information	concerning issues of child welfare, including education,		
14		abuse, and neglect;			
15		c. Receive reports ar	nd testimony from individuals, state and local agencies,		
16		community-based	organizations, and other public and private organizations, in		
17		furtherance of the	commission's duties:		
18		d. Advise effective in	tervention, resources, and services for children;		
19		e. Report to and be s	subject to the oversight of the children's cabinet; and		
20		f. Annually submit to	the governor and the legislative management a report with the		
21		commission's findi	ngs and recommendations which may include a legislative		
22		strategy to implem	ent the recommendations.		
23	<u>5.</u>	A member of the commission who is not a state employee is entitled to reimbursement			
24		for mileage and expenses as provided by law for state officers and employees to be			
25		paid by the department of corrections and rehabilitation. A state employee who is a			
26		member of the commission is entitled to receive that employee's regular salary and is			
27		entitled to reimbursement for mileage and expenses to be paid by the employing			
28		agency. A member of the commission who is a member of the legislative assembly is			
29		entitled to receive per diem compensation at the rate provided under section 54-35-10			
30		for each day performing official duties of the commission. The legislative council shall			
31		pay the per diem compensation and reimbursement for travel and expenses as			

- 1 provided by law for any member of the commission who is a member of the legislative
- 2 <u>assembly.</u>
- 3 **SECTION 5. REPEAL.** Section 50-06-43 of the North Dakota Century Code is repealed.
- 4 SECTION 6. EXPIRATION DATE. Section 3 of this Act is effective through July 31, 2025,
- 5 and after that date is ineffective.