

Fifty-sixth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1473

Introduced by

Representatives Jensen, Delmore

Senators C. Nelson, W. Stenehjem

1 A BILL for an Act to amend and reenact sections 14-07.1-01, 14-07.1-15, and 14-07.1-16 of the  
2 North Dakota Century Code, relating to the domestic violence and sexual assault prevention  
3 fund; and to provide an appropriation.

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

5 **SECTION 1. AMENDMENT.** Section 14-07.1-01 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **14-07.1-01. Definitions.**

- 8 1. "Department" means the state department of health.
- 9 2. "Domestic violence" includes physical harm, bodily injury, sexual activity compelled  
10 by physical force, assault, or the infliction of fear of imminent physical harm, bodily  
11 injury, sexual activity compelled by physical force, or assault, not committed in  
12 self-defense, on the complaining family or household members.
- 13 3. "Domestic violence sexual assault organization" means a private, nonprofit  
14 organization whose primary purpose is to provide emergency housing, twenty-four  
15 hour crisis lines, advocacy, supportive peer counseling, community education, and  
16 referral services for victims of domestic violence and sexual assault.
- 17 4. "Family or household member" means a spouse, family member, former spouse,  
18 parent, child, persons related by blood or marriage, persons who are in a dating  
19 relationship, persons who are presently residing together or who have resided  
20 together in the past, persons who have a child in common regardless of whether  
21 they are or have been married or have lived together at any time, and, for the  
22 purpose of the issuance of a domestic violence protection order, any other person  
23 with a sufficient relationship to the abusing person as determined by the court  
24 under section 14-07.1-02.

1           5. "Health officer" means the state health officer of the department.

2           6. "Law enforcement officer" means a public servant authorized by law or by a  
3           government agency to enforce the law and to conduct or engage in investigations  
4           of violations of law.

5           7. "Willfully" means willfully as defined in section 12.1-02-02.

6           **SECTION 2. AMENDMENT.** Section 14-07.1-15 of the North Dakota Century Code is  
7           amended and reenacted as follows:

8           **14-07.1-15. Domestic violence and sexual assault prevention fund established.**

9           The domestic violence and sexual assault prevention fund is a special fund in the state  
10          treasury. The moneys accumulated in the fund are allocated to the department for distribution  
11          as provided by this chapter and within the limits of legislative appropriation. The fund is not  
12          subject to section 54-44.1-11.

13          **SECTION 3. AMENDMENT.** Section 14-07.1-16 of the North Dakota Century Code is  
14          amended and reenacted as follows:

15          **14-07.1-16. Grants - Eligibility - Conditions - Limitation.** The department shall  
16          administer moneys in the domestic violence and sexual assault prevention fund for grants to  
17          domestic violence sexual assault organizations as defined in section 14-07.1-01. ~~An~~ Up to ten  
18          percent of the fund may be allocated to the state domestic violence sexual assault coalition, as  
19          recognized by the state department of health. A direct service provider agency that is an  
20          eligible entity must receive at least twenty-five percent of its funding from one or more local,  
21          municipal, or county sources, either in cash or in kind. Grants are renewable within the limits of  
22          legislative appropriation, if the applicant continues to meet the eligibility criteria established by  
23          this section and rules adopted by the department. Grant application deadlines may be included  
24          in any rules adopted to implement this section.