

Introduced by

1 A BILL for an Act to amend and reenact subsection 5 of section 14-09-08.4, subsections 4 and 5
2 of section 50-01.2-03, sections 50-06-01, 50-06-01.4, 50-06-01.7, 50-06-05.1, 50-06-05.2,
3 50-06-05.3, 50-06-05.4, 50-06-06.2, and 50-06-06.5, and subsection 1 of section 50-06-20 of
4 the North Dakota Century Code, relating to the structure and duties of the department of human
5 services with respect to behavioral health; to repeal chapter 25-10 and section 50-06-01.2 of
6 the North Dakota Century Code, relating to mental health services and the assumption of duties
7 by the department of human services; to provide for transition; and to provide an effective date.

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

9 **SECTION 1. AMENDMENT.** Subsection 5 of section 14-09-08.4 of the North Dakota
10 Century Code is amended and reenacted as follows:

11 5. A determination that a child who is the subject of a child support order is eligible for
12 benefits furnished under subsection 4716 or 4918 of section 50-06-05.1 or chapter
13 50-09 or 50-24.1, or any substantially similar program operated by any state or tribal
14 government, constitutes a material change of circumstances. The availability of health
15 insurance at reasonable cost to a child who is the subject of a child support order
16 constitutes a material change of circumstances. The need to provide for a child's
17 health care needs, through health insurance or other means, constitutes a material
18 change of circumstances.

19 **SECTION 2. AMENDMENT.** Subsections 4 and 5 of section 50-01.2-03 of the North Dakota
20 Century Code are amended and reenacted as follows:

21 4. Subject to subsection 4716 of section 50-06-05.1, administer the supplemental
22 nutrition assistance program in the county under the direction and supervision of the
23 department of human services in conformity with the Food Stamp Act of 1964, as

1 amended, and enter into an agreement for administering the supplemental nutrition
2 assistance program with the department of human services.

3 5. Subject to subsection 4918 of section 50-06-05.1, administer the energy assistance
4 program in the county under the direction and supervision of the department of human
5 services and to enter into an agreement for administering the energy assistance
6 program with the department of human services.

7 **SECTION 3. AMENDMENT.** Section 50-06-01 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **50-06-01. Definition.**

10 As used in this chapter, unless the context otherwise requires, "~~department~~" means the
11 ~~department of human services.~~

- 12 1. "Behavioral health" means the planning and implementation of preventive,
13 consultative, diagnostic, treatment, crisis intervention, and rehabilitative services for
14 individuals with mental, emotional, or substance use disorders, and psychiatric
15 conditions.
- 16 2. "Behavioral health provider" means any licensed or accredited behavioral health
17 provider in this state.
- 18 3. "Department" means the department of human services.
- 19 4. "Human services" means services provided to an individual or an individual's family in
20 need of services to assist the individual or the individual's family in achieving and
21 maintaining basic self-sufficiency, including physical health, mental health, education,
22 welfare, food and nutrition, and housing.

23 **SECTION 4. AMENDMENT.** Section 50-06-01.4 of the North Dakota Century Code is
24 amended and reenacted as follows:

25 **50-06-01.4. Structure of the department.**

- 26 1. The department includes the state hospital, the regional human service centers, a
27 vocational rehabilitation unit, and other units or offices and administrative and fiscal
28 support services as the executive director determines necessary. The department
29 must be structured to promote efficient and effective operations and, consistent with
30 fulfilling its prescribed statutory duties, shall act as the official agency of the state in

1 the discharge of the following functions not otherwise by law made the responsibility of
2 another state agency:

3 a. Administration of programs for children and families, including adoption services
4 and the licensure of child-placing agencies, foster care services and the licensure
5 of foster care arrangements, child protection services, children's trust fund, state
6 youth authority, licensure of day care homes and facilities, services to unmarried
7 parents, refugee services, in-home community-based services, and
8 administration of the interstate compacts on the placement of children and
9 juveniles.

10 b. Administration of programs for individuals with developmental disabilities,
11 including licensure of facilities and services, and the design and implementation
12 of a community-based service system for persons in need of habilitation.

13 c. Administration of aging service programs, including nutrition, transportation,
14 advocacy, social, ombudsman, recreation, and related services funded under the
15 Older Americans Act of 1965 [42 U.S.C. 3001 et seq.], home and
16 community-based services, licensure of adult family care homes, committee on
17 aging, and the fund matching program for city or county tax levies for senior
18 citizen activities and services.

19 ~~d. Administration of mental health programs, including planning and implementing~~
20 ~~preventive, consultative, diagnostic, treatment, and rehabilitative services for~~
21 ~~persons with mental or emotional disorders and psychiatric conditions.~~

22 ~~e. Administration of alcohol and drug abuse programs, including establishing quality~~
23 ~~assurance standards for the licensure of programs, services, and facilities,~~
24 ~~planning and coordinating a system of prevention, intervention, and treatment~~
25 ~~services, providing policy leadership in cooperation with other public and private~~
26 ~~agencies, and disseminating information to local service providers and the~~
27 ~~general public.~~Administration of behavioral health programs, including:

28 (1) Planning and implementing preventive, consultative, diagnostic, treatment,
29 crisis intervention, and rehabilitative services for individuals with mental,
30 emotional, or substance use disorders and psychiatric conditions.

31 (2) Establishing quality assurance standards for services and facilities.

1 ~~mental health delivery system and to assure the mental health services provided by the human-~~
2 ~~service centers, the state hospital, and contracted services are in accordance with the state-~~
3 plan, develop, implement, monitor, and supervise a unified comprehensive behavioral health
4 delivery system. Every four years the department shall identify unmet needs by region. The
5 system must include the behavioral health services provided by the regional human service
6 centers, the state hospital, and contracted services in accordance with the state behavioral
7 health plan to meet federal standards established by the substance abuse and mental health
8 services administration and approved by the North Dakota behavioral health advisory council.

9 **SECTION 6. AMENDMENT.** Section 50-06-05.1 of the North Dakota Century Code is
10 amended and reenacted as follows:

11 **50-06-05.1. Powers and duties of the department.**

12 The department has the following powers and duties to be administered by the department
13 through its state office or through regional human service centers or otherwise as directed by it:

- 14 1. To act as the official agency of the state in any social welfare or human service activity
15 initiated by the federal government not otherwise by law made the responsibility of
16 another state agency.
- 17 2. To administer, allocate, and distribute any state and federal funds that may be made
18 available for the purpose of providing financial assistance, care, and services to
19 eligible persons and families who do not have sufficient income or other resources to
20 provide a reasonable subsistence compatible with decency and health.
- 21 3. To provide preventive, rehabilitative, and other human services to help families and
22 individuals to retain or attain capability for independence or self-care.
- 23 4. To do needed research and study in the causes of social problems and to define
24 appropriate and effective techniques in providing preventive and rehabilitative
25 services.
- 26 5. To provide for the study, and to promote the well-being, of deprived, unruly, and
27 delinquent children.
- 28 6. To provide for the placing and supervision of children in need of substitute parental
29 care, subject to the control of any court having jurisdiction and control of any such
30 child.
- 31 7. To recommend appropriate social legislation to the legislative assembly.

- 1 8. To direct and supervise county social service board activities as may be financed in
2 whole or in part by or with funds allocated or distributed by the department.
- 3 9. To inform the public as to social conditions and ways of meeting social needs.
- 4 10. To secure, hold, and administer for the purpose for which it is established any property
5 and any funds donated to it either by will or deed, or otherwise, or through court order
6 or otherwise available to the department, and to administer those funds or property in
7 accordance with the instructions in the instrument creating them or in accordance with
8 the instructions in the court order or otherwise.
- 9 11. To formulate standards and make appropriate inspections and investigations in
10 accordance with such standards in connection with all licensing activities delegated by
11 law to the department including child care facilities, nonmedical adult care facilities
12 and maternity homes, and persons or organizations receiving and placing children,
13 and to require those facilities, persons, and organizations to submit reports and
14 information as the department may determine necessary.
- 15 12. To permit the making of any surveys of human service needs and activities if
16 determined to be necessary.
- 17 13. To issue subpoenas, administer oaths, and compel attendance of witnesses and
18 production of documents or papers whenever necessary in making the investigations
19 provided for herein or in the discharge of its other duties. A subpoena may not be
20 issued to compel the production of documents or papers relating to any private
21 child-caring or child-placing agency or maternity hospital or to compel the attendance
22 as a witness of any officer or employee of those facilities except upon the order of a
23 judge of the district court of the judicial district in which the facilities are located.
- 24 14. ~~To provide insofar as staff resources permit appropriate human services, including~~
25 ~~social histories, social or social-psychological evaluations, individual, group, family,~~
26 ~~and marital counseling, and related consultation, when referred by self, parent,~~
27 ~~guardian, county social service board, court, physician, or other individual or agency,~~
28 ~~and when application is made by self (if an adult or emancipated youth), parent,~~
29 ~~guardian, or agency having custody; also, on the same basis, to provide human~~
30 ~~services to children and adults in relation to their placement in or return from the life-~~
31 ~~skills and transition center, state hospital, or North Dakota youth correctional center.~~

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1 ~~15.~~ To provide insofar as staff resources permit social services, including
2 social-psychological evaluations, predisposition reports, treatment, probation, and
3 aftercare services when requested by the judge of a juvenile court, all reports to be
4 kept confidential for the use of the judge except as may be disclosed by the judge.

5 ~~16-15.~~ To provide insofar as staff resources permit social services, including
6 social-psychological evaluations, predisposition reports, treatment, and probation and
7 parole services, when requested by the judge in a criminal case, all reports to be kept
8 confidential for use by the judge except as may be disclosed by the judge.

9 ~~17-16.~~ To act as the official agency of the state in the administration of the supplemental
10 nutrition assistance program and to direct and supervise county administration of that
11 program. Provided, however, that the department with the consent of the budget
12 section of the legislative management may terminate the program if the rate of federal
13 financial participation in administrative costs provided under Public Law 93-347 is
14 decreased or limited, or if the state or counties become financially responsible for all or
15 a portion of the coupon bonus payments under the Food Stamp Act. Unless at least
16 seven years has elapsed since the most recent felony conviction that has as an
17 element the possession, use, or distribution of a controlled substance, the department
18 shall deny assistance under the supplemental nutrition assistance program to any
19 individual who has been convicted of a felony offense that has as an element the
20 possession, use, or distribution of a controlled substance as defined in section 102(6)
21 of the Controlled Substances Act [21 U.S.C. 802(6)].

22 ~~18-17.~~ To administer, allocate, and distribute any funds made available for the making of
23 direct cash assistance payments, housing assistance payments, and rental subsidies
24 under any rental assistance programs initiated by the federal government not
25 otherwise by law made the responsibility of another state agency possessing
26 statewide jurisdiction.

27 ~~19-18.~~ To act as the official agency of the state in the administration of the energy assistance
28 program; to direct and supervise county administration of that program; and to take
29 such actions, give such directions, and adopt such rules, subject to review in the
30 courts of this state, as may be necessary or desirable to carry out this subsection. For
31 purposes of the administration of the energy assistance program, funds are obligated

1 at the earlier of the time a written commitment is made to pay a vendor or contractor
2 for services or supplies delivered or to be delivered, or at the time payment is made to
3 a vendor or contractor for services or supplies delivered or to be delivered. The
4 provisions of this subsection concerning obligation of funds apply to payments and
5 commitments made on or after July 1, 1991. The department with the consent of the
6 budget section of the legislative management may terminate the program if the rate of
7 federal financial participation in administrative costs is decreased or limited to less
8 than fifty percent of total administrative costs, or if the state or counties become
9 financially responsible for all or a portion of the cost of energy assistance program
10 benefits.

11 ~~20-19.~~ To administer, allocate, and distribute any funds made available for the payment of the
12 cost of the special needs of any child under the age of twenty-one years, who is living
13 in an adoptive home and would probably go without adoption except for acceptance by
14 the adopted family, and whose adopted family does not have the economic ability and
15 resources, as established by the department, to take care of the special needs of the
16 child, including legal fees, maintenance costs, medical and dental expenses, travel
17 costs, and other costs incidental to the care of the child.

18 ~~21-20.~~ To exercise and carry out any other powers and duties granted the department under
19 state law.

20 ~~22-21.~~ To coordinate services for pregnant women.

21 ~~23-22.~~ To administer, allocate, and distribute any funds made available for the payment of
22 transitional living services, to develop standards and conduct needs assessments
23 regarding transitional living services, to develop or approve and to evaluate
24 demonstration projects offering transitional living programs, to approve transitional
25 living facilities for the purpose of providing foster care, and to apply for and administer
26 federal and other funds that may be made available to undertake any of the activities
27 described in this subsection. For purposes of this subsection:

- 28 a. "Transitional living facility" means a specific site, identified by a licensed
29 child-placing agency and approved by the department, for the provision of
30 transitional living services.

- 1 b. "Transitional living program" means a program that provides transitional living
2 services and may include an identified program operations location approved by
3 the department.
- 4 c. "Transitional living services" may include housing, supervision, and supportive
5 services intended and designed to assist persons who have received foster care
6 services and who have reached age seventeen, but who have not reached age
7 twenty-one, to achieve independence and self-sufficiency.
- 8 ~~24-23.~~ With the approval of the governor, to lease or transfer use of any part of the life skills
9 and transition center facilities or properties, located in section thirteen, township one
10 hundred fifty-seven north, range fifty-three west, located in Walsh County, North
11 Dakota, to the federal government, or any public or private agency, organization, or
12 business enterprise, or any worthy undertaking, under the following provisions:
- 13 a. The department determines that the facility or property is not needed to serve
14 any present or reasonably foreseeable need of the life skills and transition center.
- 15 b. The transaction is exempt from the provisions of section 50-06-06.6.
- 16 c. The term of any lease may not exceed ninety-nine years.
- 17 d. All required legal documents, papers, and instruments in any transaction must be
18 reviewed and approved as to form and legality by the attorney general.
- 19 e. Any funds realized by any transaction must be deposited in the state's general
20 fund.
- 21 ~~25-24.~~ To act as a decedent's successor for purposes of collecting amounts due to the
22 department. Any affidavit submitted by the department under section 30.1-23-01 must
23 conform to the requirements of that section except that the affidavit may state that
24 twenty days have elapsed since the death of the decedent.
- 25 ~~26-25.~~ To provide those services necessary for the department and for county social service
26 boards to comply with the provisions of any law, rule, order, or regulation of the United
27 States or any federal agency or authority requiring civil service or merit standards or
28 classifications as a condition for providing funds administered by the department.
- 29 ~~27-26.~~ For purposes of administration of programs, and subject to legislative appropriation,
30 funds are obligated at the time a written commitment is made to pay a vendor or

1 contractor for services or supplies either delivered or to be delivered. This subsection
2 applies to payments and commitments made on or after January 1, 1997.
3 ~~28-27.~~ Notwithstanding section 50-01.2-00.1, to determine eligibility for medical assistance
4 and children's health insurance program benefits when the department receives a joint
5 application for these benefits.

6 **SECTION 7. AMENDMENT.** Section 50-06-05.2 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **50-06-05.2. Regional human service centers - Licensure - Collocation with county**
9 **social service boards.**

10 Human services must be delivered through regional human service centers in the areas
11 designated by the governor's executive order 1978-12 dated October 5, 1978. ~~Services-~~
12 ~~provided by regional human service centers must include those services formerly provided by-~~
13 ~~mental health and retardation service units and area social service centers.~~ The regional human
14 service centers are subject to licensing by the department an independent national accreditation
15 organization. The department shall adopt rules and standards for the licensing and for the
16 operation of the regional human service centers. ~~No~~ A human service center may not operate
17 without a license issued hereunder in accordance with this section. Regional human service
18 centers are authorized to receive federal and other funds available to finance, in whole or in
19 part, the services and operations of the centers. Any county social service board collocating its
20 offices with a regional human service center must, within the limits of legislative appropriations,
21 be reimbursed up to fifty percent of the amount expended for space costs in excess of the
22 amount provided by the federal government.

23 **SECTION 8. AMENDMENT.** Section 50-06-05.3 of the North Dakota Century Code is
24 amended and reenacted as follows:

25 **50-06-05.3. Regional human service centers - Powers - Duties - Human service**
26 **advisory groups.**

27 1. ~~Regional human service centers organized under this chapter are those centers-~~
28 ~~established to provide human services as authorized by law. The term "human-~~
29 ~~service" means service provided to individuals or their families in need thereof to help-~~
30 ~~them achieve, maintain, or support the highest level of personal independence and-~~
31 ~~economic self-sufficiency, including health, mental health, education, manpower,~~

1 social, food and nutrition, and housing service. Regional human service centers shall
2 function as regional administrative units established, within the multicounty areas
3 designated by the governor's executive order 1978-12 dated October 5, 1978, to
4 provide for the planning and delivery of human services.

5 2. Regional human service centers shall provide human services to all eligible individuals
6 and families to help ~~them~~individuals and families achieve or maintain social,
7 emotional, and economic self-sufficiency; ~~prevent,~~ by providing human services to:

8 a. ~~Prevent,~~ reduce, or eliminate dependency; ~~prevent~~

9 b. ~~Prevent~~ or remedy the neglect, abuse, or exploitation of children and of adults
10 unable to protect their own interests; ~~aid~~

11 c. ~~Aid~~ in the preservation, rehabilitation, and reuniting of families; ~~prevent~~

12 d. ~~Prevent~~ or reduce inappropriate institutional care by providing for care while
13 institutionalized or providing for community-based or other forms of less
14 restrictive care; ~~secure~~

15 e. ~~Secure~~ referral or admission for institutional care; ~~provide~~

16 f. ~~Provide~~ outpatient diagnostic and treatment services; ~~provide~~

17 g. ~~Provide~~ information concerning guardianship to people interested in becoming or
18 who are guardians; and ~~provide~~

19 h. ~~Provide~~ rehabilitation and crisis services for patients with mental ~~or,~~ emotional, or
20 substance use disorders, an intellectual disability, and other psychiatric
21 conditions, particularly for those patients who have received prior treatment in an
22 inpatient facility.

23 2. Regional human service centers shall deliver services in the manner prescribed by the
24 department.

25 3. ~~The director shall appoint a human service advisory group for each human service-~~
26 ~~center consisting of up to thirteen members~~Each human service center shall have a
27 human services advisory group consisting of the county social service and public
28 health directors of the region served. The regional director shall appoint five additional
29 members to the advisory group. Each group member must be a resident of the region
30 the member is appointed to serve. ~~The director shall appoint two current county-~~
31 ~~commissioners and one current county social service board member to serve as~~

1 ~~members of a human service advisory group. The director may appoint an additional-~~
2 ~~current commissioner to serve in lieu of the current county social service board-~~
3 ~~member. The term~~term ~~of office must befor each appointed member is two years and~~
4 arranged so that the term of ~~one-half~~two of the appointed members expires at the end
5 of the first year and the term of the remaining three appointed members expires at the
6 end of the second year, ~~except for those first members appointed, two members shall~~
7 serve a one-year term and three members shall serve a two-year term. The director
8 shall select the appointed members of each human service advisory group on the
9 basis of population of the counties in the region served by the human service center.
10 Each county in the region must be represented by at least one member on the human
11 service advisory group. To the extent possible, appointed membership of the advisory
12 group must reflect regional interests in the fields of developmental disabilities, social
13 services, mental health, and ~~alcoholism and drug abuses~~substance abuse. The director
14 shall appoint a chairman for each advisory group from the membership of the advisory
15 group. The director shall fill a vacancy occurring within an advisory group for other
16 than the expiration of a term in the same manner as original appointments, except that
17 appointments must be made only for the unexpired term. The department shall
18 compensate appointed members of a human service advisory group at the rate of
19 forty-five dollars per day, not to exceed twenty-five days in any one year. The
20 department also shall pay members for mileage and actual expenses incurred in
21 attending meetings and in the performance of their official duties in the amounts
22 provided by law for other state officers.

23 **SECTION 9. AMENDMENT.** Section 50-06-05.4 of the North Dakota Century Code is
24 amended and reenacted as follows:

25 **50-06-05.4. Duties of human service advisory groups.**

26 Each human service advisory group of the regional human service centers shall perform the
27 following duties:

- 28 1. Provide information to the department relative to needs assessment and the planning
29 and development of health and social resources for the effective and efficient delivery
30 of high-quality human services fully accessible to all citizens.

- 1 2. Review services and programs provided by the regional human service centers and
2 make periodic recommendations ~~the advisory group may have~~ for improvement in
3 services, programs, or facilities.
- 4 3. Promote cooperation and working agreements with public agencies, including public
5 health and corrections and private human service agencies.
- 6 4. Promote local and regional financing from public and private sources.

7 **SECTION 10. AMENDMENT.** Section 50-06-06.2 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **50-06-06.2. Clinic services - Provider qualification - Utilization of federal funds.**

10 Within the limits of legislative appropriation therefor and in accordance with rules
11 established by the department, the department may defray the costs of preventive diagnostic,
12 therapeutic, rehabilitative, or palliative items or services furnished medical assistance eligible
13 individuals by regional human service centers or designated behavioral health providers. Within
14 the limits of legislative appropriations and to the extent permitted by state and federal law and
15 regulations established thereunder, it is the intent of the legislative assembly that federal funds
16 available under title XIX of the Social Security Act [42 U.S.C. 1396 et seq.] be utilized to defray
17 the costs of identifiable mental health clinic services furnished eligible individuals in regional
18 human service centers and that federal funds available under title XX of the Social Security Act
19 [42 U.S.C. 1397 et seq.] be utilized to defray the costs of identifiable social services furnished
20 eligible individuals by county social service boards and regional human service centers.

21 **SECTION 11. AMENDMENT.** Section 50-06-06.5 of the North Dakota Century Code is
22 amended and reenacted as follows:

23 **50-06-06.5. Continuum of services for chronically mentally ill individuals**
24 **with serious and persistent mental illness.**

- 25 1. The department of human services shall develop a plan for an integrated,
26 multidisciplinary continuum of services for ~~chronically mentally ill individuals~~individuals
27 with serious and persistent mental illness. The continuum may consist of an array of
28 services provided by private mental health professionals, private agencies, county
29 social service agencies, human service centers, community-based residential care
30 and treatment facilities, and private and public inpatient psychiatric hospitals. ~~To the~~
31 ~~extent feasible~~When appropriate, access to the continuum must be through human

1 service centers. ~~Within the limits of legislative appropriations, the~~The plan for a
2 continuum may include:

3 1. ~~a.~~ a. Programs, and appropriate related facilities, to provide socialization skills.

4 2. ~~b.~~ b. Programs, and appropriate related facilities, to provide basic living skills.

5 3. ~~c.~~ c. Appropriate residential facilities and other housing options.

6 4. ~~d.~~ d. Appropriate training, placement, and support to enhance potential for
7 employment.

8 5. ~~e.~~ e. Appropriate delivery and control of necessary medication.

9 6. ~~f.~~ f. Appropriate economic assistance.

10 7. ~~g.~~ g. An inpatient facility with appropriate programs to respond to persons who require
11 hospitalization.

12 h. Peer and recovering support.

13 i. Crisis service that is available twenty-four hours a day seven days a week.

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

18 **SECTION 12. AMENDMENT.** Subsection 1 of section 50-06-20 of the North Dakota
19 Century Code is amended and reenacted as follows:

20 1. The state shall bear the cost, in excess of the amount provided by the federal
21 government, of:

22 a. As provided in section 50-24.1-14, medical assistance services provided under
23 chapter 50-24.1;

24 b. Energy assistance program benefits provided under subsection ~~49~~18 of section
25 50-06-05.1;

26 c. Supplements provided under chapter 50-24.5 as basic care services;

27 d. Services, programs, and costs listed in section 50-09-27;

28 e. Welfare fraud detection programs; and

29 f. Special projects approved by the department and agreed to by any affected
30 county social service board.

1 **SECTION 13. REPEAL.** Chapter 25-10 and section 50-06-01.2 of the North Dakota Century
2 Code are repealed.

3 **SECTION 14. TRANSITION.** All unexpired terms of members of a human service advisory
4 group under section 50-06-05.3 are deemed expired as of July 31, 2017. An individual who is a
5 member of a human service advisory group as of July 31, 2017, who is otherwise qualified, may
6 be reappointed to the human service advisory group on which the individual previously served.

7 **SECTION 15. EFFECTIVE DATE.** Section 7 of this Act becomes effective on August 1,
8 2019.