

# CORRECTIONS, PAROLE, AND PROBATION

## CHAPTER 113

### HOUSE BILL NO. 1549

(Representatives Klemin, Hanson, Stemen)  
(Senators Larson, Davison)

AN ACT to create and enact a new section to chapter 12-44.1 and two new sections to chapter 54-23.3 of the North Dakota Century Code, relating to the correctional facility grant program, housing task force, and criminal justice data collection; to amend and reenact section 12-47-31 of the North Dakota Century Code, relating to offenders released from the department of corrections and rehabilitation; to provide for a statement of legislative intent; to provide for a legislative management study; and to provide for a legislative management report.

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

**SECTION 1.** A new section to chapter 12-44.1 of the North Dakota Century Code is created and enacted as follows:

#### **Correctional facility grant committee - Correctional facility grant program - Report.**

1. The department of corrections and rehabilitation shall establish a correctional facility grant committee consisting of two members appointed by the director of the department of corrections and rehabilitation, two members appointed by the North Dakota association of counties, the commissioner of recovery and re-entry, and the director of the behavioral health division of the department of health and human services. The director of the department of corrections and rehabilitation shall choose one member to serve as chairman. The committee shall:
  - a. Establish criteria for the evaluation of existing re-entry programs, including educational and counseling programs used by existing re-entry programs;
  - b. Establish criteria for the evaluation of grant applications;
  - c. Establish policies for screening and implementing grants under this section;
  - d. Establish criteria and policies for evaluating programs funded under this section;
  - e. Establish criteria and policies necessary for the successful administration and management of the grant program;
  - f. Administer grants to county, regional, or tribal correctional facilities; and

- g. Provide annual reports to the department of corrections and rehabilitation regarding the status of the correctional facility grant program.
2. The correctional facility grant committee shall administer a grant program to expand access to evidence-based programming in county, regional, and tribal correctional facilities.
3. Grants awarded under this section must prioritize county, regional, or tribal correctional facilities with no existing re-entry, educational, counseling, or other evidence-based programs. Grants may be awarded to support access to culturally responsive treatment alternative programs.

**SECTION 2. AMENDMENT.** Section 12-47-31 of the North Dakota Century Code is amended and reenacted as follows:

**12-47-31. Discharge of offenders –Clothing—Transportation.**

1. The department of corrections and rehabilitation, in coordination with the department of transportation, shall facilitate a process for offenders applying for photo identification, including a driver's license, nondriver identification card, temporary driver's license, or temporary nondriver identification card.
2. The department of corrections and rehabilitation shall provide an offender released from the department appropriate clothing and transportation to a reasonable point as specified in the release plan, based upon need.
3. The department of corrections and rehabilitation, in cooperation with the department of health and human services, shall connect all eligible offenders to Medicaid assistance or other health and human services programs before the offender is released from the department.

**SECTION 3.** A new section to chapter 54-23.3 of the North Dakota Century Code is created and enacted as follows:

**Housing task force - Report to legislative management.**

1. The department of corrections and rehabilitation shall establish a task force on housing to address barriers to accessing housing for probationers, parolees, and other individuals released from the custody of the department. The housing task force must include representation from the division of adult services, including parole and probation services, the housing finance agency, the department of health and human services, and community housing providers.
2. The task force shall provide an annual report to the legislative management relating to:
  - a. The implementation of a housing assistance program to provide monetary assistance to eligible probationers, parolees, and other individuals released from the custody of the department of corrections and rehabilitation. The program may include expanding eligibility requirements for housing assistance programs to include individuals released from incarceration.
  - b. The implementation of a housing assistance program for eligible sexual offenders, including the desirability and feasibility of using master leases to improve accessibility.

- c. Procedures for improving awareness regarding available housing options and improving coordination among housing providers, the department of health and human services, and the department of corrections and rehabilitation.
- d. The capacity of sober housing and low barrier housing for individuals released from the custody of the department of corrections and rehabilitation.

**SECTION 4.** A new section to chapter 54-23.3 of the North Dakota Century Code is created and enacted as follows:

**Criminal justice data - Report to legislative management.**

- 1. The department of corrections and rehabilitation, in cooperation with the behavioral health division of the department of health and human services, representatives from each judicial district, and representatives from the adult services division, including parole and probation services and local or regional jails, shall examine criminal justice data, including data collection, retention, and dissemination.
- 2. The department shall provide a report to the legislative management relating to procedures for:
  - a. Tracking uniform data points;
  - b. Standardizing and automating criminal justice data collection, retention, and dissemination; and
  - c. Improving data connectivity between system partners, including a proposal to develop a data sharing portal to alert the department of health and human services of changes to the Medicaid status of offenders in custody with the department of corrections and rehabilitation.

**SECTION 5. LEGISLATIVE INTENT - FEDERAL GRANTS.** It is the intent of the sixty-ninth legislative assembly that the department of corrections and rehabilitation apply for federal grants from the United States department of justice to fund a temporary justice reinvestment coordinator position and to support the general funds required for the implementation of re-entry programs.

**SECTION 6. LEGISLATIVE MANAGEMENT STUDY - EXPANDING ACCESS TO CRIMINAL RECORD SEALING.** During the 2025-26 interim, the legislative management shall consider studying expanding access to criminal record sealing. The study must include the automation of record sealing for individuals eligible to file a petition to seal a criminal record under section 12-60.1-02, the expansion of eligibility for record sealing, and the potential costs and benefits of creating processes for criminal record expungement alongside, or in lieu of, avenues for criminal record sealing. The legislative management shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the seventieth legislative assembly.

Approved April 16, 2025

Filed April 16, 2025

## CHAPTER 114

### HOUSE BILL NO. 1075

(Government and Veterans Affairs Committee)  
(At the request of the Adjutant General)

AN ACT to create and enact a new subdivision to subsection 2 of section 12-60-24 and a new section to chapter 37-17.1 of the North Dakota Century Code, relating to criminal history record checks by the department of emergency services.

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

<sup>32</sup> **SECTION 1.** A new subdivision to subsection 2 of section 12-60-24 of the North Dakota Century Code is created and enacted as follows:

The department of emergency services for a final employment applicant under chapter 37-17.1.

**SECTION 2.** A new section to chapter 37-17.1 of the North Dakota Century Code is created and enacted as follows:

#### **Criminal history record checks.**

The department of emergency services may require a final applicant for employment to submit to statewide and nationwide criminal history record checks. The nationwide criminal history record check must be conducted in the manner provided by section 12-60-24.

Approved March 14, 2025

Filed March 14, 2025

---

<sup>32</sup> Section 12-60-24 was also amended by section 1 of Senate Bill No. 2042, chapter 407, and section 1 of Senate Bill No. 2073, chapter 115.

## CHAPTER 115

### SENATE BILL NO. 2073

(State and Local Government Committee)  
(At the request of the State Treasurer)

AN ACT to amend and reenact subdivision xx of subsection 2 of section 12-60-24 and section 54-11-16 of the North Dakota Century Code, relating to criminal history record checks by the state treasurer for individuals with access to federal tax information.

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

<sup>33</sup> **SECTION 1. AMENDMENT.** Subdivision xx of subsection 2 of section 12-60-24 of the North Dakota Century Code is amended and reenacted as follows:

xx. The office of state treasurer for ~~each individual~~ an applicant or employee who has access to federal tax information under chapter 54-11-16.

**SECTION 2. AMENDMENT.** Section 54-11-16 of the North Dakota Century Code is amended and reenacted as follows:

#### **54-11-16. Criminal history record checks.**

The state treasurer shall require any applicant, or employee, ~~or independent contractor~~ who has access to federal tax information to submit to a statewide and nationwide criminal history record check, and subsequent recheck within ~~ten~~ five years from the date of the previous criminal history record check. The nationwide criminal history record check must be conducted in the manner provided by section 12-60-24.

Approved March 18, 2025

Filed March 18, 2025

---

<sup>33</sup> Section 12-60-24 was also amended by section 1 of House Bill No. 1075, chapter 114, and section 1 of Senate Bill No. 2042, chapter 407.

## CHAPTER 116

### HOUSE BILL NO. 1166

(Representatives Pyle, O'Brien, Vetter, Berg)  
(Senators Larson, Myrdal)

AN ACT to create and enact a new section to chapter 12-60.1 of the North Dakota Century Code, relating to closing certain criminal records; and to amend and reenact sections 12-60.1-01 and 12-60.1-02 of the North Dakota Century Code, relating to closed records and grounds to file a petition to seal a criminal record.

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

**SECTION 1. AMENDMENT.** Section 12-60.1-01 of the North Dakota Century Code is amended and reenacted as follows:

##### **12-60.1-01. Definitions.**

As used in this chapter:

1. "Closed" means subject to examination only by a clerk of court, a judge of the court, the juvenile commission, a criminal justice agency, the defendant, the defendant's counsel, a state's attorney, or any person upon written order of a judge of the court.
2. "Court record" includes:
  - a. Any document or information collected, received, or maintained by court personnel in connection with a judicial proceeding;
  - b. Any index, calendar, docket, register of actions, official record of the proceedings, order, decree, judgment, minute, and any information in a case management system created or prepared by court personnel relating to a judicial proceeding; and
  - c. Information maintained by court personnel pertaining to the administration of the court or clerk of court office and not associated with a particular case.
- ~~2-3.~~ "Criminal justice agency" has the same meaning as in section 12-60-16.1.
- ~~4.~~ "Criminal record" means court and prosecution records subject to sealing under this chapter. A criminal record does not include criminal history record information as defined in subsection 5 of section 12-60-16.1 or criminal justice data information maintained in the criminal justice data information sharing system under section 54-12-34.
- ~~3-5.~~ "Prosecutor" means the office or agency with jurisdiction over the offense for purposes of postconviction proceedings.
- ~~4-6.~~ "Nonconviction" means dismissal of all criminal charges in a case or acquittal of all criminal charges in a case.

7. "Seal" means to prohibit the disclosure of the existence or contents of court or prosecution records unless authorized by court order.

**SECTION 2. AMENDMENT.** Section 12-60.1-02 of the North Dakota Century Code is amended and reenacted as follows:

**12-60.1-02. Grounds to file petition to seal criminal record.**

1. An individual may file a petition to seal a criminal record if:
  - a. The individual pled guilty to or was found guilty of a misdemeanor offense and the individual has not been convicted of a new crime for at least three years before filing the petition; ~~or~~
  - b. The individual pled guilty to or was found guilty of a felony offense and the individual has not been convicted of a new crime for at least five years before filing the petition; or
  - c. The individual was granted an unconditional pardon of the criminal conviction by the governor.
2. ~~This~~Except as provided under section 3 of this Act, this chapter does not apply to:
  - a. A felony offense involving violence or intimidation during the period in which the offender is ineligible to possess a firearm under subdivision a of subsection 1 of section 62.1-02-01; or
  - b. An offense for which an offender has been ordered to register under section 12.1-32-15.

**SECTION 3.** A new section to chapter 12-60.1 of the North Dakota Century Code is created and enacted as follows:

**Closing nonconviction records.**

1. If a court enters an order of nonconviction on or after August 1, 2025, the court shall close the court record upon the expiration of sixty-one days.
2. The defendant may file a petition to the court to have the court record closed if the court entered an order of nonconviction for a case disposed of before August 1, 2025. If the defendant meets the requirements of this section, the court shall enter an order closing the court record within ten days of the petition being filed.
3. This section does not apply if:
  - a. The dismissal was the result of a plea agreement involving a conviction on another offense;
  - b. The case was dismissed due to a finding the individual was not fit to proceed under chapter 12.1-04;
  - c. The case resulted in a verdict of not guilty due to a lack of criminal responsibility under chapter 12.1-04.1; or

d. The case was appealed.

4. A filing fee may not be charged for a petition filed under this section.

Approved April 21, 2025

Filed April 22, 2025



## CHAPTER 117

### HOUSE BILL NO. 1263

(Representatives Christianson, Hendrix, Holle, D. Johnston)  
(Senator Cory)

AN ACT to amend and reenact section 12-60.1-04 of the North Dakota Century Code, relating to hearings on petitions to seal a criminal record.

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

**SECTION 1. AMENDMENT.** Section 12-60.1-04 of the North Dakota Century Code is amended and reenacted as follows:

##### **12-60.1-04. Hearing on petition.**

1. The court may grant a petition to seal a criminal record if the court determines by clear and convincing evidence:
  - a. The petitioner has shown good cause for granting the petition;
  - b. The benefit to the petitioner outweighs the presumption of openness of the criminal record;
  - c. The petitioner has completed all terms of imprisonment and probation for the offense;
  - d. The petitioner has paid all restitution ordered by the court for commission of the offense;
  - e. The petitioner has demonstrated reformation warranting relief; and
  - f. The petition complies with the requirements of this chapter.
2. In determining whether to grant a petition, the court shall consider:
  - a. The nature and severity of the underlying crime that would be sealed;
  - b. The risk the petitioner poses to society;
  - c. The length of time since the petitioner committed the offense;
  - d. The petitioner's rehabilitation since the offense;
  - e. Aggravating or mitigating factors relating to the underlying crime, including factors outlined in section 12.1-32-04;
  - f. The petitioner's criminal record, employment history, and community involvement;
  - g. The recommendations of law enforcement, prosecutors, corrections officials, and those familiar with the petitioner and the offense; and

h. The recommendations of victims of the offense.

3. A hearing on the petition may not be held earlier than forty-five days following the filing of the petition.
4. To the extent practicable, upon receipt of a petition to seal a criminal record, the prosecutor shall notify and seek input from law enforcement, witnesses, victims, and correctional authorities familiar with the petitioner and the offense.
5. This section does not prohibit a prosecutor from stipulating to seal a criminal record without a hearing or more expeditiously than provided in this section.
6. ~~An individual may not appeal a denial of a petition from a district judge or magistrate.~~
7. An individual aggrieved by denial of a petition in a municipal court may appeal the denial to the district court for de novo review without payment of a filing fee. A petition denied by the district court may ~~not~~ be appealed.
- ~~8-7.~~ Except as provided in this section and if good cause is shown, a district court denying a petition may prohibit a petitioner from filing a subsequent petition to seal a criminal record for up to ~~three years~~one year following the denial. The order denying the petition must provide the reasons establishing good cause for prohibiting the petition.
- ~~9-8.~~ If a court grants a petition to seal a criminal record, the court shall state in the court order that the petitioner is sufficiently rehabilitated but is subject to the provisions of section 12.1-33-02.1, and shall release the information when an entity has a statutory obligation to conduct a criminal history background check.

Approved April 16, 2025

Filed April 16, 2025

## CHAPTER 118

### SENATE BILL NO. 2165

(Senators Rummel, Cory, Sickler, Larson)  
(Representative Heinert)

AN ACT to amend and reenact subsection 2 of section 12-63-04 and sections 12-63-05 and 12-63-12 of the North Dakota Century Code, relating to the powers and duties of the peace officer standards and training board and peace officer licensing fees.

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

**SECTION 1. AMENDMENT.** Subsection 2 of section 12-63-04 of the North Dakota Century Code is amended and reenacted as follows:

2. The board shall keep records and minutes necessary to carry out its functions. The board may:
  - a. Issue subpoenas, examine witnesses, administer oaths, and investigate allegations of practices violating the provisions of this chapter or rules adopted by the board.
  - b. If the board deems an examination to be in the best interest of public safety, require, with cause, any licensed peace officer complete a physical or psychological examination, or both, by a psychologist, licensed physician, or other qualified evaluation professional selected by the board to determine mental and physical competency.
  - c. Examine and review any medical or psychological records, including test results relative to the examination or treatment of the licensed police officer under subdivision b. A written request from the board is legal authorization to release medical and psychological information pertinent to peace officer licensure. The medical or psychological information provided to the board is not subject to section 44-04-18 and section 6 of article XI of the Constitution of North Dakota.
  - d. Examine, under oath, any applicant for licensing.
  - e-e. Examine, under oath, any licensed peace officer during a hearing to suspend, revoke, or to not renew a license of a peace officer.
  - d-f. Adopt rules relating to the professional conduct of peace officers and to implement the requirements of this chapter, including rules relating to professional licensure, continuing education, and ethical standards of practice, for persons holding a license to practice peace officer duties.
  - e-g. Expend funds to sponsor training for instruction of licensees, including up to fifty thousand dollars annually from fees collected by the board.

**SECTION 2. AMENDMENT.** Section 12-63-05 of the North Dakota Century Code is amended and reenacted as follows:

**12-63-05. Fees.**

The board shall prescribe by rule the fee for application for examination, for an initial license, for renewal of a license, for suspension of a license, for reinstatement of a license after revocation, for a duplicate license, for a late sidearm qualification, for late instructor renewal, and for late renewal of a license. The board shall administer fees received under this chapter in accordance with section 54-44-12.

**SECTION 3. AMENDMENT.** Section 12-63-12 of the North Dakota Century Code is amended and reenacted as follows:

**12-63-12. Grounds for denial, revocation, or suspension of license - Adverse license action - Appeal.**

1. The board shall deny a license, refuse to renew a license, suspend a license, revoke a license, or impose probationary conditions if the individual has been convicted or pled guilty or nolo contendere before a court of competent jurisdiction in any state, or before any court, of a felony offense.
2. The board may deny a license, refuse to renew a license, suspend a license, or revoke a license, or may impose probationary conditions if the individual:
  - a. Has been convicted or pled guilty or nolo contendere before a court of competent jurisdiction in any state, or before any court, of an offense involving domestic violence or violation of a domestic violence restraining order, an offense involving child abuse or neglect, an offense involving firearms under title 12.1 or title 62.1, or another criminal offense determined by the board to have a direct bearing upon an individual's ability to serve as a peace officer, or the board determines, following a conviction or adjudication, that the individual is not rehabilitated under section 12.1-33-02.1.
  - b. Has used unjustified deadly force in the performance of the duties as a peace officer as described in section 12.1-05-07.
  - c. Has made a false material statement under oath to the board.
  - d. Has made a false material statement to the board while obtaining or renewing a license or permit.
  - e. Has a psychological or physical condition and the individual is deemed unable to safely and competently perform the duties of a peace officer.
  - f. Has violated a provision of this chapter or a rule of the board.
3. Denial, refusal to renew, suspension, revocation, or imposition of probationary condition on a license may be ordered by the board after a hearing in accordance with chapter 28-32. An application for reinstatement may be made to the board one year from the date of the refusal to renew or the revocation of the license. The board may accept or reject an application for reinstatement and may hold a hearing to consider the reinstatement. The board may require an applicant complete a physical or psychological examination, or both, by a psychologist, licensed physician, or other qualified evaluation professional selected by the board before reinstatement. The board may examine and review any relevant medical or psychological records associated with the applicant's examination. A written request from the board is legal authorization

to release medical or psychological information pertinent to peace officer licensure. The board shall deny licensure or reinstatement of an applicant if the applicant refuses to release requested medical or psychological information. The medical or psychological information provided to the board is not subject to section 44-04-18 and section 6 of article XI of the Constitution of North Dakota. In the case of a denial of an application, the applicant may not reapply for a period of one year from the date of the order of denial.

4. An appeal from the final decision of the board to refuse to issue, to not renew, to suspend, or to revoke a license may be made to the district court. Venue is the county in which the aggrieved individual resides. The appeal must be made within thirty days from the service of the decision on the individual.

Approved March 27, 2025

Filed March 31, 2025

## CHAPTER 119

### HOUSE BILL NO. 1425

(Representatives Klemm, Hanson, Stemen)  
(Senators Davison, Larson)

AN ACT to create and enact a new section to chapter 11-16, a new chapter to title 12, and two new sections to chapter 54-23.3 of the North Dakota Century Code, relating to prosecution-led diversion programs, deflection process, and supervision for presentence programs; to provide for a legislative management study; to provide for a legislative management report; and to provide an appropriation.

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

**SECTION 1.** A new section to chapter 11-16 of the North Dakota Century Code is created and enacted as follows:

##### **Prosecution-led diversion program.**

1. The state's attorney for each county may create and administer a prosecution-led diversion program if, after due consideration of any crime victim's rights and subject to approval from the court, the prosecuting attorney and the defendant agree to suspend prosecution for a period of time after which the case will be dismissed under rule 32.2 of the North Dakota Rules of Criminal Procedure on condition that the defendant not commit any new criminal offense during the period of the agreement.
2. Each county that establishes a prosecution-led diversion program shall establish written guidelines for the program and minimum eligibility criteria.

**SECTION 2.** A new chapter to title 12 of the North Dakota Century Code is created and enacted as follows:

##### **Definition.**

As used in this chapter, "deflection process" means a procedure for facilitating an assessment, service, or treatment in lieu of incarceration, criminal charges, or unnecessary admissions to the emergency department if a peace officer or first responder is directed to intervene with an individual with a behavioral health condition, including a substance use disorder or mental health disorder, with or without the presence of criminal activity, unless the criminal activity involves bodily injury to another human or damage to personal property.

##### **Individual with a behavioral health condition - Assistance - Medical care.**

A peace officer, as defined under section 12-63-01, may transport or refer an individual to a local hospital, detoxification center, community behavioral health center, or other appropriate treatment facility. A tier 1b mental health professional, as defined under section 25-01-01, of a local hospital may hold that individual for treatment up to seventy-two hours.

**Deflection process - Regional authority and planning.**

1. A local government, law enforcement agency, or other first responder agency may establish a deflection process in partnership with one or more licensed providers of behavioral health services or substance use disorder treatment services, subject to the provisions of this section. A deflection process must include participation from a law enforcement agency and behavioral health service provider.
2. A deflection process must include procedures for:
  - a. The identification, screening, and assessment of its participants.
  - b. Case management and treatment facilitation.
  - c. Participant followups.
  - d. Law enforcement, first responder, and treatment provider training.
  - e. The collection and evaluation of data for:
    - (1) Demographics of program participants;
    - (2) The number of law enforcement interactions that result in a treatment referral; and
    - (3) The time between initial law enforcement interaction and treatment service.
3. A deflection process must include a performance management system with key performance indicators. Key performance indicators may include the:
  - a. Rate of treatment engagement within thirty days of initial contact;
  - b. Duration of treatment involvement; and
  - c. Number of subsequent law enforcement interactions for individuals referred to treatment.

**SECTION 3.** A new section to chapter 54-23.3 of the North Dakota Century Code is created and enacted as follows:

**Supervision for presentence programs.**

The department of corrections and rehabilitation has the authority to supervise a defendant while the defendant is participating in a prosecution-led, or pretrial diversion program under section 1 of this Act or rule 32.2 of the North Dakota Rules of Criminal Procedure, or any other pretrial services program.

**SECTION 4.** A new section to chapter 54-23.3 of the North Dakota Century Code is created and enacted as follows:

**Prosecution-led diversion supervision pilot program - Report.**

1. The department of corrections and rehabilitation shall establish a prosecution-led diversion supervision program as a pilot project in three counties in the state during the biennium beginning July 1, 2025, and ending June 30, 2027.

2. Beginning July 1, 2025, the department shall collaborate with the department of health and human services, North Dakota association of counties, county state's attorneys, the commission on legal counsel for indigents, county and regional correctional facilities, and public and private treatment providers to develop guidelines and procedures for the administration of the prosecution-led diversion supervision program.
3. The department of corrections and rehabilitation shall select three counties for a pilot project and enter contracts with third-party providers in partnership with the pilot counties to provide supervision, including monitoring and connection to services.
4. The department of corrections and rehabilitation shall implement the program no later than January 1, 2026.
5. Before January 1, 2027, the department, in collaboration with the three pilot counties, shall report to legislative management regarding the process and outcome of the prosecution-led diversion program and any recommendations for future legislation.

**SECTION 5. LEGISLATIVE MANAGEMENT STUDY - PRETRIAL SERVICE PROGRAMS.** During the 2025-26 interim, the legislative management shall consider studying costs and savings associated with pretrial service programs operating in the state and opportunities to reinvest savings to improve re-entry outcomes. The study must include the effect of pretrial services on admissions to county jail, detention facilities, medical costs of participants, rate of failure to appear in court, rate of recidivism, and rate of participation in treatment programs. The study must identify opportunities for counties, courts, and state agencies to invest cost-savings associated with pretrial services in programs, treatment, and services that will further reduce recidivism and promote public health. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the seventieth legislative assembly.

**SECTION 6. APPROPRIATION - DEPARTMENT OF CORRECTIONS AND REHABILITATION - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - PROSECUTION-LED DIVERSION SUPERVISION PILOT PROGRAM - FULL-TIME EQUIVALENT POSITIONS - ONE-TIME FUNDING.** There is appropriated out of any moneys in the strategic investment and improvements fund in the state treasury, not otherwise appropriated, the sum of \$1,000,000, or so much of the sum as may be necessary, to the department of corrections and rehabilitation for the purpose of hiring one full-time equivalent position and contracting with third-party providers for a prosecution-led diversion supervision pilot program, for the biennium beginning July 1, 2025, and ending June 30, 2027. The personnel hired pursuant to this section must prioritize the prosecution-led diversion supervision pilot program. The appropriation provided under this section is considered a one-time funding item.

**SECTION 7. APPROPRIATION - DEPARTMENT OF CORRECTIONS AND REHABILITATION - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - PRETRIAL SERVICE PROGRAMS COST-SAVINGS STUDY - ONE-TIME FUNDING.** There is appropriated out of any moneys in the strategic investment and improvements fund in the state treasury, not otherwise appropriated, the sum of \$55,000, or so much of the sum as may be necessary, to the department of corrections and rehabilitation for the purpose of contracting for consulting services for the study provided in section 5 of this Act, for the biennium beginning July 1, 2025, and ending June 30, 2027. The appropriation provided under this section is considered a one-time funding item.



**SECTION 8. APPROPRIATION - DEPARTMENT OF HEALTH AND HUMAN SERVICES - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - PROSECUTION-LED DIVERSION TREATMENT SERVICES - ONE-TIME FUNDING.** There is appropriated out of any moneys in the strategic investment and improvements fund in the state treasury, not otherwise appropriated, the sum of \$750,000, or so much of the sum as may be necessary, to the department of health and human services for the purpose of providing treatment services for participants in the prosecution-led diversion program, for the biennium beginning July 1, 2025, and ending June 30, 2027. The appropriation provided under this section is considered a one-time funding item.

Approved April 29, 2025

Filed April 29, 2025