

2015 HOUSE HUMAN SERVICES

HB 1049

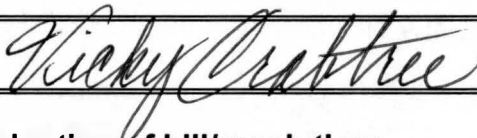
2015 HOUSE STANDING COMMITTEE MINUTES

Human Services Committee Fort Union Room, State Capitol

HB 1049
1/12/2015
Job #21850

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Loans and grants for certain behavioral health professions.

Minutes:

Testimonies 1-4

Chairman Weisz opened the hearing on HB 1049.

Alex Cronquist: Physical analyst for Legislative introduce the bill by reading it.

Chairman Weisz: On the addiction counselor, they could qualify for both the first and second sections of the bill. Is that correct?

Cronquist: Yes.

Chairman Weisz: It is based on a 4 year term of \$25,000 in the second session?

Cronquist: Yes. The second section is for the internship period because they are unpaid internships.

Chairman Weisz: They are eligible for \$6250 each year.

Cronquist: Yes. The first section is for student loans.

Rep. Kathy Hogan: Represents District 21 testified in support of the bill. (See Testimony #1)

11:04

Chairman Weisz: The numbers represented here, 60 under the first program and 40 on the second; were those numbers pulled out of the air or was it based on what came out of the meetings?

Rep. Hogan: Some were based on current members and resources and some pulled out of the hat.

Rep. Porter: Was there discussion in focusing the grants and pay downs to those areas that are the least served?

Rep. Hogan: There were brief discussions about that. Some of the shortages are urban as well as rural. That is why we looked at it being the whole state.

Rep. Keifert: I sat on the committee too. At the times of our study there were currently 13 vacancies in that field and we were told this has lasted for 20 years. This is nothing new.

Rep. Hofstad: Are there any bills coming forward that deal with licensure?

Rep. Hogan: Yes there is. The bills are looking at unifying behavioral health licensing protocol and length of time. I left the final report on behavioral health planning by Schulte Consulting with each committee member.

Rev. Larry Giese: Testified in support of the bill. (See Testimony #2)

Jerry Jurena: President of the ND Hospital Association said they support this bill.

Rep. Porter: How do we take this model and make sure the priority is given to the areas that have the most severe access problems? My concern is that the money is going out with no strings attached. There is no other loan forgiveness program where we do that. Everything we do has to do with access. This is wide open.

Jureno: This is a big issue. It would be nice if language was put into this bill that gave preferential treatment to the rural areas.

Dr. Julijana Nevland, University of Mary: Testified in support of the bill on behave of the University of Mary. (See Testimony #3)

Chairman Weisz: The \$5,000 grant, if shortages are that critical why don't we have more psychiatrists that are willing to take on free labor?

Nevland: The students require significant levels of supervision in order to become licensed addiction counselors and this has a huge impact on the supervisor's workload. It sounds in theory that the agency is getting free workforce, but in result they end up giving back to the student much more than they are actually getting in return during the training period.

Rep. Hofstad: When someone is considering that field, why is the student loan component any different than any other field? Why would that be a barrier too compared to going into some other field?

Nevland: One of the barriers is the salary. They might take \$30,000 to \$40,000 in student loans at a master's level and if their salary is around \$40,000 that could be a significant financial burden and a deterrent to them.

Kurt Snyder: Executive Director of the Heartview Foundation testified in support of the bill. (See Testimony #4)

Rep. Keifert: Is the ND license recognized in other states?

Snyder: Licensed counselor credentials do not transfer to another state.

Rep. Porter: What is the current salary range of an addiction counselor?

Snyder: I can give you a ball park figure. They would start a new licensed addiction counselor at \$18 an hour and it can go up to \$28-\$30 an hour. We have many counselors retiring. We have around 300 licensed addiction counselors in the state and about 60 did not renew their licenses. We will have a hard time just maintaining the departure of those leaving the field as well as adding to it. The workforce shortages are not just in the rural areas. The shortages are in Bismarck as well.

Rep. Porter: How many internship slots do you provide per year?

Snyder: We are aggressive about building our workforce. We provided 4 training spots at the Heartview Foundation.

Rep. Porter: Why not adopt the model you have rather than create something new?

Snyder: I believe many agencies are very creative in how they gain their workforce. In many situations they will pay them in their training. However, when you pay someone in their training there is no reimbursement and a difficulty on the agency. The support would encourage training spots.

Rep. Porter: When businesses participate in these programs they tend to look at it as being able to pick the best of the best inside of those programs and maybe employ some of those trainees. In today's market that is a bonus to the employer and I don't think they need to be paid inside of that bonus inside of this program. Since DHS is probably the largest employer of licensed addiction counselors, are these funds then available to them?

Snyder: In number 3 of section 5 it does say the DHS may not exceed more than 50% of the amount appropriated. There are circumstances we will not get out of without this legislation. In Williston, Dickinson and Watford City have minimal if no services available. There are no training opportunities in western ND. We need to increase training opportunities in places like Heartview and Share House in Fargo. You will never build a workforce in the western part of the state by paying them a lot of money and then trying to find them a place to live.

Rep. Mooney: How do you get reimbursed?

Snyder: There is block grant money that is matched by general funds and that is directed primarily to the human service centers. They can then offer a sliding fee scale. Our funding is based upon reimbursed services through health insurance plans and we are a Medicaid approved provider.

Rep. Mooney: You mentioned there are a number of individuals who are not renewing their licensure. Are you doing any exit interviewing to find out the reasons why they are not renewing?

Snyder: I have wondered why others don't do as I do. We look to those retiring folks to keep their license and they can offer support for vacations and fill in for anybody. I do a lot of contracting.

Rep. Mooney: Are you having a high burn out rate because of shortage.

Snyder: Yes. The national average career of an addiction counselor is 5 to 7 years.

No Opposition

Chairman Weisz closed the hearing on HB 1049.

2015 HOUSE STANDING COMMITTEE MINUTES

Human Services Committee
Fort Union Room, State Capitol

HB 1049
2/9/2015
23539

☐ Subcommittee
☐ Conference Committee

Amanda Muscha

Explanation or reason for introduction of bill/resolution:

Relating to loans and grants for certain behavioral health professions.

Minutes:

Chairman Weisz: Opened discussion in HB 1049. My theory is that if we are start going to do loan repayment for health professionals there should be consistency. We don't have time to do that today and get it out. If we are going to do it with money let's do it with this one and not the other two. The other two can deal with uniform. This bill does just have money for student loan repayment grants but it does have this section that has to do with paying for internships for addiction councilors. This one we need to deal with and get it out. Currently I also wanted to combine the funds into one pot. They can and have been doing that already. If we had any money for just loan repayments it basically can go to the whole group. I think what we need to deal with is found in section 2, 3, and 4. Section 4 is appropriations for that internship program, 3 would add money to the whole scheme loan repayments, and 5 is another area in which I will have a tough sell on, because they will say if they want them so bad then why they won't give those slots.

Representative Porter: When we have paramedic students come from the programs they come from almost everywhere in the states, and we want them here with us because that is the best recruiting tool we have. We get to see them at work, their demeanor, their function, their patient contacts, and we use it as an opportunity to do their pre-employment screening. It is the best tool we have for screening future employees and to get paid for it on top if it all.

Representative Oversen: I had to do multiple internships and they are different. As far as the training sights I think the amount of supervision for an addiction councilor, internship is much more intensive. When you are supervising an addiction councilor, you as a supervisor are shadowing them and then you have your own case management to do. Doctor requirement clinical hours happen during school. I think it is a different ball game than comparing it to other health care professionals.

Representative Porter: Moved to remove section 5

Representative Seibel: Seconds

Chairman Weisz: This one is the grants to the providers.

Representative Fehr: I am assuming when it says 700 hours that is 6 month training?

Chairman Weisz: I think it was considered 9 months. They wouldn't get any money unless they offered them at least 700 hours but the internship is actually 1400 hours.

Representative Fehr: My understanding is that this was one of the big sticking points. In order to hire addiction councilors is they needed people to go through this unpaid internship and this was one of the biggest issues. If we take this out, my understanding is we have what is raised again and again is perhaps the biggest issues with addiction councilors.

Representative Damschen: That was always an issue that came up. It was a time factor and to do it unpaid was an obstacle.

Representative Fehr: My understanding is it really comes down to reimbursement. So I could hire a psychology resident and at least some third parties will pay for that person and I can make it work to hire them for a year and I spend my time training them because I have some money coming in, but if you have an addiction intern and you have no money coming in that is the real problem. You are spending a year and not getting anything from them. You have them on their staff and you are spending time with them for a year.

Representative Damschen: Work can be done but they can't be reimbursed for the time. Is that what you were saying? Definitely is a downer for the whole process.

Representative Seibel: My reasoning for seconding the motion in the funeral home industry, if we hired interns they had to have a 12 month internship, we as a funeral home paid them but we couldn't let them do anything alone. So for that year we were paying them we got nothing out of it except for someone to hire at the end of the internship.

Representative Muscha: I can see what they are saying; thinking of teachers, if you take on a student teacher, the supervising teacher gets paid (not much) because you are still held responsible for what that student teacher does. What Representative Oversen was saying it is different levels, not to be disrespectful but to be honest, the person is already dead, yes there could be emotional damage to the family but you couldn't do physical damage. I think we need to recognize it is a different level and the whole addiction councilor, you could do real damage if you didn't have the supervisor. From the interim and the committee, we heard there is a fair amount of work and not everyone wants to take that on for nothing.

Chairman Weisz: I can't disagree but at the same time I know where the questions will come. If everyone says we need these so bad, wouldn't that addiction councilor be willing to do that because they can hire afterwards. If we want to get something here I think that has some potential to get approval we will have to be pretty certain about which ones we pick and don't pick.

Representative Damschen: In this case the work is getting done. They are not qualified for reimbursement because it is being done by an intern.

Chairman Weisz: Part of the argument was that there wasn't enough people willing to take the interns or not. If we graduate them out of school we then have trouble finding spots to get the 1400 hours.

A Voice Vote Was Taken: unclear

A Roll Call Vote Was Taken: Yes 7, No 6, Absent 0

Motion carries

Chairman Weisz: Currently section 2 is setting up a program to forgive, to give them a loan and forgive it if they stick around for four years. It will forgive 25% each year, for each 12 month period they serve. There is a maximum of 25,000. I think the 25,000 is a lot for a 1400 hour internship. This is complete loan forgiveness. This issue in this case is that it is not part of their educational so they can't get a school loan in a sense to cover it but we are paying them to do the 1400 hours. We are never going to forgive it if they stick around. One suggestion I heard was to cut it to 10,000 and make it a loan at 1% interest.

Representative Mooney: Then the 10,000 would apply towards the loan or for anything they choose to?

Chairman Weisz: Basically they get a loan for 10,000 for doing the internship; I guess you might say to cover the costs of not being paid that year much and then they have to pay it back at 1% interest.

Representative Mooney: I don't like that idea.

Representative Fehr: Is your suggestion also that it would keep in subsection 2 the forgiveness 25% per year?

Chairman Weisz: No it wouldn't be forgiven then, it would be strictly a loan. We are still going to look at a loan repayment grant which would be forgiven as far as the loan repayments just like we do with the other health professionals.

Representative Mooney: Is that sections 3 and section 4 that you are referring to?

Chairman Weisz: Section 4 would apply and that language then would have to be changed because there you would have to say the bank of North Dakota would loan 400,000 total which would be repaid in this scenario. Wherein section 3 that is going to be a grant because that is intended of you stick around it is going to be forgiven.

Representative Mooney: I think I will say why I don't like this proposal at all. It goes back to everything we have heard over the interim committee process. 18 months or so of hearing after hearing including a number of testimonies regarding addiction counseling and the lack of, the need of, the fact that these individuals who don't receive adequate care are part of the reason as to why our prisons and jails are overburdened. We are moving our mental and behavioral health clinics into our prison systems. So dollar for dollar I think we saw many testimonies regarding the cost ratio benefits, investing in the up-front to get what we need to begin to take care of our behavioral health needs in North Dakota as opposed to continually hoping it will go away and it doesn't, and we continue to double down on our

prison systems. Moving away from investing in a system which has to involve the professionals, that I think it is a real mistake.

Representative Fehr: Proposed a movement for an amendment on page 3, line 6 changing the 25% to 20% and we change line 12 to 20,000.

Chairman Weisz: So you're saying they would have to stay 5 years and they would get a max of 20 instead of 25. So we would basically change section 4 to 800,000?

Representative Mooney: Second

Chairman Weisz: Go on five year forgiveness, 20,000 max, 800,000 in section 4.

A Voice Vote Was Taken: All in favor

Motion carries

Representative Hofstad: I would move we eliminate section 1 of the bill

Chairman Weisz: Is this the intent that we will address that in 1115?

Representative Hofstad: Yes

Representative Oversen: Second

Chairman Weisz: That is eliminating the policy part which we will take up in 1115.

A Voice Vote Was Taken: All in favor

Motion carries

Chairman Weisz: We haven't talked about section 3 and that adds 180 to that pool. To take out the vets it would be roughly 2 million with the proposed governor's budget for repayment programs and health professionals. This would add 200 to that.

Representative Porter: All that is doing is paying higher ed 180,000 to administer 800,000. It seems expensive for the administration of the program.

Chairman Weisz: It had nothing to do with section 4, it should have been in the health department, and this is for the loan repayment for the student loans. Section 4 is that internship loan which is totally different. This is supposed to add 180 to those and it should be in the health department. I have no idea why it has it for education, because I can't support it going to the higher ed. All our loan repayment programs run through the health department and that is where it belongs. It is supposed to be used and used for the repayment of the loan, not for the administration costs.

Representative Porter: Wouldn't it go back to the bank of North Dakota since they administer the loans?

Chairman Weisz: All the other language appropriates it to the health department.

Brenda Weisz: The director of accounting for the department of health. The state loan repayment programs are administered by the health council. Section 3 was put in this bill to tie with section one because they were establishing this loan repayment program to come through the bank of North Dakota and this state board of higher education was going to administer this piece of it and this coming through the interim committee, it looked like it was established a little bit separate from the health council loan repayment program and the executive budget did come forward with a behavioral loan repayment program as well and HB 1115 at the same time. It just established a different entity and I believe section 3 goes with section 1.

Representative Porter: Because we removed section 1 I would move we remove section 3.

Representative Hofstad: Second

Chairman Weisz: There is 495,000 in the budget currently.

A Voice Vote Was Taken: All in favor

Motion carries

Representative Fehr: I would motion a do pass as amended and rerefer to appropriations

Representative Mooney: Second

A Roll Call Vote Was Taken: Yes 11, No 2, Absent 0

Motion carries

Representative Fehr will carry the bill

February 9, 2015

SP
2/10/15

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1049

Page 1, line 1, remove "to chapter 15-10 and a new section"

Page 1, line 2, remove "and grants"

Page 1, line 3, after the first semicolon insert "and"

Page 1, line 3, remove "; and to provide for an appropriation"

Page 1, remove lines 5 through 24

Page 2, remove lines 1 through 23

Page 3, line 6, replace "twenty-five" with "twenty"

Page 3, line 12, replace "twenty-five" with "twenty"

Page 3, remove lines 19 through 25

Page 3, line 28, replace "\$1,000,000" with "\$800,000"

Page 4, remove lines 1 through 14

Renumber accordingly

Date: 2-9-15
Roll Call Vote #: 1

2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1049

House Human Services Committee

☐ Subcommittee

Amendment LC# or Description:

Recommendation: ☒ Adopt Amendment

☐ Do Pass

☐ Do Not Pass

☐ Without Committee Recommendation

☐ As Amended

☐ Rerefer to Appropriations

☐ Place on Consent Calendar

Other Actions:

☐ Reconsider

☐

Motion Made By

Rep. PORTER

Seconded By

Rep. Seibel

Representatives	Yes	No	Representatives	Yes	No
Chairman Weisz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Rep. Mooney	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Vice-Chair Hofstad	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Rep. Muscha	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Rep. Bert Anderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Rep. Oversen	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Rep. Dick Anderson	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
Rep. Rich S. Becker	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
Rep. Damschen	<input type="checkbox"/>	<input checked="" type="checkbox"/>			
Rep. Fehr	<input type="checkbox"/>	<input checked="" type="checkbox"/>			
Rep. Kiefert	<input type="checkbox"/>	<input checked="" type="checkbox"/>			
Rep. Porter	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
Rep. Seibel	<input checked="" type="checkbox"/>	<input type="checkbox"/>			

Total (Yes) 7 No 6

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Remove Sec. 5

Date: 9-9-15
Roll Call Vote #: 2

2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1049

House Human Services Committee

☐ Subcommittee

Amendment LC# or Description:

Recommendation:

- ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar

Other Actions:

☐ Reconsider

☐

Motion Made By

Rep Fehr

Seconded By

Rep Mooney

Representatives	Yes	No	Representatives	Yes	No
Chairman Weisz			Rep. Mooney		
Vice-Chair Hofstad			Rep. Muscha		
Rep. Bert Anderson			Rep. Oversen		
Rep. Dick Anderson					
Rep. Rich S. Becker					
Rep. Damschen					
Rep. Fehr					
Rep. Kiefert					
Rep. Porter					
Rep. Seibel					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

page 3 line 6 25% to 20%
line 12 to 29000

Date: 2-9-15
Roll Call Vote #: 3

2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1049

House Human Services Committee

☐ Subcommittee

Amendment LC# or Description: See below

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Rep. HOFSTAD Seconded By Rep. OVERSEN

Representatives	Yes	No	Representatives	Yes	No
Chairman Weisz			Rep. Mooney		
Vice-Chair Hofstad			Rep. Muscha		
Rep. Bert Anderson			Rep. Oversen		
Rep. Dick Anderson					
Rep. Rich S. Becker					
Rep. Damschen					
Rep. Fehr					
Rep. Kiefert					
Rep. Porter					
Rep. Seibel					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

eliminate Sec I

Date: 2-9-15
Roll Call Vote #: 4

2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1049

House Human Services Committee

☐ Subcommittee

Amendment LC# or Description: see below

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Rep. Porter Seconded By Rep. Hofstad

Representatives	Yes	No	Representatives	Yes	No
Chairman Weisz			Rep. Mooney		
Vice-Chair Hofstad			Rep. Muscha		
Rep. Bert Anderson			Rep. Oversen		
Rep. Dick Anderson					
Rep. Rich S. Becker					
Rep. Damschen					
Rep. Fehr					
Rep. Kiefert					
Rep. Porter					
Rep. Seibel					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Remove Sec. 3

Date: 2-9-15
Roll Call Vote #: 5

2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1049

House Human Services Committee

☐ Subcommittee

Amendment LC# or Description: 15.0278.02001

Recommendation: ☐ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☒ As Amended ☒ Rerefer to Appropriations
☐ Place on Consent Calendar

Other Actions: ☐ Reconsider ☐ _____

Motion Made By Rep. Fehr Seconded By Rep. Mooney

Representatives	Yes	No	Representatives	Yes	No
Chairman Weisz		✓	Rep. Mooney	✓	
Vice-Chair Hofstad	✓		Rep. Muscha	✓	
Rep. Bert Anderson	✓		Rep. Oversen	✓	
Rep. Dick Anderson	✓				
Rep. Rich S. Becker	✓				
Rep. Damschen	✓				
Rep. Fehr	✓				
Rep. Kiefert	✓				
Rep. Porter		✓			
Rep. Seibel	✓				

Total (Yes) 11 No 2

Absent 0

Floor Assignment Fehr

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

HB 1049: Human Services Committee (Rep. Weisz, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (11 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1049 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "to chapter 15-10 and a new section"

Page 1, line 2, remove "and grants"

Page 1, line 3, after the first semicolon insert "and"

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Page 3, line 28, replace "\$1,000,000" with "\$800,000"

Page 4, remove lines 1 through 14

Renumber accordingly

2015 HOUSE APPROPRIATIONS

HB 1049

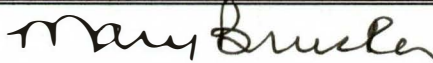
2015 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee Roughrider Room, State Capitol

HB 1049
2/13/2015
23864

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Relating to loans and grants for certain behavioral health professionals; to provide for a transfer; and to provide for an appropriation.

Minutes:

No attachments

Representative Robin Weisz District 14 spoke as committee chair of Human Services on HB 1049: This bill has to do with licensed addiction counselors. Testimony presented in our committee stated licensed addiction counselors are not eligible for student loans while they are doing their internship because it's not considered part of their education as they are already done. The bill appropriates \$800,000 for a loan forgiveness program for the internships. The internship program is 1,400 hours and is unpaid. This bill states they will receive \$20,000 for the nine months they are working in an unpaid position. If they stay in the state for five years it is all forgiven. It's meant to address the shortage of licensed addiction counselors.

Chairman Jeff Delzer: Why the \$800,000 appropriation? How many spots do we have?

Representative Weisz: They are looking for 40 internships.

Chairman Jeff Delzer: Where do we have 40 internships in the state of North Dakota?

Representative Weisz: Part of the rest of the bill that was stripped out allocated \$200,000 to pay clinicians to sponsor the addiction counselors at \$5,000 each. We are not slot limited in this area like you are with nurses and others.

Chairman Jeff Delzer: You still have to have the spot.

Representative Weisz: You need someone who is willing to supervise them and do the training. They have to be there with them to oversee them. It's not a slot the school would procure; they have to find a licensed addiction counselor to oversee them for those 1,400 hours. The original bill had money in there for them because the testimony came up that it

was very time burdensome for those people doing the work so they should get rewarded so more would take them on.

Chairman Jeff Delzer: Did you ask how many are set up to do this right now in the state of North Dakota?

Representative Weisz: We didn't ask how many graduates are doing the internships. There isn't a limitation; anyone can do that if they desire.

Chairman Jeff Delzer: Can't they get student loans?

Representative Weisz: They can get a student loan for their education portion like anybody else but this internship would not qualify.

Chairman Delzer: Did you look at changing the qualifications for that and making it a regular student loan for that?

Representative Weisz: There was an attempt that was defeated to change it to a student loan qualification.

Vice Chairman Keith Kempenich: Was there any conversation about the employer where they would be doing the internship? If there's a demand for it in their organization they could possibly work something out with the student to get repayment.

Representative Weisz: We had discussions but a lot of these were solo so that wouldn't even apply. Part of this section was to give employers incentives to do the internship but that was defeated because if they needed somebody in that area the employer should be willing to spend the time and money to do the internship program with the student without us having to bribe them to bring them in.

Chairman Jeff Delzer: Who sets the standards of 1400 hours of unpaid internship?

Representative Weisz: The board sets that up.

Chairman Jeff Delzer: Did you look at all those standards and administrative rules? Are they in the century code?

Representative Weisz: Those are the rules that are by the boards themselves.

Chairman Delzer: It's the state board.

Representative Weisz: Correct.

Chairman Delzer: How does it compare to other states? What happens when someone from out of state comes in?

Representative Weisz: That issue came up on another bill. If they are already a licensed addiction counselor in another state, say Minnesota, there is reciprocity. There was an

issue where a graduate performed several hundred hours of internship in Minnesota and they wanted to finish it in North Dakota. North Dakota wouldn't give them credit for the hours they had already done in Minnesota so they had to finish the hours in Minnesota before they could come here to get their license.

Chairman Delzer: It sounds like more of a board problem than anything else.

Representative Weisz: That's what we were looking at. We changed some things in the board to allow for some more flexibility but each state sets their own rules in order to license in our state and our state says 1,400 hours.

Representative Silbernagel: Licensure issues are important. The state has a STEM student loan buy down program. Was there any discussion in emulating that and including behavioral health professions in a similar program?

Representative Weisz: No there was not. We did not have any discussion relative to STEM.

Representative Monson: On the one hand this sounds like it's a loan program and revolving fund but on the first page it looks to me like the loans made and forgiven at the rate of 20% a year for five years but then on the second it talks about that this is a revolving loan fund when nothing is going to get repaid. How are you going to have a revolving loan?

Representative Weisz: You're exactly right. There isn't anything coming back.

Representative Boening: When the students are doing the internship is the clinician they are working under charging for the services?

Representative Weisz: Yes, the employer is because the employer has to be there 100% of the time with that intern. They are being charged but there can't be a dual charge. Insurance isn't paying for both the intern and the licensed counselor.

Representative Skarphol: I wonder whether or not it is legal to require an unpaid internship? I'd ask counsel to check on that.

2015 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee Roughrider Room, State Capitol

HB 1049
2/19/2015
24161

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Relating to loans and grants for certain behavioral health professionals; to provide for a transfer; and to provide for an appropriation

Minutes:

Chairman Jeff Delzer: opened the hearing on HB 1049. This bill it does student loan forgiveness for \$1,400 that the addiction counselors require for getting their licensure after graduating from college. I understand the student loan part but I have a problem with the forgiveness part. Representative Silbernagel has drafted some amendments.

Representative Silbernagel: We will have Brady Larson explain the amendments.

Brady Larson: Legislative Council spoke on Amendment 15.0278.03002. Page 1 section 1 amends an existing student loan repayment program, currently there is a technology occupation student loan repayment program and this provides a loan repayment assistant to student enrolled in a STEM field and are employed in the state afterwards. Some of the changes in this program are to allow certain individuals to receive assistance, on page 2. In subsection 7 subdivision b you can see the new positions added are licensed social worker, licensed addiction counselor, licensed marriage and family therapist and registered nurse with a master's degree in psychiatric and mental health nursing. Section 2 it has the definition of what board means, it means "the Department of Human Services". So this would transfer the duties of the board of addiction counseling over to the Department of Human Services. In section 3 it is removing a subdivision F which provides that the board will employ persons to assist the board in carrying out the duties under the section. The term board would still refer to the Department of Human Services. The bill provided for a loan refund for the students participating in an unpaid internship. This amendment would remove the word "unpaid". On page 1 line 24 the \$20,000 is being changed to \$5,000 and that would be open to all intern including paid interns. Below that you will see a repeal section this relates to the board that is removed. On Page 2 line 9 the amount of the appropriation being provided from the revolving loan fund would be reduced from \$800,000 to \$150,000.

Chairman Jeff Delzer: This adds this to the existing loans to be for a limited number of people. Where in here do you limit so they can't do the \$6,000 that is under subsection 4.

Brady Larson: This amendment would provide for two separate programs. The first would be a loan forgiveness program after the student graduates and is in the work force. The revolving funds would provide assistance for students in an internship that have not graduated yet. So they would be eligible for both programs.

Chairman Jeff Delzer: How are they going to pay for that? You don't have any money in here for another 20-40 people?

Brady Larson: For the student loan repayment program it would not add any additional funding to our program so it would have to come from existing appropriations.

Chairman Jeff Delzer: I think this should just be available for the addiction counseling.

Representative Silbernagel: The intent was that the first component of this bill as we currently have the STEM program, and it is available for civil and mechanical engineers. Last biennium we spent \$2.4 million dollars on that program to do is to address the needs across the state that were identified through the interim study regarding licensed social workers, addition counselors, etc.

Chairman Jeff Delzer: You're adding them to this list, correct? That would include all the existing ones that are out there.

Representative Silbernagel: Correct. We could amend this to be more specific but the intent is to try to provide some incentive for those professions.

Chairman Jeff Delzer: I don't think you have enough money in the existing fund to open that up like that. You are putting the \$150,000 in for the internship for paid and unpaid, but opening this current STEM program up to that many more positions that are in the state is a massive amount. We don't know how much that could be to repay their loans up to \$6,000.

Representative Holman: Was there any discussion about the definition of what is in now in the STEM program and how these specific categories fit into STEM?

Representative Silbernagel: I have seen the list that are covered and it is lengthy and broad, several pages, but I am not aware of any behavioral health that are a piece of that.

Chairman Jeff Delzer: I think that is a concern for what we have before us. Trying to do the amount for internships makes good sense to me but I think we should amend this so it doesn't open it up to the original scholarship other than what is currently there. Does this just add the \$150,000 into the current STEM fund or does it create another revolving fund.

Brady Larson: The \$150,000 would be for a separate revolving loan fund that would only be available to provide loans to the interns.

Chairman Jeff Delzer: All we would have to do to line 7 is say "this program is available to" and list your addiction counselors, etc. and limit that to this \$150,000.

Brady Larson: The language is pretty clear the revolving loan the fund is only for the students participating in the internship.

Chairman Jeff Delzer: But we should list also that these students are not available for the existing STEM fund. Because this does change that STEM definition entirely.

Brady Larson: These are two separate loan funds so the revolving loan is clear that it is only available for the addiction counselor interns.

Chairman Jeff Delzer: But the other is not because you said they would be eligible for both. I don't think we want to open that up.

Representative Silbernagel: I am not aware of how many dollars are available for the STEM program and rather than looking for new funds I would be agreeable if we could separate a piece of the existing funds for these professions.

Chairman Jeff Delzer: If you don't limit it totally then you will probably create the problem of more people available that want it than you have money for, not matter what you do.

Representative Skarphol: I have no familiarity with section B as far as numbers of people, can someone help me understand that number compared to subsection A under # 7 on page 2?

Brady Larson: I am not aware of those numbers.

Representative Silbernagel: I could only speculate.

Chairman Jeff Delzer: I think we should think about this before we do it, If you open it up to all existing ones these are a number who are currently working who may apply for the loan forgiveness side and this was trying to just do something for the internships.

Representative Hogan: When we looked at this during the interim committee, there were 45 vacant positions in the state of North Dakota. On the nursing side there is about 40. The issue is we really have a crisis in this profession. This was really for workforce retention and recruitment process.

Chairman Jeff Delzer: The problem is you would open it not just to vacant positions you would be opening it to current positions also. That is the number Representative Skarphol is looking for. I think it is probably pretty big statewide.

Representative Skarphol: I suggest we could wait and have counsel get us some numbers that would reflect what the implications are.

Vice Chairman Keith Kempenich: There is a lot of private employers that are looking into this. They could set up a program also, either the salaries or loan programs.

Chairman Jeff Delzer: I think the employer has that opportunity already, I don't think there is any kind of incentive for it. Brady, I would like you to also draft an amendment that does not include STEM. Keep them totally separate and just address the internship program at the \$5,000 as well as the numbers that would be affected.

Representative Silbernagel: We'll welcome those amendments.

Chairman Jeff Delzer: We will hold that for a little while. Closed the hearing on HB 1049.

2015 HOUSE STANDING COMMITTEE MINUTES

Appropriations Committee Roughrider Room, State Capitol

HB 1049
2/20/2015
Job #24224

- ☐ Subcommittee
☐ Conference Committee

Kenneth M. Tothel

Explanation or reason for introduction of bill/resolution:

Relating to loans and grants for certain behavioral health professionals; to provide for a transfer; and to provide for an appropriation

Minutes:

Attachment 1

Amendment 15.0278.03005 was distributed

Chairman Jeff Delzer called the hearing to order.

Chairman Delzer: This is the loan program for the addiction counselors. I think we've had a few discussions about it. The loan program would have been a five-year forgiveness for the nine months. They could have had up to \$20,000. I know we had discussion about the STEM. We were going to put them in the STEM, but we wanted to make sure they were not eligible for the STEM repayment, the \$6000. It looks like the amendment changes it from the Board of Addiction Counselors to the Human Services Department, keeps the amount of the STEM, does set up another fund. I think they are allowed up to \$5000, and they have to pay it back. And it replaces the appropriation from \$800,000 to \$150,000 from the Student Loan Trust Fund.

Representative Silbernagel: I move Amendment .03005.

Representative Skarphol: I second.

Representative Bellew: What is the student loan trust fund?

Chairman Jeff Delzer: There is a student loan trust fund, where they have made student loans. I believe they get money back in from those, and it's a revolving fund. They build up a certain amount every so often. It's been around since I've been here. It's nothing new. I'm a little surprised at what I heard it had in it.

Representative Monson: Now this is not going to be loan forgiveness. This is a revolving loan fund?

Representative Silbernagel: That's correct.

Chairman Jeff Delzer: And it's limited to \$5000 for the nine months that they're required now, and I think it takes their authority away to require that from addiction counselors, and gives it to the Department of Human Services.

Representative Boehning: If we are taking this out of addiction counseling examiners, will these new students, these new counselors be able to be paid or anything in that order as well?

Representative Silbernagel: I don't know that anything would change, as it is put in front of us today, but we would hope that the Dept. of Human Services would be looking at this and reviewing this, and making appropriate administrative rule changes and moving forward.

Chairman Delzer: Any further discussion?

VOICE VOTE HELD: MOTION CARRIES

Rep. Silbernagel: Motion to Do Pass As Amended on HB 1049.

Rep. Skarphol: Second.

Chairman Delzer: Discussion on the motion?

ROLL CALL VOTE CONDUCTED

YES: 21 NO: 1 ABSENT: 1

MOTION IS CARRIED.

Rep. Silbernagel will carry the measure.

Chairman Delzer closed the hearing on HB 1049.

SL
2/19/15
1/2

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1049

Page 1, line 2, after the semicolon insert "to amend and reenact subsection 2 of section 43-45-01 and subsection 2 of section 45-45-04 of the North Dakota Century Code, relating to the transfer of the authority of the board of addiction counseling examiners to the department of human services; to repeal sections 43-45-02, 43-45-03, and 43-45-05 of the North Dakota Century Code, relating to the board of addiction counseling examiners; to provide an appropriation; to provide a continuing appropriation;"

Page 1, after line 4, insert:

"**SECTION 1. AMENDMENT.** Subsection 2 of section 43-45-01 of the North Dakota Century Code is amended and reenacted as follows:

2. "Board" means the ~~board~~department of addiction counseling ~~examiners~~human services.

SECTION 2. AMENDMENT. Subsection 2 of section 43-45-04 of the North Dakota Century Code is amended and reenacted as follows:

2. The board may:
 - a. Adopt rules under chapter 28-32 to implement this chapter.
 - b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
 - c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
 - d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
 - e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rule in amounts necessary to compensate the board for administration and enforcement of this chapter.
 - f. ~~Employ persons to assist the board in carrying out its duties under this chapter.~~

Page 1, line 10, remove "unpaid"

Page 1, line 14, remove ", except that:"

Page 1, remove lines 15 through 19

Page 1, line 20, remove "that the individual serves as a licensed addiction counselor in this state"

Page 1, line 24, replace "twenty" with "five"

Page 2, line 1, remove "unpaid"

Page 2, after line 6, insert:

"SECTION 4. REPEAL. Sections 43-45-02, 43-45-03, and 43-45-05 of the North Dakota Century Code are repealed."

Page 2, line 9, replace "general" with "student loan trust"

Page 2, line 9, replace "\$800,000" with "\$150,000"

Page 2, line 12, replace "2" with "3"

Renumber accordingly

Date: 2/20/15Roll Call Vote #: 1

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1049**

House Appropriations Committee

☐ Subcommittee

Amendment LC# or Description: 15.0278.03005

Recommendation:	<input checked="" type="checkbox"/> Adopt Amendment	
	<input type="checkbox"/> Do Pass <input type="checkbox"/> Do Not Pass <input type="checkbox"/> Without Committee Recommendation	
	<input type="checkbox"/> As Amended <input type="checkbox"/> Rerefer to Appropriations	
	<input type="checkbox"/> Place on Consent Calendar	
Other Actions:	<input type="checkbox"/> Reconsider <input type="checkbox"/> _____	

Motion Made By: Silbernagel Seconded By: Skarphol

Representatives	Yes	No	Absent	Representatives	Yes	No	Absent	Representatives	Yes	No	Absent
Chairman Jeff Delzer				Representative Nelson				Representative Boe			
Vice Chairman Keith Kempenich				Representative Pollert				Representative Glassheim			
Representative Bellew				Representative Sanford				Representative Guggisberg			
Representative Brandenburg				Representative Schmidt				Representative Hogan			
Representative Boehning				Representative Silbernagel				Representative Holman			
Representative Dosch				Representative Skarphol							
Representative Kreidt				Representative Streyle							
Representative Martinson				Representative Thoreson							
Representative Monson				Representative Vigesaa							

Totals

(Yes)	
No	
Absent	
Grand Total	

Voice Vote
Motion Carries

Floor Assignment: _____

If the vote is on an amendment, briefly indicate intent: _____

Date: 2/20/15
Roll Call Vote #: 2

2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES 1049
BILL/RESOLUTION NO. _____

House Appropriations Committee

☐ Subcommittee

Amendment LC# or Description: 15.0278.03005

Recommendation:

- ☐ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☒ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar

Other Actions:

- ☐ Reconsider ☐ _____

Motion Made By: Silbernagel Seconded By: Skarphol

Representatives	Yes	No	Absent	Representatives	Yes	No	Absent	Representatives	Yes	No	Absent
Chairman Jeff Delzer	✓			Representative Nelson	✓			Representative Boe	✓		
Vice Chairman Keith Kempenich	✓			Representative Pollert	✓			Representative Glassheim	✓		
Representative Bellew	✓			Representative Sanford	✓			Representative Guggisberg			4
Representative Brandenburg	✓			Representative Schmidt	✓			Representative Hogan	✓		
Representative Boehning	✓			Representative Silbernagel	✓			Representative Holman	✓		
Representative Dosch		✓		Representative Skarphol	✓						
Representative Kreidt	✓			Representative Streyle	✓						
Representative Martinson	✓			Representative Thoreson	✓						
Representative Monson	✓			Representative Vigasaa	✓						
<u>8 1 0</u>				<u>9 0 0</u>				<u>4 0 1</u>			

Totals

(Yes)	<u>21</u>
No	<u>1</u>
Absent	<u>1</u>
Grand Total	<u>23</u>

Floor Assignment: Silbernagel

If the vote is on an amendment, briefly indicate intent: _____

REPORT OF STANDING COMMITTEE

HB 1049, as engrossed: Appropriations Committee (Rep. Delzer, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (21 YEAS, 1 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1049 was placed on the Sixth order on the calendar.

Page 1, line 2, after the semicolon insert "to amend and reenact subsection 2 of section 43-45-01 and subsection 2 of section 45-45-04 of the North Dakota Century Code, relating to the transfer of the authority of the board of addiction counseling examiners to the department of human services; to repeal sections 43-45-02, 43-45-03, and 43-45-05 of the North Dakota Century Code, relating to the board of addiction counseling examiners; to provide an appropriation; to provide a continuing appropriation;"

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 - c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
 - d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
 - e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rule in amounts necessary to compensate the board for administration and enforcement of this chapter.
 - f. ~~Employ persons to assist the board in carrying out its duties under this chapter.~~

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Page 2, after line 6, insert:

"SECTION 4. REPEAL. Sections 43-45-02, 43-45-03, and 43-45-05 of the North Dakota Century Code are repealed."

Page 2, line 9, replace "general" with "student loan trust"

Page 2, line 9, replace "\$800,000" with "\$150,000"

Page 2, line 12, replace "2" with "3"

Renumber accordingly

2015 SENATE HUMAN SERVICES

HB 1049

2015 SENATE STANDING COMMITTEE MINUTES

Human Services Committee
Red River Room, State Capitol

HB 1049
3/9/2015
24475

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature

Amabel Mueller

Katie

Explanation or reason for introduction of bill/resolution:

A bill relating to loans for certain behavioral health professions; relating to the transfer of the authority of the board of addiction counseling examiners to the Department of Human Services; relating to the board of addiction counseling examiners; to provide an appropriation.

Minutes:

Attach #1: Written testimony by Kurt Snyder
Attach #2: Testimony by Michael Kaspari
Attach #3: Letter by Michael Kaspari

Alex Cronquist, Legislative Management, introduced HB 1049 to the Senate Human Services Committee. It came out of the interim human services committee. Mr. Cronquist referred to the bill.

Chairman Judy Lee reminds committee members about why this was done and how the licensing will take place if eliminating the board.

Alex Cronquist: To become addiction counselor, you need 1400 unpaid hours, so intent is to provide a loan to the participants during those hours. Originally it was intended to be loan forgiveness, but house removed the forgiveness.

Chairman Judy Lee: If the appropriations house or house human services committee removed the forgiveness

Alex Cronquist: I do not know.

Chairman Judy Lee discussed the loan process.

Senator Warner: Can you elaborate on section 1, redirecting the authority.

Alex Cronquist: It was for the board of addiction counselors. Department of Human Services replaces the board.

Senator Warner: What in section 2 is the board?

Alex Cronquist: The board used to mean the board of addiction counselors examiners, it was amended to say that the board means Department of Human Services.

Chairman Judy Lee: I do not remember removing the addiction counselors.

Alex Cronquist: That was done on the House side.

Senator Axness: What is the Department of Human Services take on the authority?

Alex Cronquist: That would be a question for the Department of Human Services.

OPPOSITION TO HB 1049

(6:22)

Mike Kaspari, first step recovery, testified in OPPOSITION to HB 1049.

See attachment #1, #2, and #3.

The amendment to remove the board is what they are opposed to. They do support the original HB 1049. (8:39)

Senator Howard Anderson, Jr.: Is the impression that House appropriations could save some money by moving this to Department of Human Services?

Mike Kaspari: I do not believe that was the intent. There was concern by one representative regarding the 1400+ hours for indentured servitude.

Senator Howard Anderson, Jr.: Do you have suggestion on how to resolve the issue of the 1400 hours unpaid internship?

Mike Kaspari: When you look around the nation and compare it with North Dakota number of internship hours is not out of line with the other states. That being said, all of the training slots are full. The big thing is that we need to provide more training slots. This was done because the training is done outside the enrollment of university, so they are not allowed loans from school during the internship period.

Senator Howard Anderson, Jr.: There's always another way. In pharmacy, had to have a 1 year internship and it used to be paid. Then college thought it should be rolled into the college program. Have there been any initiatives to include this in the college curriculum

Mike Kaspari: We are not equipped to answer that question. Believes part of it has to do with specific language of addiction counselor trainee. Everything they do is directly supervised; it is not an endured servitude. Something that would be helpful is working with the universities. This has slipped in the past years.

Chairman Judy Lee: I have visited with the provost at the universities, 17 people, but 8 or 9 slots in North Dakota for internships, so not enough slots. The whole idea is a learning experience that is part of the education that is important. If we don't have enough slots, we have to be able to provide enough slots.

Mike Kaspari: I support what Chairman Judy Lee said. We need more slots. We have candidates interested by don't have enough to give them.

Senator Warner asked the intern to bring up the original bill and the changes.

JoAnne Hoesel, Department of Human Services, was also surprised, but this would not be ideal.

Chairman Judy Lee: Do you license anybody else and take care of their licensure responsibilities?

JoAnne Hoesel: We license programs not individuals.

Closed Public Hearing.

2015 SENATE STANDING COMMITTEE MINUTES

Human Services Committee
Red River Room, State Capitol

HB 1049
3/9/2015
24528

☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature

Donald Mueller

Explanation or reason for introduction of bill/resolution:

A bill relating to loans for certain behavioral health professions; relating to the transfer of the authority of the board of addiction counseling examiners to the Department of Human Services; relating to the board of addiction counseling examiners; to provide an appropriation.

Minutes:

Attach #1: House versions of bill and amendments

The Senate Human Services Committee did committee work on HB 1049 on March 09, 2015 at 3:45 p.m.

The Intern, Femi, provided copies of different versions of HB 1049 bill and amendments from the House.

(6:25)

The committee reviewed the House versions.

Senator Howard Anderson, Jr. asked if the Intern, Femi, could look up the criteria for the licensing board of what they say you have to have. Rather than this long of a bill, could we refer to somebody who is performing an internship program approved by the licensing board.

Chairman Judy Lee indicated that made sense, so looking at bottom of page 2, eliminating some of detail.

Senator Howard Anderson, Jr. top of page 2. Replace by internship by board. These aren't only licensed addiction counselors. Addiction counselors are who we are trying to address.

Chairman Judy Lee indicated these are not just addiction counselors. There are other professions listed. **Senator Howard Anderson, Jr.** indicated only the licensed addiction counselors had the 1400 hours, and those are the ones we are trying to address. The bill states certain behavioral health professionals, because they need psychologists and others

as well. But that doesn't mean we have to specify, because if the appropriate licensing board requires an internship, it is up to the board to decide.

Senator Howard Anderson, Jr. if you get it, you would think they would check with the board.

Chairman Judy Lee questioned if this is the bill that Representative Pete Silbernagel designed to be the same as the STEM deal.

Senator Dever indicated that section 1, of version .02000, is a new chapter to 15.10, which is the state board of higher education. Everything in the 0.4000 version is in 43.45, which is the chapter that governs the board of addiction counselors. He wonders If the House intended to put the loan program under the Department of Human Services but unintentionally put the whole board under the Department of Human Services.

Chairman Judy Lee responded perhaps, but wouldn't they put that into the Health Department.

Senator Howard Anderson, Jr. added the Health Council doesn't administer the loan programs; they only administer the loan repayment programs. The Bank of North Dakota administers the loan programs.

Chairman Judy Lee requested Representative Silbernagel's input.

The committee set HB 1049 aside.

2015 SENATE STANDING COMMITTEE MINUTES

Human Services Committee Red River Room, State Capitol

HB 1049
3/9/2015
24529

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature

Donald Mueller

Explanation or reason for introduction of bill/resolution:

A bill relating to loans for certain behavioral health professions; relating to the transfer of the authority of the board of addiction counseling examiners to the Department of Human Services; relating to the board of addiction counseling examiners; to provide an appropriation.

Minutes:

No attachments

The Senate Human Services Committee met to discuss HB 1049 in committee work. This is the second committee work discussion on March 09, 2015.

V. Chairman Oley Larsen discussed curriculum for internships. There should be possible legislation that forces the universities to include internships in their curriculum.

Senator Warner indicated there may be some interstate issues, where this is a national issue. You can't impose these just on local universities if the national standards don't follow this.

Chairman Judy Lee indicated that she had talked to the Provost at the University, and they are happy to take tuition money to take classes, but are not assuming any responsibility for finding slots for internships. **V. Chairman Oley Larsen** indicated that is their job, to make sure all students have a place for an internship.

Senator Howard Anderson, Jr. explained the Board of Pharmacy doesn't pay for internships for pharmacy, but a lot of schools do. But it is part of the college curriculum. It is the accreditation agencies not requiring being part of the curriculum. If needed for license, it should be required.

Senator Howard Anderson, Jr. suggested there could be a study to review this.

Chairman Judy Lee the university system has not responded. Chairman Judy Lee provided examples. (6:05)

2015 SENATE STANDING COMMITTEE MINUTES

Human Services Committee Red River Room, State Capitol

HB 1049
3/9/2015
24530

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature

Donald Mueller

Explanation or reason for introduction of bill/resolution:

A bill relating to loans for certain behavioral health professions; relating to the transfer of the authority of the board of addiction counseling examiners to the Department of Human Services; relating to the board of addiction counseling examiners; to provide an appropriation.

Minutes:

No attachments.

The Senate Human Services Committee met to discuss HB 1049 in committee work. This is the third committee work discussion on March 09, 2015.

Representative Silbernagel provided additional information for the committee. Initially, there were three components to the bill. One was to try to have a loan program that emulated STEM. The second component was to have a loan program for internships. The third component was to pay providers who provided internships to students. It came with an \$800,000 appropriation for a loan program. From there it moved to the House Appropriations Committee. There are one or two other bills being looked at that have funding for behavioral health careers. HB 1115 was killed. Another bill has around \$600,000, and Representative Hofstad is the sponsor of that bill.

Chairman Judy Lee informed Representative Silbernagel that the House Appropriations committee eliminated the board of addiction counselor examiners and put the licensing in Department of Human Services.

Representative Silbernagel explained a legislator felt there were some issues related to licensure, on the 1,400 hours required of internship that they do not get paid for, and that is probably self-imposed by the licensure board and the providers. There was a sense of frustration of why the Board couldn't figure this out, and perhaps the Department of Human Services could provide solutions.

Chairman Judy Lee the Senate Human Services Committee thinks it is rather radical to eliminate the board.

Representative Silbernagel does highlight the issue that this has not been resolved. As students are doing their internships, the stakeholders may not receive payment for their services, and they are providing people to support the intern so it's an expense to them, so they get a double hit. As a result, there is not a lot of enthusiasm to provide internships. This is holding back the workforce.

Senator Howard Anderson, Jr. you made the statement maybe self-imposed. Some earlier discussion, other professions have rolled their internships into their curriculum and at least loans are available. The alternative, does it look like licensed addiction counselors are being too picky about the 1400 hours

Representative Silbernagel responded the component that remains in this bill is to provide student loans while doing internship, at a minimum. In regards to the 1400 hours, he is not an expert on that but interim study there was discrepancies what North Dakota does compared with other states. A possible solution to roll that into a degree program, that may be a good solution. Don't remember talking about this in interim.

Senator Howard Anderson, Jr. stated we are working on loan repayment program for behavioral health. These people would be eligible once they were licensed and working.

Chairman Judy Lee asked Senator Howard Anderson, Jr. how it works for pharmacy.

Senator Howard Anderson, Jr. explained in the old days, there were paid internships for a year after you graduated. Now it is rolled into the school of pharmacy for 1,600 hours, not paid, but pharmacies provide internship but part of the curriculum so they can get the college loans. Other professions do it similar to this.

Representative Silbernagel expressed his interest in solutions that can be brought forward. The initial bill, we were looking for some vehicles and try to keep the bill alive.

Senator Howard Anderson, Jr. when you researched this with them, does the board of addiction counselors approve these internships?

Representative Silbernagel the stakeholders that provide the internships are approved. Beyond that, he is not sure. **Senator Howard Anderson, Jr.** responded that there would be a mechanism there to be approved.

Chairman Judy Lee discussed that Higher Education needs to make sure the students going through the academic program actually have internship slots available when they finish school. There is a responsibility of the university system.

Representative Silbernagel stated that when the bill was initially put together, it was intended to be similar to the STEM program, where they can buy down their student loans. If you work for a North Dakota company for a year, you can reduce your loan payments by \$1,500. The state spent \$2,400,000 buying down those student loans. We were looking for a program like that for other professionals.

Senator Howard Anderson, Jr. asked if the STEM is in the Higher Education arena.

Representative Silbernagel believes it is administered by the Bank of North Dakota, and there are a pool of funds available. They have to earn it.

Senator Howard Anderson, Jr. asked the Intern, Femi, to look up the STEM program, and maybe we can model after that.

2015 SENATE STANDING COMMITTEE MINUTES

Human Services Committee Red River Room, State Capitol

HB 1049

3/23/2015

25287

☐ Subcommittee

☐ Conference Committee

Committee Clerk Signature

Donald Mueller

Explanation or reason for introduction of bill/resolution:

A bill relating to loans for certain behavioral health professions; relating to the transfer of the authority of the board of addiction counseling examiners to the Department of Human Services; relating to the board of addiction counseling examiners; to provide an appropriation.

Minutes:

Attach #1: Reference Student Loan Programs
Attach #2: Preparing Students for Success via Internships, Cooperative Education, and Experiential Learning at UND
Attach #3: Letter from James Renner

The Senate Human Services Committee met on March 23, 2015 for HB 1049 committee work.

Three documents were distributed to committee members:

- Reference Student Loan Programs (Attach #1)
- Preparing Students for Success via Internships, Cooperative Education, and Experiential Learning at UND
- Letter from James Renner, MSW, LCSW, Associate Professor and Program Director at the University of Mary

Chairman Judy Lee suggested that we put it back in the board of addiction counselors, but they be directed to study.

Senator Howard Anderson, Jr. indicated some of these people were included on the prior loan study program. Possible connection to HB 1280.

Chairman Judy Lee stated originally it was supposed to be loan internship programs and this got flipped in House committee. They did leave in the program under which loans can be made in order to retain licensure. This was supposed to be setup like STEM with a revolving loan fund. Page 2, line 27, the sections being repealed. They only gave \$150,000 for the revolving loan fund. \$5,000 per person.

Chairman Judy Lee asked if the committee is comfortable with the loan repayment program. With this one, it is the Bank of North Dakota setting up the program same as STEM. This is for consideration because they are interns and no longer students. They should be encouraging the board to include as a clinical experience so it would be available for school loans and in the curriculum. We should also talk about funding for the people in private sector to take on the interns. She doesn't want appropriations to cut out.

Senator Howard Anderson, Jr. asked for clarification that we have 2 programs, the deans in both programs, and including the hours in their program as part of the curriculum.

Chairman Judy Lee has visited with provost at UND and NDSU, and **V. Chairman Oley Larsen** has talked with Minot State. She talked to them about the internship slots. They made it real hard to have slots, so if we provide funding to help them with those internship slots and also the loan repayment, it would help. Even if they allow it in the curriculum, it will take at least a year to accomplish.

Senator Howard Anderson, Jr. indicated the heartburn in the House was the 1,400 hours of uncompensated internship. Mr. Renner suggests even less hours. The business of uncompensated service is because the board is saying that it has to be uncompensated. Maybe the providers will be more willing to pay if they are willing to hire, as an option for the providers. Maybe that is some of the frustration at the House.

Chairman Judy Lee stated the House indicated they were ticked and indentured servitude that all internships should be paid. Engineering companies are asked all the time to provide for internship. It is easier to do figure out how to compensate someone for entry level work. It is a modest stipend. In the field you are talking about, you cannot reimburse anybody if you are not licensed.

Senator Warner agreed; that is exactly right. They cannot do any work that is billable. Assuming you have the salary for the licensed person plus overhead, which is cost controlled anyways, that is probably all the money that is floating around. Their hands are tied.

Senator Howard Anderson, Jr. expressed that it seems like if this individual can do anything when under supervision, you don't get additional compensation. When looking at his own environment with pharmacy interns, they still get work out of them, whether paper work, work up the patient doing questionnaire and other duties.

Senator Warner made a point that pharmacy is tied to commercial operation as well. You have another income stream. There are a lot of hours of uncompensated hours for them to be there.

Chairman Judy Lee had 12 months of unpaid internship and never thought that it should be paid. But at the end of the 12 months, she could do her job. It is part of the learning process. Are you interest restoring the board to being an independent entity, encourage changes that might do internship as part of the curriculum, look seriously at number of hours for internship, and what recommendations there are for compensation for interns.

Senator Howard Anderson, Jr. indicated there is no question that we should restore the board and not leave with the Department of Human Services. If we say we are going to leave the paid internship, we are encouraging.

Chairman Judy Lee offered that we could do a sunset on the loan.

V. Chairman Oley Larsen agrees with that entirely. He provided an example of the loan program in the diesel industry, where they are at school for 9 months and interning 9 months on the job. When he discussed the issue at Minot State, it should be their responsibility to go to the community and secure internship slots. When he was a teacher, it was a seamless process.

Chairman Judy Lee voiced the diesel shop is a for-profit-business and can figure it out how to add to their charges.

V. Chairman Oley Larsen expressed that the students should still be able to get loans for going to college while doing their internship. It should be a part of the curriculum.

Chairman Judy Lee stated there is clinical experience versus internship for access to student loans.

Senator Howard Anderson, Jr. offered that maybe we need to have the deans of the programs come visit with us and explain why this can or cannot work.

Chairman Judy Lee reviewed the outstanding questions and requests with the committee, as earlier discussed.

V. Chairman Oley Larsen added that if they can get this loan from the bill, once they resolve the internship through curriculum, then this loan program could stop.

Chairman Judy Lee said once they get that resolved, they would have access to other loans, so we would replace one loan program with the other. Find out of heads of departments can discuss, and ask for help from Senator Silbernagel.

Senator Dever commented that this bill started with \$1,000,000 of general fund and ended up with \$150,000 from the student loan trust fund. It is not subject to price of oil. What is the status of the student loan trust fund?

Chairman Judy Lee asked the intern, Femi, to find out the status of the student loan trust fund.

Chairman Judy Lee stated there was a grant program in section 3 originally for \$180,000, to assist with the repayment of student loans occurred by behavioral health professionals. That was general fund as was the internship loan program.

V. Chairman Oley Larsen asked didn't we address school loan program in another bill.

Chairman Judy Lee read from prior comments, emails. Dr. Faust - recommended reducing hours to 1,000. She recommends the board to set the number of hours but encourage board to review. Read from Mr. Kaspari's testimony and email.

2015 SENATE STANDING COMMITTEE MINUTES

Human Services Committee Red River Room, State Capitol

HB 1049
3/24/2015
25372

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature

Donald Mueller

Explanation or reason for introduction of bill/resolution:

A bill relating to loans for certain behavioral health professions; relating to the transfer of the authority of the board of addiction counseling examiners to the Department of Human Services; relating to the board of addiction counseling examiners; to provide an appropriation.

Minutes:

Attach #1: Proposed Amendments
Attach #2: Student Loan Trust Fund

The Senate Human Services Committee met on March 24, 2015 for HB 1049 committee work.
(start at 1:00)

Senator Howard Anderson, Jr. is there anything that needs to be fixed that we know of beside moving back to the board from Department of Human Services.

Chairman Judy Lee provided a copy of the proposed amendment (attach #1). The committee reviewed the amendment. Also distributed the Student Loan Trust Fund (attach #2).

Senator Howard Anderson, Jr. stated we might check the language on the student loan trust fund. If these kids are not students anymore, we have to make sure there - who it can be used for. Assigned our intern, Femi, to check what the student loan trust fund that there are any parameters that would limit us from using this.

The committee continued reviewing the proposed amendments.

Senator Warner asked if the \$2,500 grant in Section 4 goes to the mentor or the mentee?

Chairman Judy Lee answered the mentor. In reading the UND letter, it talks about the North Dakota internship, she wants to find out what that is because they don't look at internships the same. The letter talks about what they do with internships. We can't order anyone to have internship opportunities.

Senator Warner under subsection 2, \$2,500 for each individual enrolled.

Senator Axness if we are talking about a business hosting an intern, should it be person rather than individual.

V. Chairman Oley Larsen provided example of someone taking 2 interns - that would be \$5000 which is \$2500 x 2.

Senator Warner if it was intended to go to the mentor, it should after the word \$2,500 for the "supervision of the" added.

Chairman Judy Lee the reason for the 700 hours is that if they drop out, they have to complete at least half of their time. Chairman Judy Lee read the history of the student loan trust fund, so can't take it from the fund.

Senator Axness suggested if there was a tax credit for the places up to a certain amount.

Chairman Judy Lee responded that a lot are not-for-profit so that is a problem.

V. Chairman Oley Larsen stated we agree with putting the department back, getting the Bank of North Dakota for the loan to the students, but not sure about the funding for \$2,500. His experience working with internships is not that the people aren't there, but the approach. If university sets up the internships, they are very into growing their own and having these internships. They want this, but just aren't asked. Appropriations will likely not like the \$2,500.

Senator Howard Anderson, Jr. if we give scholarships for 2 years and quit after 2 years, this is not a bad thing. If we give \$2,500 for the mentor's, and we take that away after two years, that will make people angry.

Chairman Judy Lee indicated this is to get through the period until the university develops curriculum.

Senator Howard Anderson, Jr. indicated that it may take an FTE to administer.

Chairman Judy Lee agreed with V. Chairman Oley Larsen that the university systems need to be approached.

Chairman Judy Lee asked if supervisors are paid for student teachers.

V. Chairman Oley Larsen he was paid. If he takes students, if he took Minot students, he did not get paid for them. But Valley City folks he mentored he was paid. We had the understanding as educators that it was part of our job to keep the profession going. That is the mindset of Trinity Health because that is their professional practice. Trinity Health pays for the allotted hours to mentor the person.

Senator Howard Anderson, Jr. indicated that student teachers are not paid anything.

Chairman Judy Lee thinks that there is a math teacher getting paid. Not the student teacher. Teacher doesn't get paid any extra.

V. Chairman Oley Larsen the student teachers going to Minot State University thought there was curriculum where they could gather a loan. They didn't have the issue the social workers had. They are still enrolled in college as student teacher. With social work folks, they should still be under the umbrella of the university situation.

Chairman Judy Lee asked is that the way the pharmacy was.

Senator Howard Anderson, Jr. answered correct. When we didn't have it as part of the curriculum, then we paid them. Now we don't.

Chairman Judy Lee asked if the committee would be more comfortable in removing section 4 with the mentorship dollars.

Senator Axness asked if it would be wise to replace section 4 with a study to incentivize internships. We could start with behavioral health. The pay model is different. The committee discussed, and liked the idea and indicated it should be a mandated study.

Chairman Judy Lee stated since congress has gotten engaged in workforce development, if doing more than mouthing the words, we have to involve in Department of Commerce ... Good idea.

Senator Warner most behavioral health will be in non-profit, while other fields are in for-profit. The real non-profit is with billable hours.

Chairman Judy Lee stated the Department of Commerce would coordinate with universities.

Chairman Judy Lee assigned the intern, Femi, to delete section 4, substitute to direct the Department of Commerce and university system to study internships for behavioral health. This recognizes the non-profit.

Chairman Judy Lee indicated we should discuss with Department of Commerce and also discuss with Higher Ed.

Senator Howard Anderson, Jr. asked are you interested at all in the new language we added on page 1 under k, that we ask them to report to the legislative management at least once in this biennium and then they can continue in every couple of years. He would like to hear what the curriculum is like in other states.

Chairman Judy Lee clarified that we would add a report to legislative management by July 1, 2016. Good idea and concurrence by committee.

Chairman Judy Lee asked if everyone was fine with the \$500,000 - it is a big change. The Student Loan Trust Fund doesn't lend, they buy loans. The House put in \$150,000, and Chairman Judy Lee is proposing \$500,000. The Senate Human Services Committee

concurred they like the \$500,000, but believe appropriations will possibly cut this back. Delete section 4 out of the proposed amendment and replace with the mandatory study.

2015 SENATE STANDING COMMITTEE MINUTES

Human Services Committee Red River Room, State Capitol

HB 1049
3/25/2015
25407

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature

Donald Mueller

Explanation or reason for introduction of bill/resolution:

A bill relating to loans for certain behavioral health professions; relating to the transfer of the authority of the board of addiction counseling examiners to the Department of Human Services; relating to the board of addiction counseling examiners; to provide an appropriation.

Minutes:

Attach #1: Draft bill with proposed amendments
Attach #2: Axness proposed amendment for study

The Senate Human Services Committee met on March 25, 2015 for HB 1049 for committee work.

The draft bill with proposed amendments was distributed (attach #1)
The proposed amendment by **Senator Axness** for a study on internships was distributed (attach #2).

Senator Howard Anderson, Jr. discussed that this is the first time he has seen the language that is on page 3, letter d - "recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter." No problem, but just an observation.

Chairman Judy Lee continued reviewing the draft bill with the proposed changes.

Senator Howard Anderson, Jr. does the expiration date have to be the last line of the bill. Right now you have it in section 5, and section 6 is report to the legislature. This may need to be reversed. Femi, intern, will validate.

Senator Howard Anderson, Jr. moved the Senate Human Services Committee ADOPT AMENDMENT, as illustrated in the draft bill and the Axness amendment. The motion was seconded by **V. Chairman Oley Larsen**.

Discussion

Senator Dever would feel more comfortable if the Department of Commerce would have ability to comment to make sure they have ability to do this.

Senator Howard Anderson, Jr. suggested we pass the amendment and then before passing the bill, let the Department of Commerce review.

Roll Call Vote to ADOPT AMENDMENT

5 Yes, 1 No, 0 Absent. Motion passes.

2015 SENATE STANDING COMMITTEE MINUTES

Human Services Committee Red River Room, State Capitol

HB 1049
3/30/2015
25616

☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature

Donald Mueller

Explanation or reason for introduction of bill/resolution:

A bill relating to loans for certain behavioral health professions; relating to the transfer of the authority of the board of addiction counseling examiners to the Department of Human Services; relating to the board of addiction counseling examiners; to provide an appropriation.

Minutes:

No attachments

The Senate Human Services Committee met on March 30, 2015 for HB 1049 committee work.

Chairman Judy Lee indicated that she had notified the Department of Commerce regarding the proposed study, but has not heard back from them.

Senator Dever thinks it is awkward for the Department of Commerce to be a major player in the study.

The Senate Human Services Committee discussed the amendment(s), which included the overall amendment changes as well as the Axness amendment for the study of internships.

(4:40)

Senator Warner moved the Senate Human Services Committee give a DO PASS for Re-engrossed HB 1049 AS AMENDED and re-refer to Appropriations. The motion was seconded by **V. Chairman Oley Larsen**. No discussion.

Roll Call Vote

5 Yes, 1 No, 0 Absent. Motion Passes.

Chairman Judy Lee will carry HB 1049 to the floor.

March 30, 2015

1 of 3
ET
03-30-15

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1049

Page 1, line 3, remove "subsection 2 of section 43-45-01 and subsection 2 of"

Page 1, line 3, replace "45-45-04" with "43-45-04"

Page 1, line 4, replace "the transfer of the authority" with "duties"

Page 1, line 5, remove "to the department of human services; to repeal sections 43-45-02, 43-45-03, and"

Page 1, remove line 6

Page 1, line 7, remove "examiners"

Page 1, line 7, after the first semicolon insert "to provide for a department of commerce and board of addiction counseling examiners study; to provide for reports to the legislative management;"

Page 1, line 7, remove "and"

Page 1, line 8, after "transfer" insert "; and to provide an expiration date"

Page 1, remove lines 10 through 23

Page 2, replace lines 1 through 6 with:

"SECTION 1. AMENDMENT. Section 43-45-04 of the North Dakota Century Code is amended and reenacted as follows:

43-45-04. Board power, duties, and authority.

1. The board shall:
 - a. Administer and enforce the provisions of this chapter.
 - b. Evaluate the qualifications of applicants for a license to practice addiction counseling and issue licenses under this chapter.
 - c. Establish ethical standards of practice for persons holding a license to practice addiction counseling in this state.
 - d. Establish continuing education requirements and approve providers of continuing education.
 - e. Approve clinical training programs.
 - f. Register clinical trainees.
 - g. Register interns.
 - h. Register clinical supervisors.
 - i. Register licensees for private practice.
 - j. Approve and administer examinations.

- k. Periodically evaluate initial licensure coursework requirements and clinical training requirements to ensure the requirements are up to date and do not serve as an undue barrier to licensure.

2. The board may:

- a. Adopt rules under chapter 28-32 to implement this chapter.
- b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
- c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
- d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
- e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rule in amounts necessary to compensate the board for administration and enforcement of this chapter.
- f. Employ persons to assist the board in carrying out its duties under this chapter."

Page 2, line 12, replace "an" with "a paid or unpaid"

Page 2, replace lines 27 and 28 with:

"SECTION 3. DEPARTMENT OF COMMERCE STUDY - LEGISLATIVE MANAGEMENT REPORT. During the 2015-16 interim, the department of commerce shall work with the North Dakota university system to conduct a study on behavioral health internships. The study shall include ways to help host organizations, students, and other stakeholders facilitate behavioral health internships, the feasibility of giving tax benefits to nonprofit host organizations for participation in behavioral health internships, and the inclusion of the internship as part of coursework. Before July 1, 2016, the department of commerce shall report its findings and recommendations, together with any proposed legislation necessary to implement the recommendations, to the legislative management.

SECTION 4. BOARD OF ADDICTION COUNSELING EXAMINERS - LEGISLATIVE MANAGEMENT REPORT. The board of addiction counseling examiners shall evaluate the initial licensure coursework requirements and clinical training requirements noted in subsection 1 of section 43-45-04. Before July 1, 2016, the board of addiction counseling examiners shall report on the status of the periodic evaluation of those requirements to the legislative management."

Page 2, line 31, replace "\$150,000" with "\$500,000"

Page 3, line 3, replace "3" with "2"

Page 3, after line 3, insert:

"SECTION 6. EXPIRATION DATE. Section 2 of this Act is effective through July 31, 2017, and after that date is ineffective."

Renumber accordingly

Date: 03/25 2015
Roll Call Vote #: 1

J# 25407

2015 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB1049

Senate Human Services Committee

☐ Subcommittee

Amendment LC# or Description: 15. 0278. 04002 Title 25000
Study for internships, increase funding

Recommendation: ☒ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐

Motion Made By Sen. Anderson Seconded By Sen. Larsen

Senators	Yes	No	Senators	Yes	No
Senator Judy Lee (Chairman)	✓		Senator Tyler Axness	✓	
Senator Oley Larsen (V-Chair)	✓		Senator John M. Warner	✓	
Senator Howard C. Anderson, Jr.	✓				
Senator Dick Dever		✓			

Total (Yes) 5 No 1

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Date: 03/30 2015
Roll Call Vote #: 1

2015 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1049

Senate Human Services Committee

☐ Subcommittee

Amendment LC# or Description: 15.0278.04002 Title 05000

Recommendation: ☐ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☒ As Amended ☒ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Sen Warner Seconded By Sen Larsen

Senators	Yes	No	Senators	Yes	No
Senator Judy Lee (Chairman)	✓		Senator Tyler Axness	✓	
Senator Oley Larsen (V-Chair)	✓		Senator John M. Warner	✓	
Senator Howard C. Anderson, Jr.	✓				
Senator Dick Dever		✓			

Total (Yes) 5 No 1

Absent 0

Floor Assignment Sen. Lee

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

HB 1049, as reengrossed: Human Services Committee (Sen. J. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (5 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1049 was placed on the Sixth order on the calendar.

Page 1, line 3, remove "subsection 2 of section 43-45-01 and subsection 2 of"

Page 1, line 3, replace "45-45-04" with "43-45-04"

Page 1, line 4, replace "the transfer of the authority" with "duties"

Page 1, line 5, remove "to the department of human services; to repeal sections 43-45-02, 43-45-03, and"

Page 1, remove line 6

Page 1, line 7, remove "examiners"

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Page 1, line 8, after "transfer" insert "; and to provide an expiration date"

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 - b. Evaluate the qualifications of applicants for a license to practice addiction counseling and issue licenses under this chapter.
 - c. Establish ethical standards of practice for persons holding a license to practice addiction counseling in this state.
 - d. Establish continuing education requirements and approve providers of continuing education.
 - e. Approve clinical training programs.
 - f. Register clinical trainees.
 - g. Register interns.
 - h. Register clinical supervisors.
 - i. Register licensees for private practice.
 - j. Approve and administer examinations.

- k. Periodically evaluate initial licensure coursework requirements and clinical training requirements to ensure the requirements are up to date and do not serve as an undue barrier to licensure.
- 2. The board may:
 - a. Adopt rules under chapter 28-32 to implement this chapter.
 - b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
 - c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
 - d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
 - e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rule in amounts necessary to compensate the board for administration and enforcement of this chapter.
 - f. Employ persons to assist the board in carrying out its duties under this chapter."

Page 2, line 12, replace "an" with "a paid or unpaid"

Page 2, replace lines 27 and 28 with:

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SECTION 4. BOARD OF ADDICTION COUNSELING EXAMINERS - LEGISLATIVE MANAGEMENT REPORT. The board of addiction counseling examiners shall evaluate the initial licensure coursework requirements and clinical training requirements noted in subsection 1 of section 43-45-04. Before July 1, 2016, the board of addiction counseling examiners shall report on the status of the periodic evaluation of those requirements to the legislative management."

Page 2, line 31, replace "\$150,000" with "\$500,000"

Page 3, line 3, replace "3" with "2"

Page 3, after line 3, insert:

"SECTION 6. EXPIRATION DATE. Section 2 of this Act is effective through July 31, 2017, and after that date is ineffective."

Renumber accordingly

2015 SENATE APPROPRIATIONS

HB 1049

2015 SENATE STANDING COMMITTEE MINUTES

Appropriations Committee Harvest Room, State Capitol

HB 1049
4/6/2015
Job # 25810

☐ Subcommittee ☐ Conference Committee

Committee Clerk Signature

David E. Berg for Rose Boring

Explanation or reason for introduction of bill/resolution:

Relating to loans for certain behavioral health professions

Minutes:

Legislative Council - Alex Cronquist
OMB - Becky Keller

Chairman Holmberg called the committee to order on HB 1049.

Alex Cronquist, Legislative Council - neither for nor against, clinical training requirements, this bill came originally from the interim Human Services committee. Section 1 amends Century Code section 43-45-04 relating to the board of addiction counseling examiners. It shall periodically evaluate initial licensure coursework and clinical training requirements to insure they are up to date and do not serve as an undue barrier to licensing.

Chairman Holmberg section 1, doesn't it track the Schulte Report on how we have silos that are problematic of having professionals in the field?

Alex Cronquist: that change did not come from the Schulte Report. There is shortage of Addiction Counseling Examiners in the state. The requirements in ND are more difficult than in neighboring states.

Senator Carlisle: line 6 why do we have a continuing appropriation?

Alex Cronquist: Section 2 provides for an addiction counseling internship loan program revolving fund, that is where the continuing appropriation is. It directs the Bank of ND to develop and implement a loan program for those participating in a paid or unpaid internship at a licensed substance abuse treatment facility in ND in order to obtain licensure as an addiction counselor. The Bank shall determine all terms applicable for loan repayment; interest on outstanding loans may not exceed 6%/year. Loan maximum: \$5K, available for internships after June 30 2015.

Senator Carlisle "continued appropriation" issue. We have shortages.

Alex Cronquist section 3 provided for the Dept. of Commerce to work with the NDU system to conduct a study on behavioral health internships, to help develop organizations to host internships. (Reading from bill)

Chairman Holmberg is that a statement of weakness from the standpoint that we are going to create it and then we will study if we should what?

Alex Cronquist the study is to encourage them to work together to make sure more individuals participate in internships, and that they are available to students. Section 4 directs the board of addiction counseling examiners to evaluate initial licensure request work and clinical training requirements as noted and that before 7/1/16, the board report to legislative assembly. Section 5 is the appropriation of \$500K from the student loan trust fund to establish the program. Section 6 is an expiration date: end of the biennium.

Senator Mathern: served on interim committee of Human Services. There are not enough licensed addiction counselors in ND to meet demands. There is an internship after college graduation that doesn't have reimbursement. They have to put in about 1400 hrs. of internship before they can be licensed. There are a number of people who cannot do the internship. Rationale for the study: should the hours be changed or should the loan program to our universities apply to those hours? Another issue is agencies not taking interns, they require daily supervision and that takes time. On line 13 page 3 the word "nonprofit" should be taken out, it is not necessarily the nonprofit that does the supervision. This bill neglects the issue of supervision which hopefully the study will address.

Chairman Holmberg: They're working fulltime, you're talking 9 months, no reimbursement and the loan program would help them get over a period of time.

Senator Mathern: organizations aren't willing to take them because they haven't got time to supervise them.

Senator Carlisle couldn't those issue be talked out in a conference committee, let Human Services work it out.

Senator Mathern many of the behavioral health bills are being defeated or not funded in the House. I am not so sure this would go to conference if we don't make changes. Unless you want to put money back in and then it would go to conference. I have not spoken to Senator Lee or anyone from policy committee.

Senator Carlisle is there anything that can be done to the Human Services budget? Was told not that they know of.

Chairman Holmberg the Senate added the study. The House passed this bill with \$150,000; they increased it to \$500k. Those are the major changes.

Chairman Holmberg closed the hearing on HB 1049.

Senator Mathern I would like to speak with Senator Judy Lee about the "non-profit" word and then get back to committee this afternoon.

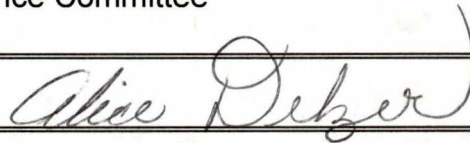
2015 SENATE STANDING COMMITTEE MINUTES

Appropriations Committee Harvest Room, State Capitol

HB 1049
4/8/2015
Job # 25936

- ☐ Subcommittee
☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A BILL for an Act regarding Behavioral Health Professionals (Do Pass as Amended)

Minutes:

Amendment # 15.0278.04003

Chairman Holmberg called the committee to order on Wednesday, April 8, 2015 in reference to HB 1049. All committee members were present except V.Chairman Bowman.. Alex Cronquist, Legislative Council and Tammy Dolan, OMB, were also present.

Senator Mathern explained the amendment #15.0278.04003. (2.20) I move the amendment 15.0278.04003. 2nd by **Senator Heckaman**.

Senator Gary Lee looking at the bottom of page 2, it says line 31, replace \$150,000 with \$500,000. Is that already in the bill?

Senator Mathern: That is already in the bill. These amendments that you have include the changes that were made by the policy committee. That is accepting the bill as it came to us. The only two changes are taking out the word non-profit and the expiration date.

Senator Carlisle: This is blended in the Human Service budget at the \$500,000 level.

Senator Mathern There is no appropriation in the human service budget on this amount. This is essentially trying to put this loan program with other loan programs that the BND already has versus starting a new one in the Department of Human Services.

Senator Kilzer: I am not very up to date but I know the University of Mary used to have an addiction counseling degree and it was in cooperation with Northern State in Aberdeen. Would students in that biennium-state program qualify for a loan?

Senator Mathern: Yes they would. In fact, one of the challenges is, the reason for the bill is people who get a degree have to have an internship for 1400 hours where they do not receive payment. The goal here is that there would be a loan fund available to them. The University of Mary figured this out before the others because they added within their degree

those 1400 hours. It makes no distinction about where the students are from as long as they are in an accredited program.

Senator Carlisle: When we had the interim committee on alternatives, this is a question about licensed addiction counselors came up, that's what you are trying to do here?

Senator Mathern: This issue of licensed addiction counselors came up through a number of interim committee. One was the alternatives to corrections, and one was the Human Service Committee and then one was the governor's in the Department of Health and they put some money in, though we didn't fund it in the Department of Health budget. It came up from 3 different legs. This is attempting to address it. It is shy, Senator Judy Lee had hoped we could also add money here to pay for supervisors that would supervise these folks that would be getting this license. Because that's another problem, we don't have supervisors. It was my suggestion that we probably could not add additional money to this appropriations committee. But to be frank with you, if you wanted to put more money in, that's where it would be put for supervisors but that is not in the bill. (7.14)

Senator Sorvaag: It started at \$800,000 the House took it to \$150,000 and we are taking it back to \$500,000. That was confirmed.

Chairman Holmberg: All in favor of amendment say aye. It carried.

Chairman Holmberg: Can we have a motion on the bill?

Senator Mathern moved Do Pass as Amended. 2nd by Senator O'Connell.

Chairman Holmberg: Call the roll on a Do Pass as Amended on 1049.

A Roll Call vote was taken. Yea: 11; Nay: 2; Absent: 0.

Chairman Holmberg: This goes back to Human Services. Senator Judy Lee will carry the bill. The hearing was closed on HB 1049.

V.Chairman Bowman voted after the hearing. (Not recorded)

1052
JD
4/8/16

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1049

In lieu of the amendments adopted by the Senate as printed on pages 1053 through 1055 of the Senate Journal, Engrossed House Bill No. 1049 is amended as follows:

Page 1, line 3, remove "subsection 2 of section 43-45-01 and subsection 2 of"

Page 1, line 3, replace "45-45-04" with "43-45-04"

Page 1, line 4, replace "the transfer of the authority" with "duties"

Page 1, line 5, remove "to the department of human services; to repeal sections 43-45-02, 43-45-03, and"

Page 1, remove line 6

Page 1, line 7, remove "examiners"

Page 1, line 7, after the first semicolon insert "to provide for a department of commerce and board of addiction counseling examiners study; to provide for reports to the legislative management;"

Page 1, remove lines 10 through 23

Page 2, replace lines 1 through 6 with:

"SECTION 1. AMENDMENT. Section 43-45-04 of the North Dakota Century Code is amended and reenacted as follows:

43-45-04. Board power, duties, and authority.

1. The board shall:
 - a. Administer and enforce the provisions of this chapter.
 - b. Evaluate the qualifications of applicants for a license to practice addiction counseling and issue licenses under this chapter.
 - c. Establish ethical standards of practice for persons holding a license to practice addiction counseling in this state.
 - d. Establish continuing education requirements and approve providers of continuing education.
 - e. Approve clinical training programs.
 - f. Register clinical trainees.
 - g. Register interns.
 - h. Register clinical supervisors.
 - i. Register licensees for private practice.
 - j. Approve and administer examinations.

- k. Periodically evaluate initial licensure coursework requirements and clinical training requirements to ensure the requirements are up to date and do not serve as an undue barrier to licensure.

2. The board may:

- a. Adopt rules under chapter 28-32 to implement this chapter.
- b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
- c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
- d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
- e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rule in amounts necessary to compensate the board for administration and enforcement of this chapter.
- f. Employ persons to assist the board in carrying out its duties under this chapter."

Page 2, line 12, replace "an" with "a paid or unpaid"

Page 2, replace lines 27 and 28 with:

"SECTION 3. DEPARTMENT OF COMMERCE STUDY - LEGISLATIVE MANAGEMENT REPORT. During the 2015-16 interim, the department of commerce shall work with the North Dakota university system to conduct a study on behavioral health internships. The study shall include ways to help host organizations, students, and other stakeholders facilitate behavioral health internships, the feasibility of giving tax benefits to host organizations for participation in behavioral health internships, and the inclusion of the internship as part of coursework. Before July 1, 2016, the department of commerce shall report its findings and recommendations, together with any proposed legislation necessary to implement the recommendations, to the legislative management.

SECTION 4. BOARD OF ADDICTION COUNSELING EXAMINERS - LEGISLATIVE MANAGEMENT REPORT. The board of addiction counseling examiners shall evaluate the initial licensure coursework requirements and clinical training requirements noted in subsection 1 of section 43-45-04. Before July 1, 2016, the board of addiction counseling examiners shall report on the status of the periodic evaluation of those requirements to the legislative management."

Page 2, line 31, replace "\$150,000" with "\$500,000"

Page 3, line 3, replace "3" with "2"

Renumber accordingly

Date: 4-8-15
Roll Call Vote #: 1

2015 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1049

Senate Appropriations Committee

☐ Subcommittee

Amendment LC# or Description: 15.0 & 78.04003

Recommendation: ☐ Adopt Amendment
☐ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Mathern Seconded By Heckaman

Senators	Yes	No	Senators	Yes	No
Chairman Holmberg			Senator Heckaman		
Senator Bowman			Senator Mathern		
Senator Krebsbach			Senator O'Connell		
Senator Carlisle			Senator Robinson		
Senator Sorvaag					
Senator G. Lee					
Senator Kilzer					
Senator Erbele					
Senator Wanzek					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

*voice vote
passed*

Date: 4-8-15
Roll Call Vote #: 2

2015 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. 1049

Senate Appropriations Committee

☐ Subcommittee

Amendment LC# or Description: _____

Recommendation: ☐ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☒ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Mathern Seconded By O'Connell

Senators	Yes	No	Senators	Yes	No
Chairman Holmberg	✓		Senator Heckaman	✓	
Senator Bowman		✓	Senator Mathern	✓	
Senator Krebsbach	✓		Senator O'Connell	✓	
Senator Carlisle	✓		Senator Robinson	✓	
Senator Sorvaag	✓				
Senator G. Lee	✓				
Senator Kilzer		✓			
Senator Erbele	✓				
Senator Wanzek	✓				

Total (Yes) 11 No 2

Absent 0

Floor Assignment Human Service

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

HB 1049, as reengrossed and amended: Appropriations Committee (Sen. Holmberg, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (11 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). Reengrossed HB 1049, as amended, was placed on the Sixth order on the calendar.

In lieu of the amendments adopted by the Senate as printed on pages 1053 through 1055 of the Senate Journal, Engrossed House Bill No. 1049 is amended as follows:

Page 1, line 3, remove "subsection 2 of section 43-45-01 and subsection 2 of"

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 - b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
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 - d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
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Page 2, line 31, replace "\$150,000" with "\$500,000"

Page 3, line 3, replace "3" with "2"

Renumber accordingly

2015 CONFERENCE COMMITTEE

HB 1049

2015 HOUSE STANDING COMMITTEE MINUTES

Human Services Committee
Fort Union Room, State Capitol

HB 1049
4/14/2015
Job #26091

☐ Subcommittee
☒ Conference Committee

Committee Clerk Signature

Vicky Crabtree

Minutes:

Rep. Hofstad: We will call the conference committee to order on HB 1049. We ask the Senate to explain the amendments.

Sen. J. Lee: On page 2 of the 2000 version. Subsection K was asking about the licensure. Because of the unpaid internships they were not technology enrolled in school and so not eligible for student loans. We wanted the board to correct the curriculum discussions and license course requirements to make it part of the curriculum so that they were enrolled students and could qualify for the student loans. The counseling internship and loan program and that one was self-explanatory.

Rep. Silbernagel: We were trying to find a vehicle that licensed addiction counselors would be able to access student loan monies particularly to the internship program. Many of the internships that licensed addiction counselors partake in are not reimbursed. It is not part of the curriculum and cannot access student loan dollars.

Sen. J. Lee: Correct. It isn't apparently true for all of them, but it is for some.

Rep. Silbernagel: Are there some curriculums where the internship is a piece of the license addiction counselor curriculum?

Sen. J. Lee: I thought they all were, but we had somebody who said there may be an exception to it. The House had dissolved the board and moved it under the DHS and that would be an awkward situation. The board is discussing the hours of licensures and including into the curriculum, clinical experience is part of the curriculum rather than having it be called internship. The Senate thought it was important to have the board of licensed addiction counselors managing those professionals.

Rep. Silbernagel: Can you talk about the Commerce Dept. as facilitating the program?

Sen. J. Lee: We learned about ND Operation Intern that is in the Commerce Dept. and they have a certain amount of money available to them to help to support internships for a variety of workforce. They hadn't looked at health career areas. The Operation Intern

seemed like a natural fit. The mentors are not paid anything. The DHS mentors are given a little extra stipend through their budget process. But, there is no way to do it in the private sector. We would like to work with the University system in this case as it is talking about a study. In the last section we did increase the dollar amount in the student loan trust fund. Originally there had been a sunset on this because they would get their clinical experience going in the next two years. We found you can't have a revolving loan fund, because it can't revolve with a sunset on it. That is why that went away.

Rep. Silbernagel: When you talked to the Commerce Dept. and they said they had the Operation Intern program, did they talk about any dollars available in this coming biennium and might students already access that sooner than later?

Sen. Dever: My conversation with my son in the Commerce Dept. was that the thrust of that is a little bit different than this. So the dollars are directed differently than this program would be. One of the differences may be that it is directed to employers and this is directed to the student. I'm sure they would be happy to visit with us about that if you would like.

Rep. Hofstad: When I look at the maximum loan of \$5,000, did you look at those and match them up at all. That is a 100 slots. Is that Right?

Sen. Dever: One of the differences too is that the original bill as it was introduced was \$800,000 from the general fund. The House reduced that and took it from the student loan trust fund. We are not talking about the price of oil here.

Rep. Muscha: Would the Operation Intern program be willing to work more with the private supervisors? Would they be more likely to give a stipend to the supervisors?

Sen. Dever: I might suggest a conversation with my son in the Commerce Dept.

Sen. J. Lee: I thought they were trying to compensate employers who hire interns. I was thinking they could compensate health employers and give them a small stipend to mentor.

Rep. Hofstad: We will meet another day. The meeting is adjourned.

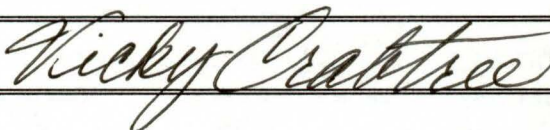
2015 HOUSE STANDING COMMITTEE MINUTES

Human Services Committee
Fort Union Room, State Capitol

HB 1049
4/15/2015
Job #26118

☐ Subcommittee
☒ Conference Committee

Committee Clerk Signature



Minutes:

Rep. Hofstad: We will call the conference committee on HB 1049 to order. House members do we have any questions about the Senate amendments.

Rep. Silbernagel: Last page, line 2 and line 31 on the financial piece. I would ask about a consideration of an amendment where we encourage the Commerce Dept. to put focus of the Operation Intern Program towards some of these folks. At \$5,000 there would be 30 slots if we use 150. If we could earmark 30 internships to parallel that so we can have a joint effort moving forward.

Sen. J. Lee: I am supportive of the idea to do whatever we can to make some collaborate arrangement. I don't want to be imputative to the Commerce Dept. in taking internship dollars away from some of the current programs that are covered. But, if there is a way to provide a little enhancement that would allow some health care workforce individuals to be able to us this I think would be something we would like to chat about.

Rep. Silbernagel: I visited with Mr. Dever in the Commerce Dept. and he explained the program a little bit to me and he said they had 1.5 million for this program and 70% is use for manufacturing, careers, oil and gas, energy development; and 30% is available for other purposes. Maybe we could have some language in this bill that would help direct some of that 30% in a supportive and appropriate way.

Wayne Sick : From the Dept. of Commerce, Director of the Workforce Division. It has been a goal of ours to have primary sector as the primary beneficiary of Operation Intern. It is also in statute that is the primary focus, but we also feel as the health industry as a whole would benefit as long as they had a paid intern. We are working on revising our guidance to have a focus on health care. We are working on correspondence and communication that will go out to health care field as a whole to let them now these monies are available for their interns as well. We aren't in favor of earmarking it specifically for these interns. It is more important we open it up to the entire health care industry as there is a great need in more than just behavioral health and addiction counseling.

Sen. J. Lee: That would be great if we could work something out. We don't need to look at somebody beyond a certain educational level whose potential to pay is easier as well. We were looking at providing some stipend for the mentor. There is also some financial support for the business that currently has the intern. Did I misunderstand that?

Sick: Yes, that is how Operation Intern works. The employer applies for grant funds from us. After they are approved, they hire the interns and submit paperwork to us to ensure that those are ND college students and we reimburse 50% of what they pay that intern up to \$3,000 per term.

Sen. J. Lee: We have heard from the private provider that there is no compensation for the mentor. The DHS has a small stipend available for the mentors within the department for those individuals that work in their regional human service centers. It is not available for those in the private sector also mentor.

Rep. Silbernagel: I think that explains it.

Sick: We would have to review our guidance and current statute to see if we would be able to do that.

Sen. Warner: How good a fit is this with your program? Under current statute does it require matching funds? I understand the company has to come up with one-half of the match which is paid to the intern, but that be creating (inaudible) to force them to come up with half the salary for an intern? I am not sure this is a good fit to your program.

Sick: I agree it isn't a fit for Operation Intern was built to do.

Sen. J. Lee: Maybe we can learn from what the Commerce Dept. has developed and talk with them and see if there is something we can do about a parallel program that might work for this.

Sick: There is an organization we work with closely and there is legislation out there to grant money to them again, AHEC. I asked AHEC if they would be willing to assist in funding for behavioral health and addiction counseling. It sounds like according to their program they would be able to.

Rep. Silbernagel: There may be an organization that can tap into that so I wouldn't give up on that idea as there may be one or two organizations that might use that as one component at trying to build their workforce.

Sick: We are compiling a list of organizations of who we can contact so that information can be assimilated efficiently.

Rep. Hofstad: I think we need to work with Mr. Sick to see if there are any avenues we can develop here. We will adjourn.

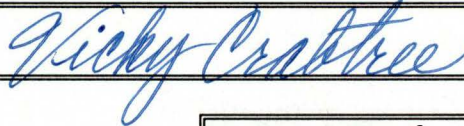
2015 HOUSE STANDING COMMITTEE MINUTES

Human Services Committee Fort Union Room, State Capitol

HB 1049
4/16/2015
Job #26172

☐ Subcommittee
☒ Conference Committee

Committee Clerk Signature



Minutes:

Handout #1-2

Rep. Hofstad called the conference committee on HB 1049 to order. Senator J. Lee do you have something for us?

Sen. J. Lee: I do. (See Handout #1) (Read handout #1 from Denise Andress) Then I got this from Maggie Anderson. I had asked her what the cost is in the department. They do compensate. (See Handout #2) (Read handout #2 from Maggie Anderson) That gives us an idea if we were going to do something similar.

Rep. Hofstad: The AHEC would administer this and the funds would go to AHEC to administer the funds?

Sen. J. Lee: They have a process in place to do it. They are here and they could answer your questions.

Rep. Hofstad: Denise would you come up to the mic please?

Denise Andress: The Director of the Western ND Health Education Center. My office is in Hettinger, ND and the director of the eastern part of the state is here, Bill. Currently we assist our students in health care professions which licensed addiction counselors students would also be in that roll. We encourage them to participate in rural clinical rotations. To get them there we sometimes have to assist them with their travel. We don't give them a stipend, but we assist with mileage, per diem, and housing. Our fiscal agent is Mayville State University who we pay an indirect cost for them to write our checks for us. We follow their policy and guidelines in reimbursement of these students. Currently we do not have a program to pay the mentorship. Having preceptors for these interns is a big deal. They don't get paid when teaching students. It is beneficial for that institution to have that student there to hopefully recruit them there. We follow and track those students into that area which we can also do for those mentors. We can also track those students and where they are going to end up going into practice. They have to follow a protocol of our paperwork of Mayville state and we tell our students that they don't get paid until they follow the paperwork right. They should be able to finish it in 15 minutes and then sign a contract with the university that they are receiving those funds.

Sen. Warner: Can you give us an idea of administrative costs that are for a program like that?

Denise: If we were to take on this project, I would need to know how many LACs that includes and how many institutions. We need to set up the contracts with those institutions. How need to know how many LACs that would include and how much you would reimbursement for their preceptorship. In that 9 months it would be anywhere from \$1900-2400 for that LAC of their 5% loss in preceptoring. We would have to talk at what rate we would reimburse them in that 9 month period.

Sen. Warner: Do you pay a monthly stipend to the students?

Address: We pay them based on their rotation.

Rep. Hofstad: Can you give me a line item of what kind of services that will be paid for?

Address: Are you talking outside the mentorship program or is this the actual student?

Rep. Hofstad: The actual student.

Address: The actual student we can assist with travel, housing and per diem.

Rep. Hofstad: You don't have a maximum that will max out with those items?

Address: It is based on our budget and what it is and what we have for clinical rotations. The minimum we have paid for clinical rotation is \$200. We have paid up to \$1500 on a student because some med students participate in program called Interprofessional Experience, where they work with two or more professionals to take care of the patients.

Sen. Warner: Can we go back to the preceptor? We are talking about a 5% caseload increase that would indicate the preceptor receives the money directly. If it were a 5% loss of income to the agency then the preceptor taking time out, does the agency get compensated?

Address: It depends how the agency handles that employee. Sometimes they are independent contractors and sometimes work for the agency. If on a contract basis then they are getting 5% loss on that contract. If the institution is paying their salary then the institution will experience that 5% decrease in their workload.

Rep. Silbernagel: The preceptor potentially that \$1500-2000 for the internship and the student that gets housing, travel and per diem up to x number of dollars per month and if we couple that with our bill that we have in front of us with a student loan component of \$5,000 we could take that package to potential candidates. Maybe you can speak of your funding and what it would take to make that happen.

Address: The funding for AHEC is federal, state and private funding. We have a grant with the Bremer Foundation that funds our Future Health Professional programs which is for grades 9-12 in ND. We also had \$400,000 state funding last biennium. This biennium it

went out of conference at \$200,000. It would be very difficult to continue some of those clinical rotations with the federal funding dwindling. We can assist with the mentorship if we get outside funding to assist with that.

Rep. J. Lee: Maybe Denise could come up with another package. Do we want to include a provision that says they need to practice in the state if they get this benefit?

Sen. Warner: I think it would be really hard to track.

Address: We could track that to see where they go. We will meet again. Meeting adjourned.

Rep. Hofstad: We will meet again. We are adjourned.

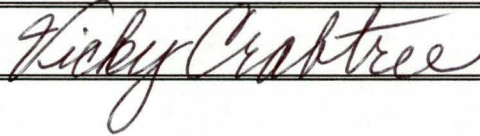
2015 HOUSE STANDING COMMITTEE MINUTES

Human Services Committee
Fort Union Room, State Capitol

HB 1049
4/17/2015
Job #26221

☐ Subcommittee
☒ Conference Committee

Committee Clerk Signature



Minutes:

Handout #1

Rep. Hofstad called the conference committee to order. All were present and accounted for.

Denise Andress: Director of the Western ND Area Health Education Center went through material she handed out. (See Handout #1.)

Rep. Silbernagel: We have a program in our public system is there anything that precludes us from offering that outside the system. Is there a reason why we can't take an existing program we are operating within the system and extend it out to others?

Sen. J. Lee: I don't know, but it is a really good question and maybe the intern can help us answer that. Are you talking about taking money that is currently available and expanding it to other places?

Rep. Silbernagel: No, not necessarily. I'm thinking out loud. The budget DHS has is \$3 point some billion. This particular program just to administer it would cost \$160,000 and I was wondering in the budget that DHS has if they could earmark \$50,000 for a program like this with new money not necessarily an existing program.

Sen. J. Lee: I don't have a problem with that except if there is extra money I want it put into vulnerable adults and guardianship program.

Rep. Hofstad: I think this is a great program and something we need to consider, but the hour is late and not sure how we would proceed from where we are right now with the bill we have in front of us.

Rep. Silbernagel: I'd like to make a motion to Recede to Senate Amendments and further amend. I would like to propose three components. Page 2, line 30 we have a \$5,000 level and thought if it were larger it would work better for the course of an internship and going to \$7500. The second component is on page 3, line 12, removing, "and the inclusion of the internship as part of course work" as we felt this language was a little owner us. The third

component is on page 3, line 24, the \$500,000; our proposal would be to reducing it to \$200,000. That would be 13 slots per year for about 26 slots over the biennium at \$7500. That would be my amendment.

Rep. Muscha: Second.

Sen. J. Lee: Would you be willing to let the Senate conferees have a side bar?

Rep. Hofstad: You are more than welcome to have one.

Sen. Dever: How is this amendment intended to relate to the AHEC and the Dept. of Commerce, are we changing it?

Rep. Hofstad: I'm not sure how that process fits into the bill that we are looking at. If there is any way to make it fit, but having it at this late date I don't know how we would make it this part of the bill.

Rep. Silbernagel: Not that we were necessarily throwing in the towel on what AHEC might be able to provide for us in the way of helping us develop internships outside of the system. We were thinking we would focus on the bill as we have it the form we have it today and see if we can as them to continue to work beyond that.

Sen. J. Lee: I understand that, but this is what we want so why would we have to obligate Commerce to the study to figure it out how we are going to do it with behavioral health internships?

Rep. Hofstad: The question would be continue where we are going with the loan program and develop a study or incorporating AHEC in the next biennium or starting it now?

Sen. J. Lee: Is there some way we could assure that AHEC would be partner in the discussion?

Rep. Silbernagel: You trying to include AHEC a seat at the table and see if we can't really do something with this. Is there a way to empower DHS to extend beyond what they currently are doing?

Sen. J. Lee: I don't want to take DHS away from anything else that is not being funded.

Rep. Hofstad: Is the direction of the committee to incorporate the AHEC into the study so we can work with them in this program?

Sen. J. Lee: There isn't much of a tax benefit there. That part could go away.

Rep. Silbernagel: If we had language that read, "Commerce shall work with the ND State University System, AHEC, and DHS.

Rep. Hofstad: Can we vote on the motion? I'm willing to crafting language that brings AHEC to the table because it is a perfect fit. We will have another quick meeting next week and craft language to get this study language right. We can leave the motion open to.

Sen. Dever: I would prefer to keep it on the table and consider all the proposals in their entirety at the same time.

Rep. Hofstad: We will leave the motion on the table and meet next week.

Sen. Dever: Would the House consider another number?

Rep. Silbernagel: Today, no. Meeting is adjourned.

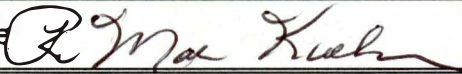
2015 HOUSE STANDING COMMITTEE MINUTES

Human Services Committee
Fort Union Room, State Capitol

HB 1049
4/21/2015
26329

☐ Subcommittee
☒ Conference Committee

Committee Clerk Signature



Relating to loans for certain behavioral health professions.

Minutes:

Attachment #1

Rep. Hofstad: We will call the conference committee to order on HB 1049. Let the record show that all are present and accounted for. You have some amendments in front of you. (See Attachment #1). Rep. Silbernagel could you explain those please?

Rep. Silbernagel: On page 2 we have added "Periodically evaluate initial licensure coursework requirements for clinical training requirements to ensure the requirements are up to date and do not serve as an undue barrier to licensure."

On page 3 of Attachment #1 we have replaced "five thousand dollars" with "seven thousand five hundred dollars." Also on page 3 of Attachment #1 we added the language for Section 3.

Rep. Silbernagel: Moved the amendments on Attachment #1 and that the Senate recede from its amendments.

Rep. Muscha: Seconded the motion.

Senator Dever: Could we ask the Department of Commerce if this works for them?

Wayde Sick, the Dept. of Commerce: We feel we may not have the level of expertise of behavioral health and maybe the Department of Human Services would be able to handle it better.

Sen. J. Lee: Would the committee be receptive to further amending to have DHS lead instead of the Dept. of Commerce?

Rep. Hofstad: I have no problem with that.

Sen. Dever: There is a retirement taking place next week that might make available a consultant the following week.

Rep. Silbernagel: Isn't that how we sent the bill over to the Senate with the Dept. of Human Services taking the lead?

Rep. Hofstad: I'm sure.

Sen. J. Lee: I ask that the person moving the amendment would consider exchanging in the amendments on Section 3 that replaces lines 27 and 28-- if we could replace the Dept. of Commerce with the Dept. of Human Services. Then down below we would say "with the Dept. of Commerce and North Dakota University System."

Rep. Hofstad: Could we say "During the 2015-16 interim, the Dept. of Human Services shall work collaboratively with the Dept. of Commerce and the University System to conduct a study on behavioral health . . ."?

Sen. J. Lee: That sounds good to me. We also need to change it further down in the last sentence of Section 3. And change it also in the title.

Rep. Hofstad: We will accept that as a friendly amendment.

Rep. Hofstad: Requested a vote on the motion.

A Roll Call vote was taken: Yes 6 , No 0 , Absent 0 .

Rep. Hofstad: Adjourned


2015 HOUSE STANDING COMMITTEE MINUTES

Human Services Committee
Fort Union Room, State Capitol

HB 1049
4/22/2015
Job #26364

☐ Subcommittee
☒ Conference Committee

Committee Clerk Signature



Minutes:

Attachment 1 - 2

Rep. Hofstad: Let's call the conference committee on HB 1049 to order. Let the record show that all members are present. We need a motion to reconsider.

Sen. Dever: Motion to reconsider.

Rep. Silbernagel: Second.

VOICE VOTE: MOTION CARRIED

Rep. Hofstad: All we need to do is concentrate on Section 3 which is the study. Sen. Lee I know you have had some conversations.

Sen. J. Lee: When we were meeting earlier today Dr. Josh Wynne from the Medical School walk in to the room and I drafted him to see if he could help us out with this question. He and Lynette Dickson from the Center of rural Health visited. (See Attachment #1) Maybe we can look at this as legislative intent. It is a place to start. We tried to figure out how to put AHEC and that whole set up in the horizon.

Rep. Silbernagel: What we are looking to do is there are things already out there that might work and might be applied to help address the internship providers and interns that further advance with (inaudible). We are asking the Rural Health School of Medicine Sciences at the University to see if they can't come together and provide that information to those folks involved. Right?

Sen. J. Lee: That is pretty much the way I see it.

Rep. Hofstad: It looks to me that it should read, "The Center for Rural Health School of Medicine and Health Sciences at the University of ND explore opportunities to provide a statewide assessment of" and on and on. I'm trying to figure out how we should ask them to do that.

Sen. J. Lee: I think it would be ok to leave in the part that says if they have the infrastructure in place to provide a statewide assessment. As we get into the third line of the recommended language, we could then say, "and explore opportunities to implement and provide oversight? Would that work?

Rep. Hofstad: It would.

Rep. Silbernagel: We are really not starting a new program. Whatever language might insinuate that this is a new program, we want to remove whatever language that might be and existing programs is the key language to provide oversight for these existing programs.

Sen. J. Lee: What if we said at the end of the first line, "currently has the infrastructure in place?"

Rep. Silbernagel: I'm looking at where we say; "provide oversight for such a program" that eludes to that another program is coming.

Sen. J. Lee: We don't have a current specific program for behavioral health workforce, but they have an existing program into which this would plug. Incorporation into existing programs? Or maybe incorporation and oversight would be better.

Rep. Hofstad: I still don't know how we make the ask.

Rep. Silbernagel: Would it make sense to have language that we request the Center of Rural Health to use existing infrastructure?

Rep. Hofstad: That works for me.

Sen. Warner: Do they need authorization language to accept grants?

Rep. Hofstad: I don't know.

Sen. J. Lee: Our intern just brought this (See Attachment #2) that came from the same language that he had been up to visit Jennifer Clark about. She said this form would work. If we work off what was just passed out to us and incorporate the things we just looked at. I can't see in here where it is promoting a new program of any sort.

Rep. Hofstad: It is Legislative intent.

Rep. Silbernagel: In the language providing oversight for such a program, that might be as simple as, here is a list of providers that would provide internships and get that information out.

Sen. J. Lee: I agree with Rep. Silbernagel. I Move the language in the proposed amendment to HB 1049 as prepared by the intern.

Sen. Dever: Second. It is my understanding that the motion is to replace Section 3 of amendment 04004.

Rep. Hofstad: Is that ok with the second?

Sen. Dever: Yes.

ROLL CALL VOTE: 6 y 0 n 0 absent

MOTION CARRIED

Rep. Hofstad: Committee, since we reconsidered I think that we need a motion again to accept the amended amendments. The motion would be that the Senate Recede from its amendments as printed and further amend.

Sen. J. Lee: So moved.

Sen. Warner: Second.

ROLL CALL VOTE: 6 y 0 n 0 absent

MOTION CARRIED

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1049

That the Senate recede from its amendments as printed on pages 1504 and 1505 of the House Journal and pages 1304-1306 of the Senate Journal and that Reengrossed House Bill. No. 1049 be amended as follows:

Page 1, line 3, remove "subsection 2 of section 43-45-01 and subsection 2 of"

Page 1, line 3, replace "45-45-04" with "43-45-04"

Page 1, line 4, replace "the transfer of the authority" with "duties"

Page 1, line 5, remove "to the department of human services; to repeal sections 43-45-02, 43-45-03, and"

Page 1, remove line 6

Page 1, line 7, remove "examiners"

Page 1, line 7, after the first semicolon insert "to provide for a department of commerce and board of addiction counseling examiners study; to provide for reports to the legislative management;"

Page 1, remove lines 10 through 23

Page 2, replace lines 1 through 6 with:

"SECTION 1. AMENDMENT. Section 43-45-04 of the North Dakota Century Code is amended and reenacted as follows:

43-45-04. Board power, duties, and authority.

1. The board shall:
 - a. Administer and enforce the provisions of this chapter.
 - b. Evaluate the qualifications of applicants for a license to practice addiction counseling and issue licenses under this chapter.
 - c. Establish ethical standards of practice for persons holding a license to practice addiction counseling in this state.
 - d. Establish continuing education requirements and approve providers of continuing education.

- e. Approve clinical training programs.
- f. Register clinical trainees.
- g. Register interns.
- h. Register clinical supervisors.
- i. Register licensees for private practice.
- j. Approve and administer examinations
- k. Periodically evaluate initial licensure coursework requirements for clinical training requirements to ensure the requirements are up to date and do not serve as an undue barrier to licensure.

2. The board may:

- a. Adopt rules under chapter 38-23 to implement this chapter.
- b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
- c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
- d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
- e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rules in amounts necessary to compensate the board for administration and enforcement of this chapter.
- f. Employ persons to assist the board in carrying out its duties under this chapter."

Page 2, line 12, replace "an" with "a paid or unpaid"

Page 2, line 19 and 20, replace "five thousand dollars" with "seven thousand five hundred dollars"

Page 2, replace lines 27 and 28 with:

"SECTION 3. DEPARTMENT OF COMMERCE STUDY - LEGISLATIVE MANAGEMENT REPORT. During the 2015-16 interim, the department of commerce shall work with the North Dakota university system to conduct a study on behavioral health internships. The study shall include ways to help host organizations, students, and other stakeholders, work in collaboration with AHEC, and the department of commerce's "operation intern" for participation and behavioral health internships. Before July 1, 2016, the department of commerce shall report its findings and recommendations to the legislative management.

SECTION 4. BOARD OF ADDICTION COUNSELING EXAMINERS - LEGISLATIVE MANAGEMENT REPORT. The board of addiction counseling examiners shall evaluate the initial licensure coursework requirements and clinical training requirements noted in subsection 1 of section 43-45-04. Before July 1, 2016, the board of addiction counseling examiners shall report on the status of the periodic evaluation of those requirements to the legislative management."

Page 2, line 31, replace "\$150,000" with "\$200,000"

Page 3, line 3, replace "3" with "2"

Renumber accordingly

PROPOSED AMENDMENT TO HB 1049

Prepared by Intern

1. Add to provide a statement of legislative intent to the title

2. LEGISLATIVE INTENT- ASSESSMENT OF INTERNSHIPS FOR ADDICTION COUNSELORS. The sixty-fourth legislative assembly recognizes that as dedicated funding becomes available in the future, the Center for Rural Health at the University of North Dakota School of Medicine and Health Sciences has the infrastructure and the expertise, experience and established relationships to provide a statewide assessment of viable internship sites for addiction counselors and to implement and provide oversight for such a program, in partnership with academic professionals in addiction counseling.

April 22, 2015

SK
4/22/15
1/8

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1049

That the Senate recede from its amendments as printed on pages 1504 and 1505 of the House Journal and page 1304-1306 of the Senate Journal and that Reengrossed House Bill No. 1049 be amended as follows:

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Page 1, line 7, after the first semicolon insert "to provide for a statement of legislative intent; to provide for reports to the legislative management;"

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 - b. Evaluate the qualifications of applicants for a license to practice addiction counseling and issue licenses under this chapter.
 - c. Establish ethical standards of practice for persons holding a license to practice addiction counseling in this state.
 - d. Establish continuing education requirements and approve providers of continuing education.
 - e. Approve clinical training programs.
 - f. Register clinical trainees.
 - g. Register interns.
 - h. Register clinical supervisors.
 - i. Register licensees for private practice.
 - j. Approve and administer examinations.

- k. Periodically evaluate initial licensure coursework requirements and clinical training requirements to ensure the requirements are up to date and do not serve as an undue barrier to licensure.

2. The board may:

- a. Adopt rules under chapter 28-32 to implement this chapter.
- b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
- c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
- d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
- e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rule in amounts necessary to compensate the board for administration and enforcement of this chapter.
- f. Employ persons to assist the board in carrying out its duties under this chapter."

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SECTION 4. BOARD OF ADDICTION COUNSELING EXAMINERS - LEGISLATIVE MANAGEMENT REPORT. The board of addiction counseling examiners shall evaluate the initial licensure coursework requirements and clinical training requirements noted in subsection 1 of section 43-45-04. Before July 1, 2016, the board of addiction counseling examiners shall report on the status of the periodic evaluation of those requirements to the legislative management."

Page 2, line 31, replace "\$150,000" with "\$200,000"

Page 3, line 3, replace "3" with "2"

Renumber accordingly

Date 4-21-15
Roll Call Vote #: /

2015 HOUSE CONFERENCE COMMITTEE
ROLL CALL VOTES

BILL/RESOLUTION NO. HB 1049 as (re) engrossed

House "Enter committee name" Committee

- Action Taken ☐ HOUSE accede to Senate Amendments
☐ HOUSE accede to Senate Amendments and further amend
☐ SENATE recede from Senate amendments
☒ SENATE recede from Senate amendments and amend as follows

☐ Unable to agree, recommends that the committee be discharged and a new committee be appointed

Motion Made by: Rep. Silbernagel Seconded by: Rep. Muscha

Representatives	<u>4/21</u>			Yes	No	Senators	<u>4/21</u>			Yes	No
Rep. Hofstad	✓			✓	✓	Sen. J. Lee	✓			✓	✓
Rep. Silbernagel	✓			✓	✓	Sen. Dever	✓			✓	✓
Rep. Muscha	✓			✓	✓	Sen. Warner	✓			✓	✓
Total Rep. Vote				3		Total Senate Vote				3	

Vote Count Yes: 6 No: 0 Absent: 0

House Carrier no carrier Senate Carrier no carrier

LC Number 15.0278 . 04004 of amendment

LC Number _____ . 07000 of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

Date: 4/22/2015
Roll Call Vote #: 1

**2015 HOUSE CONFERENCE COMMITTEE
ROLL CALL VOTES**

BILL/RESOLUTION NO. 1049 as (re) engrossed

House Human Services Committee

- Action Taken** ☐ **HOUSE accede to Senate Amendments**
☐ **HOUSE accede to Senate Amendments and further amend**
☐ **SENATE recede from Senate amendments**
☐ **SENATE recede from Senate amendments and amend as follows**
- ☐ **Unable to agree**, recommends that the committee be discharged and a new committee be appointed

Motion Made by: Sen. Dever Seconded by: Rep. Silbernagel

Representatives				Yes	No		Senators				Yes	No
Rep. Hofstad							Sen. J. Lee					
Rep. Silbernagel							Sen. Dever					
Rep. Muscha							Sen. Warner					
Total Rep. Vote							Total Senate Vote					

Vote Count Yes: _____ No: _____ Absent: _____

House Carrier _____ Senate Carrier _____

LC Number _____ . _____ of amendment

LC Number _____ . _____ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

RECONSIDER

VOICE VOTE: MOTION CARRIED

Date: 4/22/2015
Roll Call Vote #: 2

**2015 HOUSE CONFERENCE COMMITTEE
ROLL CALL VOTES**

BILL/RESOLUTION NO. 1049 as (re) engrossed

House Human Services Committee

- Action Taken** ☐ **HOUSE accede to Senate Amendments**
☐ **HOUSE accede to Senate Amendments and further amend**
☐ **SENATE recede from Senate amendments**
☐ **SENATE recede from Senate amendments and amend as follows**
- ☐ **Unable to agree**, recommends that the committee be discharged and a new committee be appointed

Motion Made by: Sen. J. Lee Seconded by: Sen. Dever

Representatives				Yes	No		Senators				Yes	No
Rep. Hofstad				x			Sen. J. Lee				x	
Rep. Silbernagel				x			Sen. Dever				x	
Rep. Muscha				x			Sen. Warner				x	
Total Rep. Vote							Total Senate Vote					

Vote Count Yes: 6 No: 0 Absent: 0

House Carrier No carrier Senate Carrier No carrier

LC Number _____ . _____ of amendment

LC Number _____ . _____ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

Put in language for legislative intent in the bill.

Date: 4/22/2015
Roll Call Vote #: 3

**2015 HOUSE CONFERENCE COMMITTEE
ROLL CALL VOTES**

BILL/RESOLUTION NO. 1049 as (re) engrossed

House Human Services Committee

- Action Taken**
- ☐ HOUSE accede to Senate Amendments
 - ☐ HOUSE accede to Senate Amendments and further amend
 - ☐ SENATE recede from Senate amendments
 - ☒ SENATE recede from Senate amendments and amend as follows
- ☐ Unable to agree, recommends that the committee be discharged and a new committee be appointed

Motion Made by: Sen. J. Lee Seconded by: Sen. Warner

Representatives				Yes	No		Senators				Yes	No
Rep. Hofstad				x			Sen. J. Lee				x	
Rep. Silbernagel				x			Sen. Dever				x	
Rep. Muscha				x			Sen. Warner				x	
Total Rep. Vote							Total Senate Vote					

Vote Count Yes: 6 No: 0 Absent: 0

House Carrier No carrier Senate Carrier No carrier

LC Number 15.0278 . 04005 of amendment

LC Number _____ . 07000 of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

REPORT OF CONFERENCE COMMITTEE

HB 1049, as reengrossed: Your conference committee (Sens. J. Lee, Dever, Warner and Reps. Hofstad, Silbernagel, Muscha) recommends that the **SENATE RECEDE** from the Senate amendments as printed on HJ pages 1504-1505, adopt amendments as follows, and place HB 1049 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1504 and 1505 of the House Journal and page 1304-1306 of the Senate Journal and that Reengrossed House Bill No. 1049 be amended as follows:

Page 1, line 3, remove "subsection 2 of section 43-45-01 and subsection 2 of"

Page 1, line 3, replace "45-45-04" with "43-45-04"

Page 1, line 4, replace "the transfer of the authority" with "duties"

Page 1, line 5, remove "to the department of human services; to repeal sections 43-45-02, 43-45-03, and"

Page 1, remove line 6

Page 1, line 7, remove "examiners"

Page 1, line 7, after the first semicolon insert "to provide for a statement of legislative intent; to provide for reports to the legislative management;"

Page 1, remove lines 10 through 23

Page 2, replace lines 1 through 6 with:

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43-45-04. Board power, duties, and authority.

1. The board shall:
 - a. Administer and enforce the provisions of this chapter.
 - b. Evaluate the qualifications of applicants for a license to practice addiction counseling and issue licenses under this chapter.
 - c. Establish ethical standards of practice for persons holding a license to practice addiction counseling in this state.
 - d. Establish continuing education requirements and approve providers of continuing education.
 - e. Approve clinical training programs.
 - f. Register clinical trainees.
 - g. Register interns.
 - h. Register clinical supervisors.
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- k. Periodically evaluate initial licensure coursework requirements and clinical training requirements to ensure the requirements are up to date and do not serve as an undue barrier to licensure.
2. The board may:
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 - b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
 - c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
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 - e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rule in amounts necessary to compensate the board for administration and enforcement of this chapter.
 - f. Employ persons to assist the board in carrying out its duties under this chapter."

Page 2, line 12, replace "an" with "a paid or unpaid"

Page 2, line 19, remove "five"

Page 2, line 20, replace "thousand" with "seven thousand five hundred"

Page 2, replaces lines 27 and 28 with:

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SECTION 4. BOARD OF ADDICTION COUNSELING EXAMINERS - LEGISLATIVE MANAGEMENT REPORT. The board of addiction counseling examiners shall evaluate the initial licensure coursework requirements and clinical training requirements noted in subsection 1 of section 43-45-04. Before July 1, 2016, the board of addiction counseling examiners shall report on the status of the periodic evaluation of those requirements to the legislative management."

Page 2, line 31, replace "\$150,000" with "\$200,000"

Page 3, line 3, replace "3" with "2"

Renumber accordingly

Reengrossed HB 1049 was placed on the Seventh order of business on the calendar.

2015 TESTIMONY

HB 1049

Testimony in support of
HB 1049
January 12, 2015
By Kathy Hogan, Rep. District 21

Chairman Weisz and members of the House Human Services Committee

House Bill 1049 is one of three bills that were generated through the Interim Human Services Committee to address the critical challenges regarding workforce shortages in behavioral health care professions: addiction counselors, psychologists, counselors, nurses, psychiatrists.

There are three main components to this bill which are all intended to increase the numbers of those working as behavioral health professionals.

Component One: Mirrors the state's STEM student loan Buy Down program.

- A student upon graduating must be employed as a behavioral health professional in a clinical setting in North Dakota.
- The student must have a student loan with the Bank of North Dakota or other participating lender.
- Upon completing each year of successful employment the student would receive a grant amount of \$1,500 for up to four years and not to exceed \$6000.

Component Two: Established a loan program for individuals participating in an unpaid internship at a license addiction treatment facility. Currently, licensed addiction counselors have to complete a 1400 hour unpaid internship and many do not qualify for student loans during this period.

- This bill allows the Bank of North Dakota to develop and implement a loan program for those qualified individuals participating in an internship at a licensed addiction treatment facility in North Dakota.
- The maximum loan amount would be \$25,000.

- The Bank of North Dakota would forgive 25% of total amount of the loan for each twelve month period that individuals works as a licensed addiction counselor in ND.
- The program would begin after June 30, 2015.

Component Three: The third component deals with entities who provide clinical training for individuals pursuing licensure as addiction counselors. This bill appropriates \$200,000 to the Department of Human Services to provide grants for this purpose. It is meant to aid in offsetting some of the costs related to this clinical training.

- DHS is to consider the applications annually.
- \$5000 for each individual enrolled and completing a minimum of 700 hours.
- DHS may not expend more than 50% during the first year.

Without an adequate workforce, many of the challenges in the behavioral health services in North Dakota cannot be addressed. I urge your support of this bill.

I am more than willing to answer any questions.

Testimony HB 1049 House Human Services Committee (IN FAVOR)
Monday, January 12, 2015, 10:00 AM

Rev. Larry J. Giese
3910 Lewis Road NW
Mandan, ND 58554, District #31, 701-400-8943

TO: Rep. Robin Weisz, Chair, Rep. Curt Hofstad, Vice-Chair, Rep. Bert Anderson, Rep. Dick Anderson, Rep. Rich Becker, Rep. Chuck Damschen, Rep. Alan Fehr, Rep. Dwight Kiefert, Rep. Gail Mooney, Rep. Naomi Muscha, Rep. Kylie Oversen, Rep. Todd Porter, Rep. Jay Seibel

I am Rev. Larry Giese. I have served on the North Dakota Marriage and Family Therapy Licensure Board (NDMFTLB) since the licensing bill passed the Legislative Assembly in 2005. I was appointed to the Board in 2006. I have served as Board President for the past four years. My appointed term has expired and now I serve as Board Administrator.

I stand in favor of HB 1049 as it is a means to update the North Dakota Century Code to include Licensed Marriage and Family Therapists (LMFT's) among those eligible to receive loan repayment of student loans incurred by behavioral health professionals.

My concerns follow:

Training in mental health is expensive. It is expensive to enroll in higher education on the graduate and PhD. Levels of training. This is a means to help with loan reduction from bills which can range upwards of \$40,000 for an MA or PhD. In addition LMFT's are required to arrange for two years of post-graduate supervision (200 hours in individual and group settings) and experience (1,000 direct client contact hours in individual and relational configurations). This training is conducted under the direct supervision of an approved supervisor in typical settings of agencies to private practice. This leads to an additional cost beyond the university.

Workforce retention. I believe with a loan repayment program the state of North Dakota will have a great advantage to recruit and retain students as long term residents of the state. Employers have found it successful to utilize student repayment programs. This program provides an incentive which can tangibly affect the life and well-being of marriage and family therapy licensees in the state. It can help make life affordable for mental health professionals who qualify for this grant program. This is a true asset to students, the state, and employers.

Thank you for this opportunity to bring this information before the Human Services Committee today. For any questions please contact me.

House Human Services Committee

January 12, 2015

HB 1049

Testimony by Dr. Julijana Nevland, University of Mary

Chairman Weisz & members of the committee, my name is Julijana Nevland and I am here today representing The University of Mary, to speak in favor of HB 1049. I will specifically address the benefit of this bill to students and mental health employers across the state of North Dakota.

As the Graduate Counseling Program Director, I advise, teach, and mentor students who are pursuing Master's degrees in Clinical Mental Health Counseling, School Counseling, and Addiction Counseling. In order to graduate from a Master's level program, and obtain a North Dakota state counseling license, our students must complete clinical training, which ranges between 450 and 1400 hours. This clinical training is primarily unpaid and lasts between three and nine months.

Addiction Counseling students are particularly affected by the state licensing standards and the lengthy clinical training requirements. These students are required to complete **nine-months** of clinical training, which is **unpaid** in a vast majority of cases, in order to be eligible for licensure and employment in the state of North Dakota. Consequently, many student who begin our program with a desire of obtaining a Master's degree in Counseling, with licensure in Addiction Counseling, abandon this pursuit, due to being unable to sustain the

HB 1049
January 12, 2015

financial burden of completing a nine-month-long, full-time (40 hour/week), unpaid clinical internship.

I firmly believe HB 1049 is a step in the right direction toward financially assisting students who are pursuing the Addiction Counseling field, as well as securing an adequate Addiction Counselor workforce for the state of North Dakota. Students will also benefit from being able to obtain loans from the Bank of North Dakota, during the time of their unpaid internships, in order to cover costs of living. Furthermore, a loan repayment program would facilitate retention of qualified mental health providers, including Addiction Counselors within the state of North Dakota. As our state population grows, so will our need for mental health services.

Lastly, a \$5000 grant, provided to clinical training agencies (per student), would incentivize additional agencies to provide clinical training in the addiction field. Currently, there is a statewide shortage of clinical training sites. As a result, students shy away from pursuing the Addiction Counseling degree because there can be no guarantee they will receive a training spot, a requirement for both graduation and state licensure. If a student is unable to receive clinical training, he or she may perceive to have no choice but to abandon the Addiction field.

From a personal perspective, I would like to speak on behalf of my husband, who is a Licensed Addiction Counselor, working in the state of North Dakota. Were it not for the financial support he obtained from his family and me, he could not have completed nine-months of unpaid clinical training, despite also working overnight shifts of 20 hours/week. Being that Addiction Counseling clinical training typically occurs during both day and evening hours, to accommodate client needs and schedules, overnight shift-work is often one of the few employment

options Addiction Counseling student trainees have at their disposal. However, this aggressive approach to meeting basic needs is not an option for single parents who must care for their children at home, during evening hours.

Upon graduation, my husband quickly obtained employment as a Licensed Addiction Counselor, yet continues to receive job solicitation offers from such agencies as the Bismarck Transition Center, ShareHouse, and the New Freedom Center. The statewide shortage of licensed Addiction Counselors is a noted problem and is well recognized among Addiction Counselor employers across the state of North Dakota. These shortages are especially prominent in the Department of Correction and Rehabilitation (DOCT), Human Service Centers, and most importantly, the rural/Bakken regions of the state. As a result, mental health agencies are often understaffed and unable to provide the full-scope of life-saving, addiction services their clients desperately need.

As you can discern from my testimony, HB 1049 would have widespread impact for the counseling students, counseling agencies, and recipients of counseling services. The University of Mary is committed to training the next generation of counseling professionals, and the passage of this bill would greatly assist us in our work.

Thank You Mr. Chairman, I would be happy to address any questions you or the committee may have.

January 12, 2015

CHAIRMAN WEISZ AND MEMBERS OF THE COMMITTEE,

My name is Kurt Snyder and I am the Executive Director of the Heartview Foundation. The Heartview Foundation was established in 1964 and we have served over 26,000 patients and their families. Heartview currently employs 15 Licensed Addiction Counselors and an additional 30 behavioral healthcare professionals. We operate a 12 bed residential program and offer outpatient, partial hospitalization, medication assisted treatment, we have at any given time over 200 active patients in our services.

Heartview Foundation is in the process of helping to build needed capacity for drug and alcohol treatment in North Dakota by expanding our Bismarck campus and through the acquisition of the former Center for Solutions in Cando, ND. We anticipate that we will need to expand our workforce by an additional 25 to 30 behavioral healthcare workers. This legislation is key to overcoming the current barriers and addressing the shortages of behavioral healthcare professionals and in particular addiction profession.

One of the barriers is the hardship placed upon students when completing a 1400 hour internship. This nine month unpaid training is critical to develop competent professionals, and yet, extremely difficult for those who are seeking a career as a Licensed Addiction Counselor. Through student loan repayment opportunities as well as grants for the unpaid internship, this legislation provides the needed support for building a workforce for North Dakota.

Another key piece of this bill is the annual grants to private entities that provide the clinical training experience. It is demanding and difficult work to provide training. The clinical supervisors do this while treating very complicated and difficult patients while many times being understaffed. Agencies protect their staff and many are not willing to expand training opportunities. This support for the agencies will allow us to incentivize our clinical supervisors and to offset the hardships to the agencies that are answering the call of building the workforce of addiction professionals. Additionally, over the years, I have witnessed our universities struggle to build cohorts of students who declare addiction majors. A contributing factor is that if you have 20 students that are ready to apply for the internship but only eight available slots for training, the word spreads with students and the next year there will be much fewer students in the major.

To be successful in building a workforce, North Dakota must support the students, agencies and give the clear message to universities that there is a career path for their students.

Thank you for your support of this important legislation. I would be glad to answer any questions.

Kurt A. Snyder
Executive Director
Heartview Foundation
kurt@heartview.org
701-751-5708
701-426-8677

SB 2070
SB2104

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1049

Page 1, line 2, after the semicolon insert "to amend and reenact subsection 2 of section 43-45-01 and subsection 2 of section 45-45-04 of the North Dakota Century Code, relating to the transfer of the authority of the board of addiction counseling examiners to the department of human services; to repeal sections 43-45-02, 43-45-03, and 43-45-05 of the North Dakota Century Code, relating to the board of addiction counseling examiners; to provide an appropriation; to provide a continuing appropriation;"

Page 1, after line 4, insert:

"SECTION 1. AMENDMENT. Subsection 2 of section 43-45-01 of the North Dakota Century Code is amended and reenacted as follows:

2. "Board" means the ~~board~~department of addiction counseling ~~examiners~~human services.

SECTION 2. AMENDMENT. Subsection 2 of section 43-45-04 of the North Dakota Century Code is amended and reenacted as follows:

2. The board may:
 - a. Adopt rules under chapter 28-32 to implement this chapter.
 - b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
 - c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
 - d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
 - e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rule in amounts necessary to compensate the board for administration and enforcement of this chapter.
 - f. ~~Employ persons to assist the board in carrying out its duties under this chapter.~~

Page 1, line 10, remove "unpaid"

Page 1, line 14, remove ", except that:"

Page 1, remove lines 15 through 19

Page 1, line 20, remove "that the individual serves as a licensed addiction counselor in this state"

HB1049
2/20/15
Attachment 1
page
#2

Page 1, line 24, replace "twenty" with "five"

Page 2, line 1, remove "unpaid"

Page 2, after line 6, insert:

"SECTION 4. REPEAL. Sections 43-45-02, 43-45-03, and 43-45-05 of the North Dakota Century Code are repealed."

Page 2, line 9, replace "general" with "student loan trust"

Page 2, line 9, replace "\$800,000" with "\$150,000"

Page 2, line 12, replace "2" with "3"

Renumber accordingly

Dear Madam Chair and members of the Senate Human Services Committee,

Attach #1
HB1049
03/09/15
J# 24475

My name is Kurt Snyder and I am the Executive Director of the Heartview Foundation and the Past President of the North Dakota Addiction Counselors Association. I present testimony on behalf of both organizations. We strongly oppose the transfer of the authority of the board of addiction counseling examiners to the department of human services. The Schulte Report highlighted in "Opportunity 4: Changes in DHS Structure and Responsibility" the concern that DHS is the provider, regulator and oversight to itself. DHS already regulates agencies and to include regulation of the licensed practitioner would be exacerbated the lack of checks and balances.

HB 1049 is a workforce issue bill intended to help build the needed workforce of addiction professionals within the state. We support this bill with the exception of transferring authority of the board of addiction counseling examiners to DHS. Originally the bill included language to incentivize the creation of training spots for addiction counselors. This is crucial to solving our workforce issue. On average, there are around 30 training spots available each year for the 1400 hour internship. However, last year almost 60 licensed addiction counselors did not renew their license. I am not aware of any unfilled training spots and the available spots are very competitive. It is clear that no matter how much effort is placed into loan forgiveness or support for trainees in an unpaid internship, without more training spots we will not solve our workforce shortage in North Dakota. I encourage the committee to reconsider this portion of the bill that was removed while being considered by the House.

Thank you and please feel free to contact me with any questions.

Kurt Snyder, Executive Director

Heartview Foundation

101 E Broadway Ave

Bismarck, ND 58501

701-751-5708

kurt@heartview.org

3/4/15

Dear Madame Chair and members of the Senate Human Services Committee,

Attach#2
HB1049
03/09/15
J#24475

I am Michael Kaspari, agency director at First Step Recovery in Fargo. I would like to read a statement on behalf of the ND Board of Addiction Counseling Examiners. They were not able to have a representative here in person today.

The ND Board of Addiction Counseling Examiners very strongly opposes portion of SB 1049 that would provide for the transfer of authority from the Board to the ND DHS. The primary reason is the dramatically increased risk for a conflict of interest real or perceived anytime you have one entity being the employer, licensing agent and provider of oversight to any licensed clinician.

We would be happy to supply written response to any questions you may have of us.

Respectfully,

NDBACE

March 9, 2015

Handwritten notes:
Hh#3
HB 1049
03/09/15
J# 24475

Good morning Madame Chair and members of the Senate Human Services Committee,

My name is Michael Kaspari, I am agency director of First Step Recovery in Fargo ND. I am also the current president of the North Dakota Treatment Providers Coalition. I am presenting this testimony on behalf of both organizations.

We oppose the transfer of authority of the Board of Addiction Counseling Examiners to the ND DHS. We do not feel it is ever appropriate for an entity that employs any licensed practitioner to also be the entity to also be providing oversight and licensure to those same licensed practitioners. We are concerned it would present a significantly increased risk of situations where there would be a conflict of interest. At the very least it would certainly give the outward appearance for the potential risk.

That being said we whole heartedly support the original intent of the HB 1049, to address identified workforce issues. We believe financial support to create more training slots as well as to ameliorate some of the financial stressors for trainees completing their internships will be very helpful in successfully addressing this issue.

Thank you very much for the opportunity to present this testimony this morning. I would be happy to answer questions you may have.

Respectfully,

Michael Kaspari, RN

Director, First Step Recovery

President, ND Addiction Treatment Providers Coalition

Attach #1
HB1049
03/09/15
J# 24528

Introduced by

Legislative Management

(Human Services Committee)

1 A BILL for an Act to create and enact a new section to chapter 15-10 and a new section to
2 chapter 43-45 of the North Dakota Century Code, relating to loans and grants for certain
3 behavioral health professionals; to provide for a transfer; and to provide for an appropriation.

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

5 **SECTION 1.** A new section to chapter 15-10 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Student loan repayment grants - Behavioral health professionals.**

- 8 1. The state board of higher education shall administer a grant program to assist with the
9 repayment of student loans incurred by behavioral health professionals.
- 10 2. To be eligible for a student loan repayment grant under this section, an applicant must:
11 a. Be employed as a behavioral health professional in a clinical setting in this state;
12 and
13 b. Have a student loan with the Bank of North Dakota or other participating lender.
- 14 3. The state board of higher education shall distribute grants awarded under this section
15 directly to the Bank of North Dakota or to another participating lender to assist in the
16 repayment of the applicant's outstanding student loan principal balance.
- 17 4. The maximum grant for which an applicant may qualify is one thousand five hundred
18 dollars per year and an applicant may not receive more than six thousand dollars in
19 grants under this section.
- 20 5. If in any year the grant applications exceed the amount appropriated for this program,
21 the state board of higher education shall prorate the grants among all eligible
22 applicants.
- 23 6. For purposes of this section, a "behavioral health professional" means any of the
24 following:

Sixty-fourth
Legislative Assembly

- 1 a. A psychologist who has at least a master's degree and is licensed by or approved
- 2 for exemption by the state board of psychologist examiners.
- 3 b. A social worker who has at least a master's degree in social work from an
- 4 accredited program and who is licensed in accordance with chapter 43-41.
- 5 c. A registered nurse who has at least:
- 6 (1) A master's degree in psychiatric and mental health nursing from an
- 7 accredited program;
- 8 (2) Two years of psychiatric clinical experience under the supervision of a
- 9 registered nurse meeting the requirements of paragraph 1; or
- 10 (3) Two years of psychiatric clinical experience under the supervision of a:
- 11 (a) Physician;
- 12 (b) Psychiatrist;
- 13 (c) Psychologist trained in a clinical program; or
- 14 (d) Licensed addiction counselor.
- 15 d. A licensed addiction counselor.
- 16 e. A licensed marriage and family therapist.
- 17 f. A licensed professional counselor with at least a master's degree in counseling
- 18 from an accredited program who has:
- 19 (1) Completed training beyond the master's level, as required by the national
- 20 academy of mental health counselors; or
- 21 (2) At least two years of clinical experience in a mental health agency or setting
- 22 under the supervision of a psychiatrist or psychologist.
- 23 g. A physician assistant with a mental health certification.

24 **SECTION 2.** A new section to chapter 43-45 of the North Dakota Century Code is created
25 and enacted as follows:

26 **Addiction counseling internship - Loan program - Revolving fund - Continuing**
27 **appropriation.**

- 28 1. a. The Bank of North Dakota shall develop and implement a program under which
- 29 loans may be provided to qualified individuals participating in an unpaid
- 30 internship at a licensed substance abuse treatment facility in this state, in order to
- 31 obtain licensure as an addiction counselor.

- 1 b. The Bank of North Dakota shall determine all terms applicable to the time and
2 manner in which loans made under this section must be repaid, except that:
3 (1) The Bank shall waive repayment of all principal and interest for the period of
4 time that an individual who received a loan under this section serves as a
5 licensed addiction counselor in this state; and
6 (2) The Bank shall forgive twenty-five percent of the total amount loaned to an
7 individual, together with all accrued interest, for each twelve-month period
8 that the individual serves as a licensed addiction counselor in this state.
9 c. Interest on outstanding loans under this section must accrue at the Bank of North
10 Dakota's current base rate, but may not exceed six percent per annum.
11 d. The maximum loan for which an applicant may qualify under this section is
12 twenty-five thousand dollars.
13 e. This subsection is applicable only to individuals beginning an unpaid internship
14 after June 30, 2015.
15 2. The Bank of North Dakota shall maintain a revolving loan fund for the purpose of
16 making loans under this section. All moneys transferred into the fund, interest upon
17 moneys in the fund, and payments to the fund of principal and interest on loans under
18 this section are appropriated to the Bank on a continuing basis.

19 **SECTION 3. APPROPRIATION - STUDENT LOAN REPAYMENT GRANTS -**

20 **BEHAVIORAL HEALTH PROFESSIONALS.** There is appropriated out of any moneys in the
21 general fund in the state treasury, not otherwise appropriated, the sum of \$180,000, or so much
22 of the sum as may be necessary, to the state board of higher education for the purpose of
23 administering a grant program to assist with the repayment of student loans incurred by
24 behavioral health professionals, for the biennium beginning July 1, 2015, and ending June 30,
25 2017.

26 **SECTION 4. APPROPRIATION - TRANSFER - ADDICTION COUNSELOR INTERNSHIP**

27 **LOAN PROGRAM - REVOLVING FUND.** There is appropriated out of any moneys in the
28 general fund in the state treasury, not otherwise appropriated, the sum of \$1,000,000, or so
29 much of the sum as may be necessary, which the director of the office of management and
30 budget shall transfer to the Bank of North Dakota, for purposes of the addiction counselor
31 internship loan program revolving fund, as created by section 2 of this Act.

1 **SECTION 5. APPROPRIATION.** There is appropriated out of any moneys in the general
2 fund in the state treasury, not otherwise appropriated, the sum of \$200,000, or so much of the
3 sum as may be necessary, to the department of human services for the purpose of providing
4 annual grants to private entities that provide clinical training experiences for individuals pursuing
5 licensure as addiction counselors, for the biennium beginning July 1, 2015, and ending June 30,
6 2017.

- 7 1. The department of human services shall consider applications for grants under this
8 section each year in chronological order.
- 9 2. Grants awarded to an entity under this section must be in the amount of \$5,000 for
10 each individual enrolled in a clinical training program and completing at least
11 700 hours of clinical training eligible toward obtaining licensure as an addiction
12 counselor.
- 13 3. The department of human services may not expend more than fifty percent of the
14 amount appropriated for purposes of this section during the first year of the biennium.

REPEALER HB 1049

43-45-02. Board of addiction counseling examiners -Composition.

The governor shall appoint a seven-member board of addiction counseling examiners. The members shall include:

1. Five members who are licensed addiction counselors actively engaged in the practice of addiction counseling, one of whom must be actively engaged in the private practice of addiction counseling.
2. Two members who are laypersons.

43-45-03. Board member terms.

The governor shall appoint new board members. Appointments must be for three-year terms, but no person may be appointed to serve for more than two consecutive terms. Terms begin on the first day of the calendar year and end on the last day of the calendar year or until successors are appointed.

43-45-05. Board meetings.

1. The board shall meet at least quarterly. A majority of the members constitute a quorum.
2. Each board member shall serve without compensation but shall receive expenses as provided in section 54-06-09.

February 9, 2015

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1049

Page 1, line 1, remove "to chapter 15-10 and a new section"

Page 1, line 2, remove "and grants"

Page 1, line 3, after the first semicolon insert "and"

Page 1, line 3, remove "; and to provide for an appropriation"

Page 1, remove lines 5 through 24

Page 2, remove lines 1 through 23

Page 3, line 6, replace "twenty-five" with "twenty"

Page 3, line 12, replace "twenty-five" with "twenty"

Page 3, remove lines 19 through 25

Page 3, line 28, replace "\$1,000,000" with "\$800,000"

Page 4, remove lines 1 through 14

Renumber accordingly

15.0278.03000

FIRST ENGROSSMENT

Sixty-fourth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1049

Introduced by

Legislative Management

(Human Services Committee)

1 A BILL for an Act to create and enact a new section to chapter 43-45 of the North Dakota
2 Century Code, relating to loans for certain behavioral health professions; and to provide for a
3 transfer.

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

5 **SECTION 1.** A new section to chapter 43-45 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Addiction counseling internship - Loan program - Revolving fund - Continuing**
8 **appropriation.**

- 9 1. a. The Bank of North Dakota shall develop and implement a program under which
10 loans may be provided to qualified individuals participating in an unpaid
11 internship at a licensed substance abuse treatment facility in this state, in order to
12 obtain licensure as an addiction counselor.
- 13 b. The Bank of North Dakota shall determine all terms applicable to the time and
14 manner in which loans made under this section must be repaid, except that:
- 15 (1) The Bank shall waive repayment of all principal and interest for the period of
16 time that an individual who received a loan under this section serves as a
17 licensed addiction counselor in this state; and
- 18 (2) The Bank shall forgive twenty percent of the total amount loaned to an
19 individual, together with all accrued interest, for each twelve-month period
20 that the individual serves as a licensed addiction counselor in this state.
- 21 c. Interest on outstanding loans under this section must accrue at the Bank of North
22 Dakota's current base rate, but may not exceed six percent per annum.
- 23 d. The maximum loan for which an applicant may qualify under this section is
24 twenty thousand dollars.

Sixty-fourth
Legislative Assembly

- 1 e. This subsection is applicable only to individuals beginning an unpaid internship
2 after June 30, 2015.
- 3 2. The Bank of North Dakota shall maintain a revolving loan fund for the purpose of
4 making loans under this section. All moneys transferred into the fund, interest upon
5 moneys in the fund, and payments to the fund of principal and interest on loans under
6 this section are appropriated to the Bank on a continuing basis.

7 **SECTION 2. APPROPRIATION - TRANSFER - ADDICTION COUNSELOR INTERNSHIP**
8 **LOAN PROGRAM - REVOLVING FUND.** There is appropriated out of any moneys in the
9 general fund in the state treasury, not otherwise appropriated, the sum of \$800,000, or so much
10 of the sum as may be necessary, which the director of the office of management and budget
11 shall transfer to the Bank of North Dakota, for purposes of the addiction counselor internship
12 loan program revolving fund, as created by section 2 of this Act.

from Approps

1.9

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1049

Page 1, line 2, after the semicolon insert "to amend and reenact subsection 2 of section 43-45-01 and subsection 2 of section 45-45-04 of the North Dakota Century Code, relating to the transfer of the authority of the board of addiction counseling examiners to the department of human services; to repeal sections 43-45-02, 43-45-03, and 43-45-05 of the North Dakota Century Code, relating to the board of addiction counseling examiners; to provide an appropriation; to provide a continuing appropriation;"

Page 1, after line 4, insert:

"SECTION 1. AMENDMENT. Subsection 2 of section 43-45-01 of the North Dakota Century Code is amended and reenacted as follows:

2. "Board" means the ~~board~~department of ~~addiction counseling examiners~~human services.

SECTION 2. AMENDMENT. Subsection 2 of section 43-45-04 of the North Dakota Century Code is amended and reenacted as follows:

2. The board may:
 - a. Adopt rules under chapter 28-32 to implement this chapter.
 - b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
 - c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
 - d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
 - e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rule in amounts necessary to compensate the board for administration and enforcement of this chapter.
 - f. ~~Employ persons to assist the board in carrying out its duties under this chapter."~~

Page 1, line 10, remove "unpaid"

Page 1, line 14, remove ", except that:"

Page 1, remove lines 15 through 19

Page 1, line 20, remove "that the individual serves as a licensed addiction counselor in this state"

Page 1, line 24, replace "twenty" with "five"

Page 2, line 1, remove "unpaid"

Page 2, after line 6, insert:

"SECTION 4. REPEAL. Sections 43-45-02, 43-45-03, and 43-45-05 of the North Dakota Century Code are repealed."

Page 2, line 9, replace "general" with "student loan trust"

Page 2, line 9, replace "\$800,000" with "\$150,000"

Page 2, line 12, replace "2" with "3"

Renumber accordingly

CHAPTER 165**HOUSE BILL NO. 1283**

(Representatives Ekstrom, N. Johnson, Kliniske)
(Senators Every, D. Mathern, Robinson)

**TECHNOLOGY OCCUPATIONS STUDENT LOAN
PROGRAM**

2001 S

Attach #1
HB1049

03/23/2015

J#25287

AN ACT to provide for a technology occupations student loan program.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. Technology occupations student loan program.

1. The state board of higher education shall administer a technology occupations student loan program that encourages college students to pursue technology-based studies, to participate in technology internship programs, and to remain in the state after graduation. The board shall adopt rules to implement the program, including internship requirements, guidelines to determine which technology-related courses of study are eligible under the program, and standards for eligibility.
2. Students of board-approved colleges may apply for the technology occupations student loan program. To be eligible to receive student loan grants under the program, the applicant:
 - a. Must have graduated from a board-approved college;
 - b. Must have successfully completed the board-approved technology-related courses;
 - c. Must have maintained at least a 3.0 grade point average, based on a 4.0 grading system, at a board-approved college;
 - d. Must have actively participated in a board-approved technology internship with a business in the state;
 - e. Must have a student loan with the Bank of North Dakota;
 - f. Following graduation must be employed in the state in a board-approved technology occupation; and
 - g. Must have met and shall continue to meet any requirements established by rule.
3. The state board of higher education shall distribute student loan grants directly to the Bank of North Dakota to repay outstanding student loan principal balances for eligible applicants. The maximum student loan grant amount for which an applicant may qualify is one thousand dollars per twelve months of employment for a maximum of five years.

SECTION 2. TECHNOLOGY OCCUPATIONS STUDENT LOAN PROGRAM FUNDING. The funds appropriated in the student grant programs line item included in subdivision 1 of section 1 of Senate Bill No. 2003 of the fifty-seventh legislative assembly, include \$400,000 from the general fund for providing grants as authorized in section 1 of this Act, for the biennium beginning July 1, 2001, and ending June 30, 2003.

Approved April 24, 2001
Filed April 24, 2001

CHAPTER 131**HOUSE BILL NO. 1127**

(Education Committee)

(At the request of the State Board of Higher Education)

**TECHNOLOGY OCCUPATIONS STUDENT LOAN
PROGRAM ELIGIBILITY**

AN ACT to amend and reenact subsection 2 of section 15-10-37 of the North Dakota Century Code, relating to eligibility for the technology occupations student loan program.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 2 of section 15-10-37 of the North Dakota Century Code is amended and reenacted as follows:

2. Students of board-approved colleges may apply for the technology occupations student loan program. To be eligible to receive student loan grants under the program, the applicant:
 - a. Must have graduated from a board-approved college;
 - b. Must have successfully completed the board-approved technology-related courses;
 - c. Must have maintained at least a 3.0 grade point average, based on a 4.0 grading system, at a board-approved college;
 - d. Must have actively participated in a board-approved technology internship with a business in the state;
 - e. Must have a student loan with the Bank of North Dakota or other participating lender;
 - f. Following graduation must be employed in the state in a board-approved technology occupation; and
 - g. Must have met and shall continue to meet any requirements established by rule.

Approved March 13, 2003
Filed March 13, 2003

CHAPTER 143

SENATE BILL NO. 2078

(Education Committee)

(At the request of the State Board of Higher Education)

1.4
2005 S.L.

TECHNOLOGY AND TEACHER LOAN PROGRAMS

AN ACT to amend and reenact sections 15-10-37 and 15-10-38 of the North Dakota Century Code, relating to eligibility for loans under the technology occupations student loan program and eligibility for loan forgiveness under the teacher shortages loan forgiveness program.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 15-10-37 of the North Dakota Century Code is amended and reenacted as follows:

15-10-37. Technology occupations student loan program.

1. The state board of higher education shall administer a technology occupations student loan program that encourages college students to pursue technology-based studies, to participate in technology internship programs, and to remain in the state after graduation. The board shall adopt rules to implement the program, including internship requirements, guidelines to determine which technology-related courses of study are eligible under the program, and standards for eligibility.
2. ~~Students~~ Graduates of board-approved colleges may apply for the technology occupations student loan program. To be eligible to receive student loan grants under the program, the applicant:
 - a. Must have graduated from a board-approved college;
 - b. Must have successfully completed the board-approved technology-related courses;
 - c. Must have maintained at least a ~~3.0~~ 2.5 grade point average, based on a 4.0 grading system, at a board-approved college;
 - d. ~~Must have actively participated in a board-approved technology internship with a business in the state;~~
 - e. Must have a student loan with the Bank of North Dakota or other participating lender;
 - f. e. Following graduation must be employed in the state in a board-approved technology occupation; and
 - g. f. Must have met and shall continue to meet any requirements established by rule.
3. The state board of higher education shall distribute student loan grants directly to the Bank of North Dakota to repay outstanding student loan

principal balances for eligible applicants. The maximum student loan grant amount for which an applicant may qualify is one thousand dollars per ~~twelve months of employment for a maximum of five years year and~~ a total of five thousand dollars, or a lesser amount established by rule adopted by the state board of higher education.

SECTION 2. AMENDMENT. Section 15-10-38 of the North Dakota Century Code is amended and reenacted as follows:

15-10-38. Loans - Teacher shortages - Loan forgiveness.

1. The state board of higher education shall administer a student loan forgiveness program for individuals teaching at grade levels or in content areas identified as having a teacher shortage. The board shall adopt rules to implement the program.
2. The superintendent of public instruction shall annually identify the grade levels and content areas in which a teacher shortage exists.
3. To be eligible for loan forgiveness under this section, an individual:
 - a. Must have been admitted as a full-time student in a teacher preparation program, with the declared intention to teach at a grade level or in a content area identified by the superintendent of public instruction as one in which a teacher shortage exists; and
 - b. Must have obtained a student loan.
4. An individual may receive up to one thousand dollars per year and a maximum of five thousand dollars, or a lesser amount established by rule adopted by the state board of higher education under this section.
5. The board shall consider all applications under this section in chronological order.
6. Upon notification that the individual has completed a full year of teaching in a school district or nonpublic school in this state at a grade level or in a content area identified by the superintendent of public instruction as one in which a teacher shortage exists, the board shall distribute funds directly to the Bank of North Dakota to repay outstanding loan principal balances for eligible applicants.

Approved April 18, 2005
Filed April 20, 2005

CHAPTER 31

SENATE BILL NO. 2003

(Appropriations Committee)
(At the request of the Governor)

1.6
2009 S.L.

AN ACT to provide an appropriation for defraying the expenses of the North Dakota university system; to provide a contingent appropriation; to provide for transfer of funds; to authorize the state board of higher education to issue and sell bonds for capital projects; to provide for legislative council studies; to create and enact a new section to chapter 15-62.2 of the North Dakota Century Code, relating to reporting requirements of scholarship programs; to amend and reenact subsections 1 and 3 of section 15-10-37 and sections 15-62.2-02 and 15.1-01-02 of the North Dakota Century Code, relating to student financial assistance grants, technology grants, and joint meetings of the state's education boards; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income to the North Dakota university system office and to the various entities and institutions under the supervision of the state board of higher education for the purpose of defraying the expenses of the North Dakota university system office and to the various entities for the biennium beginning July 1, 2009, and ending June 30, 2011, as follows:

Subdivision 1.

NORTH DAKOTA UNIVERSITY SYSTEM OFFICE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Capital assets	\$15,754,112	(\$3,740,064)	\$12,014,048
Competitive research program	5,650,000	1,400,000	7,050,000
System governance	6,281,894	903,718	7,185,612
Title II	695,600	0	695,600
System information	25,983,293	4,246,745	30,230,038
Technology services			
Professional liability insurance	1,100,000	0	1,100,000
Student financial assistance grants	5,987,497	13,386,525	19,374,022
Professional student exchange program	2,722,946	614,154	3,337,100
Academic and technical education scholarships	0	3,000,000	3,000,000
Two-year campus marketing	0	800,000	800,000
Scholars program	1,478,566	635,018	2,113,584
Native American scholarships	380,626	666	381,292
Security and emergency	0	750,000	750,000

preparedness			
Education incentive programs	1,740,314	1,436,030	3,176,344
Science, technology, engineering, and mathematics teacher education enhancement	0	1,500,000	1,500,000
Grants	<u>700,000</u>	<u>(600,000)</u>	<u>100,000</u>
Total all funds	\$68,474,848	\$24,332,792	\$92,807,640
Less estimated income	<u>3,343,730</u>	<u>705,228</u>	<u>4,048,958</u>
general fund	\$65,131,118	\$23,627,564	\$88,758,682
Full-time equivalent positions	20.00	1.30	21.30

1.7

Subdivision 2.

BISMARCK STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$19,733,680	\$4,470,325	\$24,204,005
Capital assets	243,481	3,409,500	3,652,981
Deferred maintenance	0	<u>340,637</u>	<u>340,637</u>
Total all funds	\$19,977,161	\$8,220,462	\$28,197,623
Less estimated income	0	<u>409,500</u>	<u>409,500</u>
Total general fund	\$19,977,161	\$7,810,962	\$27,788,123
Full-time equivalent positions	105.38	5.55	110.93

Subdivision 3.

LAKE REGION STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$6,511,348	\$1,444,862	\$7,956,210
Capital assets	43,662	2,609,920	2,653,582
Deferred maintenance	0	<u>93,807</u>	<u>93,807</u>
Total all funds	\$6,555,010	\$4,148,589	\$10,703,599
Less estimated income	0	0	0
Total general fund	\$6,555,010	\$4,148,589	\$10,703,599
Full-time equivalent positions	30.49	2.48	32.97

Subdivision 4.

WILLISTON STATE COLLEGE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$6,422,504	\$1,274,495	\$7,696,999
Capital assets	86,475	16,985,000	17,071,475
Deferred maintenance	0	<u>382,002</u>	<u>382,002</u>
Total all funds	\$6,508,979	\$18,641,497	\$25,150,476
Less estimated income	0	<u>15,375,000</u>	<u>15,375,000</u>
Total general fund	\$6,508,979	\$3,266,497	\$9,775,476
Full-time equivalent positions	39.80	1.30	41.10

Subdivision 5.

UNIVERSITY OF NORTH DAKOTA

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operations	\$107,011,830	\$18,024,953	\$125,036,783
Capital assets	2,300,545	49,919,000	52,219,545
Deferred maintenance	0	<u>7,178,674</u>	<u>7,178,674</u>
Total all funds	\$109,312,375	\$75,122,627	\$184,435,002
Less estimated income	0	<u>49,919,000</u>	<u>49,919,000</u>

whose documented performance meets all standards is to receive a minimum monthly salary increase of \$100 on July 1, 2009, and \$100 on July 1, 2010.

1.8

SECTION 28. SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS TEACHER EDUCATION ENHANCEMENT. The sum of \$1,500,000 included in the science, technology, engineering, and mathematics teacher education line item in subdivision 1 of section 1 of this Act must be used for benefit of institutions under the control of the state board of higher education, as determined by the board. Funding allocations are to be used to enhance the use of science, technology, engineering, and mathematics in existing teacher education program curriculums and may not be used for infrastructure projects.

SECTION 29. LEGISLATIVE INTENT - LOAN FORGIVENESS PROGRAM. It is the intent of the sixty-first legislative assembly that any qualified returning technology occupation loan forgiveness program applicants for the 2009-10 academic year and forward be eligible to receive \$1,500 per year, for up to four years, combined between the technology occupation loan forgiveness program and science, technology, engineering, and mathematics loan forgiveness program. All new applicants beginning with the 2009-10 academic year are eligible to receive \$1,500 per year, up to a maximum of \$6,000. It is also the intent of the sixty-first legislative assembly that the North Dakota university system make new and continuing loan forgiveness program awards in the 2009-11 biennium to ensure adequate program funding carryover to the 2011-13 biennium to continue the program with approximately the same number of new awards in the 2011-13 biennium without increased state program funding.

SECTION 30. TUITION RATE INCREASES - LIMIT - BUDGET SECTION APPROVAL. Notwithstanding any other provision of law, the state board of higher education shall limit any annual tuition increase for students attending institutions under its control for the 2009-10 and 2010-11 academic years to not more than four percent for each year unless the board receives prior budget section approval.

SECTION 31. LEGISLATIVE COUNCIL STUDY - COMPLETION-BASED FUNDING. During the 2009-10 interim, the legislative council shall consider studying options for funding higher education institutions. The study, if conducted, must include a review of the feasibility of implementing a higher education funding mechanism based on student completion rates. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-second legislative assembly.

SECTION 32. LEGISLATIVE COUNCIL STUDY - TUITION WAIVERS. During the 2009-10 interim, the legislative council shall consider studying the impact of tuition waivers on institutions under the control of the state board of higher education. The study if conducted must review the types of tuition waivers available, the number of tuition waivers granted, and the value of tuition waivers. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-second legislative assembly.

SECTION 33. LEGISLATIVE COUNCIL STUDY - EDUCATION GOVERNANCE. During the 2009-10 interim, the legislative council shall consider studying the feasibility and desirability of creating a department to oversee early childhood, elementary, secondary, and postsecondary education. The study if conducted must include a review of education governance in other states, the efficiency of combining governing agencies, and the potential governing structure of a combined education department. The legislative council shall report its findings

and recommendations, together with any legislation required to implement the recommendations, to the sixty-second legislative assembly.

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SECTION 34. LEGISLATIVE COUNCIL STUDY - HIGHER EDUCATION STUDENT TRUST FUND. During the 2009-10 interim, the legislative council shall consider studying the establishment of a higher education student trust fund, including available funding sources. The study if conducted must review best practices to include demonstrated in-migration patterns and long-term return on investment to the citizens of North Dakota by ensuring students are prepared to meet changing needs of a global economy and to strengthen the economy of the state. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-second legislative assembly.

SECTION 35. AMENDMENT. Subsections 1 and 3 of section 15-10-37 of the North Dakota Century Code are amended and reenacted as follows:

1. The state board of higher education shall administer a science, technology, engineering, and mathematics occupations student loan program that encourages college students to pursue technology-based studies in these fields, to participate in technology internship programs, and to remain in the state after graduation. The board shall adopt rules to implement the program, including internship requirements, guidelines to determine which technology-related courses of study are eligible under the program, and standards for eligibility.
3. The state board of higher education shall distribute student loan grants directly to the Bank of North Dakota to repay outstanding student loan principal balances for eligible applicants. The maximum student loan grant amount for which an applicant may qualify is one thousand five hundred dollars per year and a total of five six thousand dollars, or a lesser amount established by rule adopted by the state board of higher education.

SECTION 36. AMENDMENT. Section 15-62.2-02 of the North Dakota Century Code is amended and reenacted as follows:

15-62.2-02. State board of higher education - Powers and duties. The state board of higher education shall:

1. Administer the North Dakota student financial assistance program and the North Dakota scholars program and adopt functional rules regarding the eligibility and selection of grant and scholarship recipients.
2. Determine the amount of individual grants, but which may not exceed one thousand five hundred dollars per recipient per academic year, under the North Dakota student financial assistance program.
3. ~~Adopt for~~ For the North Dakota student financial assistance program, adopt criteria for substantial need, based upon the ability of the parents or guardian to contribute toward the applicant's educational expenses.
4. Establish the appropriate procedures for fiscal control, fund accounting, and necessary reports.

5. Apply for, receive, expend, and administer granted moneys from federal or private sources.

1.10

SECTION 37. A new section to chapter 15-62.2 of the North Dakota Century Code is created and enacted as follows:

Annual report. The state board of higher education shall provide to the legislative council an annual report regarding the number of North Dakota academic scholarships and career and technical education scholarships provided and demographic information pertaining to the recipients.

SECTION 38. AMENDMENT. Section 15.1-01-02 of the North Dakota Century Code is amended and reenacted as follows:

15.1-01-02. Joint meetings - State board of public school education - State board of higher education - Education standards and practices board - State board for career and technical education. The state board of public school education, the state board of higher education, the education standards and practices board, and the state board for career and technical education shall meet together at least once each year at the call of the superintendent of public instruction, the commissioner of higher education, the executive director of the education standards and practices board, and the director of career and technical education for the purposes of:

1. Coordinating elementary and secondary education programs, career and technical education programs, and higher education programs;
2. Establishing high standards and expectations of students at all levels of the education continuum;
3. Ensuring that all students have access to challenging curricula;
4. Ensuring that the individuals instructing students at all levels of the education continuum are highly qualified and capable;
5. Cooperating in the provision of professional growth and development opportunities for ~~elementary and secondary teachers and administrators~~ individuals instructing students at all levels of the education continuum; and
6. Ensuring cooperation in any other jointly beneficial project or program.

SECTION 39. UNIVERSITY OF NORTH DAKOTA HANGAR PROJECT.

The state board of higher education may enter an agreement with a private entity to do all things necessary and proper to authorize construction of a hangar addition and renovation at the university of North Dakota aerospace complex at the Grand Forks international airport using current fees for flight operations, for the biennium beginning July 1, 2009, and ending June 30, 2011.

SECTION 40. EMERGENCY. The capital assets, deferred maintenance, and education incentive line items and \$317,000 of the operations line item in subdivision 11 contained in section 1 of this Act and sections 3, 4, 11, 12, 14, 21, 26, and 36 of this Act are declared to be an emergency measure.

Approved May 7, 2009

Filed May 19, 2009

15-10-36. Student registration with selective service system.

No person who is required by the Military Selective Service Act [Pub. L. 759; 62 Stat. 604; 50 U.S.C. App. 451 et seq.] to register with the selective service system may receive student financial aid funds from the state until that person has registered. The state board of higher education may adopt rules to achieve the purpose of this section.

15-10-37. Technology occupations student loan program.

1. The state board of higher education shall administer a science, technology, engineering, and mathematics occupations student loan program that encourages college students to pursue studies in these fields, to participate in internship programs, and to remain in the state after graduation. The board shall adopt rules to implement the program, including internship requirements, guidelines to determine which technology-related courses of study are eligible under the program, and standards for eligibility.
2. Graduates of board-approved colleges may apply for the technology occupations student loan program. To be eligible to receive student loan grants under the program, the applicant:
 - a. Must have graduated from a board-approved college;
 - b. Must have successfully completed the board-approved technology-related courses;
 - c. Must have maintained at least a 2.5 grade point average, based on a 4.0 grading system, at a board-approved college;
 - d. Must have a student loan with the Bank of North Dakota or other participating lender;
 - e. Following graduation must be employed in the state in a board-approved technology occupation; and
 - f. Must have met and shall continue to meet any requirements established by rule.
3. The state board of higher education shall distribute student loan grants directly to the Bank of North Dakota to repay outstanding student loan principal balances for eligible applicants. The maximum student loan grant amount for which an applicant may qualify is one thousand five hundred dollars per year and a total of six thousand dollars, or a lesser amount established by rule adopted by the state board of higher education.

15-10-38. Loans - Teacher shortages - Loan forgiveness.

1. The state board of higher education shall administer a student loan forgiveness program for individuals teaching at grade levels or in content areas identified as having a teacher shortage. The board shall adopt rules to implement the program.
2. The superintendent of public instruction shall annually identify the grade levels and content areas in which a teacher shortage exists.
3. To be eligible for loan forgiveness under this section, an individual:
 - a. Must have been admitted as a full-time student in a teacher preparation program, with the declared intention to teach at a grade level or in a content area identified by the superintendent of public instruction as one in which a teacher shortage exists; and
 - b. Must have obtained a student loan.
4. An individual may receive up to one thousand dollars per year and a maximum of five thousand dollars, or a lesser amount established by rule adopted by the state board of higher education under this section.
5. The board shall consider all applications under this section in chronological order.
6. Upon notification that the individual has completed a full year of teaching in a school district or nonpublic school in this state at a grade level or in a content area identified by the superintendent of public instruction as one in which a teacher shortage exists, the board shall distribute funds directly to the Bank of North Dakota to repay outstanding loan principal balances for eligible applicants.

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SUBJECT: 500s: Student Affairs

EFFECTIVE: January 21, 2010

Section: 508.1 STEM Occupations Student Loan Program - Teacher Shortage Loan Forgiveness Program

The Chancellor shall adopt procedures for and administer:

1. A science, technology, engineering and mathematics (STEM) occupations student loan program as provided under [North Dakota Century Code Section 15-10-37](#); and
2. A teacher shortage student loan forgiveness program as provided under North Dakota Century Code Section 15-10-38.

Eligibility for the STEM occupations student loan program shall be limited to 48 months of eligible employment; eligibility for the teacher shortage student loan forgiveness program shall be limited to three years eligible employment as a teacher.

Reference: NDUS Procedure - [508.1.1](#) [508.1.2](#)

History:

New Policy, SBHE Minutes September 28, 2001.

Amendment SBHE Minutes, June 26, 2003.

Amendment SBHE Minutes, January 21, 2010.

DICKINSON
STATE UNIVERSITY

Lake Region



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Science, Technology, Engineering and Mathematics Occupations Student Loan Program
The STEM Occupations Student Loan Program is intended to reduce student loan indebtedness for college graduates who work in STEM-related fields in North Dakota.



Amount: Eligible graduates receive up to \$1,500 per year in student loan forgiveness for each year they are employed in North Dakota in an approved occupation. Benefits are capped at \$6,000.

Who is eligible: Recipients include college graduates who earned cumulative GPAs of 2.5 or higher and who have been employed in a board-approved STEM occupation for 12 months in North Dakota. Qualified North Dakota teachers who have fulfilled full-time, nine-month contracts in STEM-related teaching fields also are eligible. Loans must have been from the Bank of North Dakota or other participating lender. Recipients may reapply each year for up to 48 months. The number of loan reductions is contingent upon legislative appropriations, so not all qualified applicants are assured funding.

The 2014 application period has now closed.

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SUBJECT: 500s: Student affairs

EFFECTIVE: February 8, 2013

Section: 508.1.1 STEM Occupations Student Loan Program

NOTE: This program was formerly administered under the title "Technology Occupations Student Loan Program."

The intent of this program is to reduce a student's loan indebtedness for individuals who have graduated in a Science, Technology, Engineering, and Mathematics (STEM) related field and been employed in a STEM occupation in North Dakota for one year following college graduation.

The number of funded applicants is limited and contingent upon legislative appropriations. Therefore, not all qualified applicants are assured funding. All qualified applicants for this program will be considered in priority order as defined in section 3.

The Bank of North Dakota is responsible for processing the loan forgiveness payments to financial institutions holding student loans for funded recipients by July 30th of each year. The NDUS will notify all applicants of their award status by July 30th of each year.

Funded recipients are eligible to receive up to \$1,500 per year in continued loan forgiveness for each year they are employed in an approved STEM occupation in North Dakota, subject to a maximum of 48 months of eligible employment. Individuals must apply or re-apply annually for new or continued funding. The one-year of employment must have occurred within the past 24 months.

Section 1 - Qualifications

To qualify for the STEM Occupations Student Loan Program, an applicant:

- Graduated from a board-approved college;
- Successfully completed a board-approved STEM-related program;
- Maintained a cumulative 2.5 or higher based on a 4.0 grading system, at a board-approved college;
- A student loan and not be in default on that student loan;
- Been employed in a board-approved STEM occupation for 12 months following graduation in North Dakota beginning at least by July 1 of the previous year, or in at least a 9-month teaching contract on a full time basis in a school district or nonpublic (private) school in the state.

Section 2 - Terms and Definitions

- Board-approved college** means a postsecondary institution recognized by the U.S. Department of Education and accredited by regional, national, professional or specialized accrediting bodies.
- Board-approved STEM related program** means programs listed on Table 1-STEM Program Areas and Codes. These are broadly based upon North Dakota's targeted industries and the national Science and Mathematics Access to Retain Talent (SMART) grant program eligibility with the categories defined by the National Center for Education Statistics' Classification of Instructional Programs.
- Cumulative grade point average** means grade point average from all grades achieved by a student at graduation using a 4.0 grading scale (no rounding).

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- d. **Default** means default as defined in applicable federal student aid laws or regulations or other applicable regulations, as determined by the loan servicer.
- e. **Final transcript** is one that was issued by the college after graduation. The transcript must include the date of graduation, the cumulative GPA, and the degree earned. An unofficial transcript is acceptable.
- f. **STEM** is an acronym for Science, Technology, Engineering, and Mathematics programs.
- g. **STEM Job Occupations and Code** means the STEM related Department of Labor job classifications as found in Table 2 - STEM Job Occupations and Codes. A degree from Table 1 is required for Table 2 occupations to qualify.
- h. **Student Loan** means Federal Family Education Loan (FFEL) - Stafford subsidized and unsubsidized, Dakota Education Alternative Loan (DEAL) obtained through the Bank of North Dakota as a lender, William D. Ford Federal Direct Loan - subsidized and unsubsidized, Federal Perkins Loan, and FFEL or William D. Ford Federal Direct Consolidated Loans.

Section 3 - STEM Occupations Student Loan Program Procedures

- a. Applications for this program may be obtained by: (1) calling the NDUS at (701) 224-2647; (2) writing the NDUS at 1815 Schafer St. Ste. 202, Bismarck, ND 58501-1217; (3) emailing NDFinAid@ndus.edu; or (4) accessing the [NDUS web site](#)

Applications will not be accepted prior to May 1. Applications received in the NDUS office before May 1 will be returned to the applicant. A completed application must be received by the NDUS no later than June 30.

A completed application **must** include a statement signed by the personnel director or CEO of the applicant's employer verifying that the applicant is employed full-time in one of the defined STEM occupations and the length and location of employment. An application will not be considered completed until all of the required information has been received by the NDUS. The date the application is considered complete will be considered the date used for priority funding order purposes.

- b. Completed **applications** will be considered in **priority order** as follows:

- 1) Priority will be given first to the previous year program funded recipients who were continuously employed in an approved STEM occupation;
- 2) Secondly, priority will be given to prior year funding recipients who were employed in an approved STEM occupation; and
- 3) Finally, new program applicants will be funded.

If available funding is sufficient to fund some but not all eligible applications in a priority category, funding shall be allocated based on date of receipt by the NDUS of completed applications, beginning with those received on (but not before) May 1, continuing with those received May 2, and so on, to the extent funds are available.

Summary of forms to be completed and returned to NDUS office:

- 1. Application, including
 - a. Complete loan information;
 - b. Signed applicant statement of certification;
 - c. Complete Personnel Director or CEO statement of certification; and
 - d. A copy of the final college transcript if this is the first time applying or if the transcript has changed. The transcript must reflect the degree earned, the degree earned, date the degree was awarded and final cumulative GPA. An unofficial transcript is acceptable.

Applications should be mailed, faxed or delivered to:

North Dakota University System
1815 Schafer St. Ste. 202
Bismarck, ND 58501-1217
Phone: 701.224.2647 Fax: 701.224.5707

The 2014 application period has now closed.

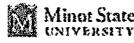
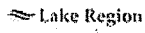
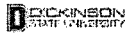
Reference: SBHE Policy - [508.1](#)

History:

Chancellor's Cabinet Meeting, November 14, 2001.
Editorial changes made 1/15/02
Editorial changes made 3/13/02.
Chancellor's Cabinet reviewed suggested changes, listserv message sent October 21, 2002. Amendments reviewed and approved by Chancellor, October 25, 2002.
Chancellor's Cabinet Meeting, September 2003
Chancellor's Cabinet Meeting, November 3, 2004.
Chancellor's Cabinet Meeting, August 18, 2005.
Chancellor's Cabinet Meeting, January 11, 2007.
Chancellor's Cabinet Meeting, February 14, 2008.
Chancellor's Cabinet Meeting, March 19, 2008.

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Chancellor's Cabinet Meeting, March 12, 2009.
Chancellor's Cabinet Meeting, February 3, 2010.
Chancellor's Cabinet Meeting, February 16, 2011.
Chancellor's Cabinet Meeting, February 8, 2012.
Chancellor's Approval, February 11, 2013.
Interim Chancellor's Approval, March 26, 2014.



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Provost & Vice President for Academic Affairs
Twamley Hall, Room 302
264 Centennial Drive, Stop 8176
Grand Forks, ND 58202-8176
(701) 777-2167
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March 16, 2015

To: Thomas DiLorenzo, Provost & Vice President for Academic Affairs

From: Ilene Odegard, Steve Light, Lisa Burger, Thomasine Heitkamp, Carenlee Barkdull, Ryan Zerr, and Many Others

Re: Preparing Students for Success via Internships, Cooperative Education, and Experiential Learning at UND

Overview

A UND education prepares students with the knowledge and skills for professional and personal success across many fields of endeavor. At UND, teaching and learning extend far beyond the classroom. UND is emphasizing High-Impact Practices (HIP) in teaching and learning, including internships, cooperative education, and other forms of experiential and service learning in business and industry, government, and not-for-profits. This is because students learn not only from talented faculty and from each other in the classroom, but through experience in the workplace. Data and research at colleges and universities across the nation, including at UND, link participation in HIPs to higher retention, persistence, and graduation rates.

Over the past two academic years, 1,184 students participated in co-operative education experiences within the state of North Dakota. Many UND students taking internships or coops receive academic credit, pay, or both. And they succeed. Data from the fall 2010 entering cohort of students indicates those students who had internship/coop credit graduated at a rate more than double that of those who did not participate, with an overall GPA of 3.39.

UND is committed to excellence in education and to building a workforce to meet North Dakota's needs, whether in health and human services, law and the administration of justice, energy, teaching and learning, finance, government, and more. Students throughout UND's academic programs, in fields spanning all of our colleges and schools, have the opportunity to get experience when and where it counts. This commitment is exemplified by partnerships with the business, industry, the City of Grand Forks, and the State of North Dakota, as well as in the collaboration of UND's academic units with UND Career Services.

Partnering with Greater Grand Forks

At a time when experiential learning and professional growth are more important than ever for students in order to secure employment after college, UND Career Services is committed to building positive experiences in collaboration with business and industry within the state of North Dakota. The following are Career Services' internship strategies and initiatives to further support and foster North Dakota partnerships while providing educational and professional opportunities for UND students, along with examples of data regarding experiential learning.

- Career Services serves as the Grand Forks' community liaison and point of contact between companies and organization who want to expand their existing internship programs and students who are looking for experiential learning (please see attached flyer). The Director serves on the Chamber of Commerce's Work Force committee and co-chairs a subgroup whose purpose is to increase the number of internships that employers offer locally and increase awareness (and the value) of internships to UND students. This fall, the group conducted a survey that was distributed to all Chamber members, which resulted in the following statistics:
 1. 72% of businesses in the Greater Grand Forks area have hosted an intern.
 2. Nearly half of the respondents were planning on hosting more internships in the coming year.
 3. Nearly half of the respondents reported they would host an intern if they were funded through Operation Intern.
 4. 62% of respondents pay their interns (range of pay between \$10-\$20/hour).
 5. As a result of the committee's work, the Chamber has hired an Internship Coordinator-a UND student intern who's major is Communication. Her role is to place even more emphasis on building internship opportunities for students.
- UND has supported the efforts of Grand Forks city administration with matched funding for the city's existing Internship Program. The matching of funds will allow City Hall to increase the number of internships made available. City Hall's HR Generalist is assisted by a UND Master of Public Administration student intern and there are 6 new internship positions (in engineering, finance, data analysis, urban design and community outreach) which are already or soon to be filled. The city of Grand Forks plans to offer 9 more internship positions soon, with subsequent and ongoing opportunities for UND college students.
- UND plans and sponsors joint events with local ND employers:
 1. An upcoming "Meet and Greet City Hall" social hour is scheduled for April 15. UND students and student groups will be invited to attend the event, meet the mayor, UND officials and hear from current City Hall interns.
 2. Career Services' Career and Internship Fairs (which took place in October and February) showed an increase in North Dakota employer attendance because of efforts in marketing. North Dakota's Operation Intern Coordinator passed information along to ND employers, which helped increase attendance.

Internship/Coop Opportunities throughout the Curriculum, and in North Dakota

Below is a cross section of various disciplines in which students had internships and other types of experiential learning within the state of North Dakota:

- Education Senior Seminar/Field Practice (student teaching) – this academic year, out of 177 candidates, 116 student teachers were placed within the state

- Nursing – over the past academic year 382 nursing students participated in experiential learning within the state. These experiences included co-ops, internships, practicums and onsite capstone projects, of which internships were paid positions
- The School of Law, State Bar Association of North Dakota, and North Dakota court system have partnered, responding to the shortage of attorneys in rural North Dakota with a pilot project that placed two law students working for pay as clerks for rural district judges. The program is designed to expose students to the law and lifestyle in communities of fewer than 15,000 people, encouraging graduates to stay and help the state. Law students have externships in North Dakota and federal government; gain live-client experience through our Clinical Education Program; provide service through the Tribal Judicial Institute and the Public Institute Law Society of America's tax assistance program; and obtain hands-on experience in areas such as NCAA and FAA regulations. The law school also partners with the North Dakota United States Attorney's Office Summer Externship program, including an externship in the prosecution of crimes on the Standing Rock Sioux Reservation.
- Three-quarters of Mechanical Engineering students reported having completed a coop/internship. Coops, which are paid and usually also include academic credit, are an important gateway to employment. Wages during Spring 2015 range from \$11/hr., to \$24.50/hr., with an average of about \$15.50/hr. Recent employers, many of which hired their coop students, include Bobcat, United Technologies Corporation, 3M, Emerson Process Management, Dakota Gasification, Retrax, PS Doors, Marvin Windows and Doors, Cargill, LM Windpower, Cirrus Design, Steffes Corporation, and Daktronics. Students with co-op experience seem to receive more interest from permanent employers than students without (and not just from the companies with whom they did the coop). When this is coupled with the change to earn a good hourly wage, the potential for academic credit, and the opportunity to see how the classroom theory is applied in practice, we strongly encourage ME students to pursue co-ops before graduation. Even if students decide that their coop sponsor is not a place they want to work full-time, they are almost universal in their positive evaluation of the experience for their professional development.
- Approximately 25 students out of 298 students have received internships in Petroleum Engineering for this upcoming summer. Some of the companies that have hired our students include: Continental Resources, Hess, Marathon, Whiting, MBI and Oasis. Most student are hired in Western ND, but some are going to TX, CO, and OKC.
- Accountancy has 43 students in internships/co-ops this semester, with approximately 15-20 of those in the state of North Dakota. All accounting internships are paid.
- Management has 12 students registered for internships this semester, with about 10 of 12 in North Dakota.
- Political Science & Public Administration placed two interns in the state legislature in the last session.
- The Fisheries and Wildlife Biology major requires some kind of internship/cooperative education experience as a part of the curriculum. Twenty Fisheries and Wildlife Biology majors had some kind of internship/cooperative education this past summer, with at least three-quarters being paid positions that also received credit. Others were credit-bearing with a housing or other stipend included. The experiential learning component is extremely important for our students to obtain

field experience and networking required to be successful in the profession. In the reflective presentations, our students describe the new skills they obtain or how they get to apply and refine skills learned in our courses. These experiences really help them decide what types of agencies would be most fitting for their careers and what kinds of positions they would like to obtain after graduation.

Meeting the State's Needs for Human Services

UND's *Social Work* program provides valuable experiences for students and important placements for the state and its needs in the areas of child and family health, mental health, veterans' services, and more.

- In Academic Year 2013-14, 47 Bachelor's level (BSSW) and 35 Master's-level (MSW) students were placed in North Dakota for their internships. BSSW students complete 450 hours of volunteer service; MSW students complete 500 hours.
- Each of these internships must be at an approved health and human service agency with approved social work supervision. Mental health services and agencies serving children and families predominate. Students were placed in agencies throughout the state in rural, urban, and reservation settings. Examples of placements:
 - Child Welfare agencies (the counties and PATH)
 - Tribal social services
 - Regional Human Service Centers (mental health, substance abuse, domestic violence)
 - Nonprofit agencies of all sizes (e.g., Lutheran Social Services, Catholic Charities, Community Action Agencies)
 - Hospitals
 - Domestic violence shelters
 - Substance abuse treatment centers
 - Senior centers and nursing homes
 - Schools
 - Veterans services
- Paid internships are difficult to obtain in North Dakota, and are few and far-between as it is up to employers to provide them. To help offset the child welfare workforce shortage, some of the counties in the Oil Patch have been offering paid internships to our students; however, this is the exception, rather than the rule. One of the tribal social service agencies has also just begun offering a paid internship.
- Our department obtained a federal grant from the Children's Bureau (the National Child Welfare Workforce Initiative or NCWWI grant) in March, 2014, to help provide tuition assistance to our graduates (BSSW and MSW) willing to work in the Oil Patch (including MHA Nation) to repay the support for their education. We will help a total of 18-22 students over the life of the 5-year grant; so far, we have admitted 9 and placed 2 in internships. One has graduated and is working for Divide County Social Services to meet the terms of her "payback" for this help.

From: james renner [mailto:jmrenner@outlook.com]

Sent: Monday, March 16, 2015 3:56 PM

To: Lee, Judy E.

Subject: Licensing for Addiction Counselors

HB1049
Attach #3
HB1049
03/23/2015
J# 25287
James Renner
Recvd: 03/16/15

Dear Senator Lee:

My name is James Renner and I am the Director of Addiction Counseling at the University of Mary. I have been involved in teaching and training addiction counseling students for 37 years and have also had the privilege of serving for 13 years on the ND Board of Addiction Counselor Examiners, including a term as Board President.

It has come to my attention that the amendment to disband the licensing board in favor of having the Department of Human Services oversee the profession is currently under consideration. I would strongly urge you and your colleagues to oppose this amendment and I would urge you to consider an amendment instructing the ND Board of Addiction Counselor Examiners to change administrative rules dealing with the number of training hours required, reciprocity, and having trainees take training for college credit as part of the academic requirements for licensure. I believe these changes could more readily rectify the ongoing concerns that employers and state administrators voice regarding work force demands for this highly specialized and much needed profession.

I have found that one of the biggest barriers to enrolling students in either our undergraduate or graduate options for addiction counseling at the University of Mary has been the requirement of 1400 hours of training. Even though we provide that as part of the curriculum, insuring that students are then eligible for financial aid, it is out of line with similar helping and health care professions regarding minimal competency for initial licensure. I believe requiring 950 hours, comparable to many states, including Minnesota, is sufficient. I am not aware of any credible research that shows having 1400 hours of training compared to 600 or 900 hours makes a significant difference in terms of entry level preparedness. Changing this would not only attract and retain more students but it would also solve the main issue regarding reciprocity.

I believe there is a strong and continuing need for this very specialized profession and that professions like social work, counseling and psychology, cannot adequately provide the kind of treatment needed as it is beyond their scope of practice. I think maintaining the licensing board preserves the integrity of the profession. Amending the training and academic and reciprocity portions of the current administrative rule is a practical and realistic solution to workforce issues.

Again, I urge you and your colleagues to consider a friendly amendment addressing the above concerns in lieu of having the DHS taking control of licensure.

Sincerely,

James Renner MSW, LCSW
Associate Professor and Program Director
University of Mary
701 223-4579

March 24, 2015

Attachment #1
HB 1049
03/24/15
J# 25372

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1049

Page 1, line 3, remove "subsection 2 of section 43-45-01 and subsection 2 of"

Page 1, line 4, replace "the transfer of the authority" with "duties"

Page 1, line 5, remove "to the department of human services; to repeal sections 43-45-02,
43-45-03, and"

Page 1, remove line 6

Page 1, line 7, remove "examiners"

Page 1, line 7, replace "an appropriation" with "appropriations"

Page 1, line 7, remove "and"

Page 1, line 8, after "transfer" insert "; and to provide an expiration date"

Page 1, remove lines 10 through 23

Page 2, replace lines 1 through 6 with:

"SECTION 1. AMENDMENT. Section 43-45-04 of the North Dakota Century Code is amended and reenacted as follows:

43-45-04. Board power, duties, and authority.

1. The board shall:
 - a. Administer and enforce the provisions of this chapter.
 - b. Evaluate the qualifications of applicants for a license to practice addiction counseling and issue licenses under this chapter.
 - c. Establish ethical standards of practice for persons holding a license to practice addiction counseling in this state.
 - d. Establish continuing education requirements and approve providers of continuing education.
 - e. Approve clinical training programs.
 - f. Register clinical trainees.
 - g. Register interns.
 - h. Register clinical supervisors.
 - i. Register licensees for private practice.
 - j. Approve and administer examinations.
 - k. Periodically evaluate initial licensure coursework requirements and clinical training requirements to ensure the requirements are up to date and do not serve as an undue barrier to licensure.

2. The board may:
 - a. Adopt rules under chapter 28-32 to implement this chapter.
 - b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
 - c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
 - d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
 - e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rule in amounts necessary to compensate the board for administration and enforcement of this chapter.
 - f. Employ persons to assist the board in carrying out its duties under this chapter."

Page 2, line 12, replace "an" with "a paid or unpaid"

Page 2, remove lines 27 and 28

Page 2, line 31, replace "\$150,000" with "\$500,000"

Page 3, line 3, replace "3" with "2"

Page 3, after line 3, insert:

"SECTION 4. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$100,000, or so much of the sum as may be necessary, to the department of human services for the purpose of providing annual grants to private entities that provide clinical training experiences for individuals pursuing licensure as addiction counselors, for the biennium beginning July 1, 2015, and ending June 30, 2017.

1. The department of human services shall consider applications for grants under this section each year in chronological order.
2. Grants awarded to an entity under this section must be in the amount of \$2,500 for each individual enrolled in a clinical training program and completing at least 700 hours of clinical training eligible toward obtaining licensure as an addiction counselor.
3. The department of human services may not expend more than fifty percent of the amount appropriated for purposes of this section during the first year of the biennium.

SECTION 5. EXPIRATION DATE. Section 2 of this Act is effective through July 31, 2017, and after that date is ineffective."

Renumber accordingly

J# 25372

Attach #2

HB 1049

03/24/15

Student Loan Trust Fund

MANAGEMENT'S DISCUSSION AND ANALYSIS
(In Thousands)

	2014	Restated 2013	Restated 2012
ASSETS			
CURRENT ASSETS - UNRESTRICTED	\$ 18,050	\$ 14,103	\$ 15,781
CURRENT ASSETS - RESTRICTED	500	500	500
NONCURRENT ASSETS - UNRESTRICTED	21,686	25,772	29,082
NONCURRENT ASSETS - RESTRICTED	1,000	1,000	3,200
TOTAL ASSETS	<u>\$ 41,236</u>	<u>\$ 41,375</u>	<u>\$ 48,563</u>
LIABILITIES			
CURRENT LIABILITIES	\$ 801	\$ 156	\$ 493
NONCURRENT LIABILITIES	1,000	1,000	3,200
TOTAL LIABILITIES	<u>1,801</u>	<u>1,156</u>	<u>3,693</u>
NET POSITION			
RESTRICTED FOR DEBT SERVICE	423	413	399
UNRESTRICTED	39,012	39,806	44,471
TOTAL NET POSITION	<u>39,435</u>	<u>40,219</u>	<u>44,870</u>
TOTAL LIABILITIES AND NET POSITION	<u>\$ 41,236</u>	<u>\$ 41,375</u>	<u>\$ 48,563</u>

Sixty-fourth
Legislative Assembly
of North Dakota

REENGROSSED HOUSE BILL NO. 1049

Attach #1
HB 1049
03/25/15
J# 25407

Introduced by

Legislative Management

(Human Services Committee)

1 A BILL for an Act to create and enact a new section to chapter 43-45 of the North Dakota
2 Century Code, relating to loans for certain behavioral health professions; to amend and reenact
3 ~~subsection 2 of section 43-45-01 and subsection 2 of~~ section 45-45-04 of the North Dakota
4 Century Code, relating to ~~the transfer of the authority~~ duties of the board of addiction counseling
5 examiners ~~to the department of human services; to repeal sections 43-45-02, 43-45-03, and~~
6 ~~43-45-05 of the North Dakota Century Code, relating to the board of addiction counseling~~
7 ~~examiners~~; to provide ~~an appropriation~~ appropriations; to provide a continuing appropriation; ~~and~~
8 to provide for a transfer; and to provide an expiration date.

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

10 ~~SECTION 1. AMENDMENT. Subsection 2 of section 43-45-01 of the North Dakota Century~~
11 ~~Code is amended and reenacted as follows:~~

12 ~~2. "Board" means the board~~ department ~~of addiction counseling examiners~~ human
13 services.

14 ~~SECTION 2. AMENDMENT. Subsection 2 of section 43-45-04 of the North Dakota Century~~
15 ~~Code is amended and reenacted as follows:~~

16 ~~2. The board may:~~

17 ~~a. Adopt rules under chapter 28-32 to implement this chapter.~~

18 ~~b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate~~
19 ~~allegations of practices violating the provisions of this chapter.~~

20 ~~c. Recommend prosecution for violations of this chapter to the appropriate state's~~
21 ~~attorney.~~

22 ~~d. Recommend that the attorney general bring civil actions to seek injunctive and~~
23 ~~other relief against violations of this chapter.~~

- 1 ~~e. Collect fees for examinations, initial licensures, renewal of licenses, late~~
2 ~~renewals, private practice registrations, renewal of private practice registrations,~~
3 ~~approval of continuing education providers, and administrative fees. The fees~~
4 ~~must be established by rule in amounts necessary to compensate the board for~~
5 ~~administration and enforcement of this chapter.~~
6 ~~f. Employ persons to assist the board in carrying out its duties under this chapter.~~

7 **SECTION 1. AMENDMENT.** Section 43-45-04 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **43-45-04. Board power, duties, and authority.**

10 1. The board shall:

- 11 a. Administer and enforce the provisions of this chapter.
12 b. Evaluate the qualifications of applicants for a license to practice addiction
13 counseling and issue licenses under this chapter.
14 c. Establish ethical standards of practice for persons holding a license to practice
15 addiction counseling in this state.
16 d. Establish continuing education requirements and approve providers of continuing
17 education.
18 e. Approve clinical training programs.
19 f. Register clinical trainees.
20 g. Register interns.
21 h. Register clinical supervisors.
22 i. Register licensees for private practice.
23 j. Approve and administer examinations.
24 k. Periodically evaluate initial licensure coursework requirements and clinical
25 training requirements to ensure the requirements are up to date and do not serve
26 as an undue barrier to licensure.

27 2. The board may:

- 28 a. Adopt rules under chapter 28-32 to implement this chapter.
29 b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate
30 allegations of practices violating the provisions of this chapter.

- 1 c. Recommend prosecution for violations of this chapter to the appropriate state's
- 2 attorney.
- 3 d. Recommend that the attorney general bring civil actions to seek injunctive and
- 4 other relief against violations of this chapter.
- 5 e. Collect fees for examinations, initial licensures, renewal of licenses, late
- 6 renewals, private practice registrations, renewal of private practice registrations,
- 7 approval of continuing education providers, and administrative fees. The fees
- 8 must be established by rule in amounts necessary to compensate the board for
- 9 administration and enforcement of this chapter.
- 10 f. Employ persons to assist the board in carrying out its duties under this chapter.

11 **SECTION 2.** A new section to chapter 43-45 of the North Dakota Century Code is created
12 and enacted as follows:

13 **Addiction counseling internship - Loan program - Revolving fund - Continuing**
14 **appropriation.**

- 15 1. a. The Bank of North Dakota shall develop and implement a program under which
16 loans may be provided to qualified individuals participating in ~~an~~ a paid or unpaid
17 internship at a licensed substance abuse treatment facility in this state, in order to
18 obtain licensure as an addiction counselor.
- 19 b. The Bank of North Dakota shall determine all terms applicable to the time and
20 manner in which loans made under this section must be repaid.
- 21 c. Interest on outstanding loans under this section must accrue at the Bank of North
22 Dakota's current base rate, but may not exceed six percent per annum.
- 23 d. The maximum loan for which an applicant may qualify under this section is five
24 thousand dollars.
- 25 e. This subsection is applicable only to individuals beginning an internship after
26 June 30, 2015.
- 27 2. The Bank of North Dakota shall maintain a revolving loan fund for the purpose of
28 making loans under this section. All moneys transferred into the fund, interest upon
29 moneys in the fund, and payments to the fund of principal and interest on loans under
30 this section are appropriated to the Bank on a continuing basis.

1 ~~SECTION 2. REPEAL. Sections 43-45-02, 43-45-03, and 43-45-05 of the North Dakota~~
2 ~~Century Code are repealed.~~

3 **SECTION 3. APPROPRIATION - TRANSFER - ADDICTION COUNSELOR INTERNSHIP**
4 **LOAN PROGRAM - REVOLVING FUND.** There is appropriated out of any moneys in the
5 student loan trust fund in the state treasury, not otherwise appropriated, the sum of
6 ~~\$150,000~~ \$500,000, or so much of the sum as may be necessary, which the director of the office
7 of management and budget shall transfer to the Bank of North Dakota, for purposes of the
8 addiction counselor internship loan program revolving fund, as created by section 32 of this Act.

9 **SECTION 4. APPROPRIATION.** There is appropriated out of any moneys in the general
10 fund in the state treasury, not otherwise appropriated, the sum of \$100,000, or so much of the
11 sum as may be necessary, to the department of human services for the purpose of providing
12 annual grants to private entities that provide clinical training experiences for individuals pursuing
13 licensure as addiction counselors, for the biennium beginning July 1, 2015, and ending June 30,
14 2017.

- 15 1. The department of human services shall consider applications for grants under this
16 section each year in chronological order.
- 17 2. Grants awarded to an entity under this section must be in the amount of \$2,500 for
18 each individual enrolled in a clinical training program and completing at least
19 700 hours of clinical training eligible toward obtaining licensure as an addiction
20 counselor.
- 21 3. The department of human services may not expend more than fifty percent of the
22 amount appropriated for purposes of this section during the first year of the biennium.

23 **SECTION 5. EXPIRATION DATE.** Section 2 of this Act is effective through July 31, 2017,
24 and after that date is ineffective.

Prepared by Intern on March 25, 2015

Attach #2
HB 1049
03/25/15
J#25407

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1049

SECTION 4. DEPARTMENT OF COMMERCE STUDY.

During the 2015-16 interim, the department of commerce shall work with the North Dakota university system to conduct a study on behavioral health internships. The study shall include ways to help host organizations, students, and other stakeholders facilitate behavioral health internships, the propriety of giving tax credits to nonprofit host organizations for participation in behavioral health internships, and the inclusion of internship as part of coursework. Before July 1, 2016, the department of commerce shall report the outcome of the study, recommendations, and proposed legislation to the legislative management.

SECTION 6. BOARD OF ADDICTION COUNSELORS REPORT TO LEGISLATIVE

MANAGEMENT . Before July 1, 2016, the board of addiction counselors shall report on the status of the periodic evaluation required in subsection k of section 1 of this Act to the legislative management.

April 7, 2015

#1
4-8-1

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1049

In lieu of the amendments adopted by the Senate as printed on pages 1053-1055 of the Senate Journal, Engrossed House Bill No. 1049 is amended as follows:

Page 1, line 3, remove "subsection 2 of section 43-45-01 and subsection 2 of"

Page 1, line 3, replace "45-45-04" with "43-45-04"

Page 1, line 4, replace "the transfer of the authority" with "duties"

Page 1, line 5, remove "to the department of human services; to repeal sections 43-45-02, 43-45-03, and"

Page 1, remove line 6

Page 1, line 7, remove "examiners"

Page 1, line 7, after the first semicolon insert "to provide for a department of commerce and board of addiction counseling examiners study; to provide for reports to the legislative management;"

Page 1, line 7, remove "and"

Page 1, remove lines 10 through 23

Page 2, replace lines 1 through 6 with:

"SECTION 1. AMENDMENT. Section 43-45-04 of the North Dakota Century Code is amended and reenacted as follows:

43-45-04. Board power, duties, and authority.

1. The board shall:
 - a. Administer and enforce the provisions of this chapter.
 - b. Evaluate the qualifications of applicants for a license to practice addiction counseling and issue licenses under this chapter.
 - c. Establish ethical standards of practice for persons holding a license to practice addiction counseling in this state.
 - d. Establish continuing education requirements and approve providers of continuing education.
 - e. Approve clinical training programs.
 - f. Register clinical trainees.
 - g. Register interns.
 - h. Register clinical supervisors.
 - i. Register licensees for private practice.

- j. Approve and administer examinations.
 - k. Periodically evaluate initial licensure coursework requirements and clinical training requirements to ensure the requirements are up to date and do not serve as an undue barrier to licensure.
2. The board may:
- a. Adopt rules under chapter 28-32 to implement this chapter.
 - b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
 - c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
 - d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
 - e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rule in amounts necessary to compensate the board for administration and enforcement of this chapter.
 - f. Employ persons to assist the board in carrying out its duties under this chapter."

Page 2, line 12, replace "an" with "a paid or unpaid"

Page 2, replace lines 27 and 28 with:

"SECTION 3. DEPARTMENT OF COMMERCE STUDY - LEGISLATIVE MANAGEMENT REPORT. During the 2015-16 interim, the department of commerce shall work with the North Dakota university system to conduct a study on behavioral health internships. The study shall include ways to help host organizations, students, and other stakeholders facilitate behavioral health internships, the feasibility of giving tax benefits to host organizations for participation in behavioral health internships, and the inclusion of the internship as part of coursework. Before July 1, 2016, the department of commerce shall report its findings and recommendations, together with any proposed legislation necessary to implement the recommendations, to the legislative management.

SECTION 4. BOARD OF ADDICTION COUNSELING EXAMINERS - LEGISLATIVE MANAGEMENT REPORT. The board of addiction counseling examiners shall evaluate the initial licensure coursework requirements and clinical training requirements noted in subsection 1 of section 43-45-04. Before July 1, 2016, the board of addiction counseling examiners shall report on the status of the periodic evaluation of those requirements to the legislative management."

Page 2, line 31, replace "\$150,000" with "\$500,000"

Page 3, line 3, replace "3" with "2"

Renumber accordingly

HB 1049

#1

Lee, Judy E.

From: Kraft, Kerri B.
Sent: Thursday, April 16, 2015 12:44 PM
To: Lee, Judy E.; denise.andress@mayvillestate.edu; bill.krivarchka@mayvillestate.edu
Subject: 1049/AHEC

Hello Judy!

This is Denise Andress-the Director of the Western ND AHEC in Hettinger. You had asked me to put a few bullets together for AHEC and 1049.

In regards for compensation for LAC in the preceptorship role, ND AHEC is positioned to set a up and administer this program. Currently, AHEC assists health care provider students with travel, housing, and per diem expenses. AHEC currently has the administration in place for this service and a similar program can be put in place for LAC preceptor role and cost related to mentoring activities. AHEC also has in place the ability to evaluate the experience of the health care provider student, which can also be done the same for the LAC. AHEC is also prepared to evaluate and track the LAC's in the program for evaluation purposes. If funded, 1049 could be as simple as adding a line or two to existing AHEC contracts with facilities and/or individuals with start date as soon as June 30th, 2015.

Thank you!
Denise and Bill

HB1049

#2

Lee, Judy E.

From: Anderson, Maggie D.
Sent: Thursday, April 16, 2015 1:45 PM
To: Lee, Judy E.; Sagness, Pamela T.
Subject: RE: LAC intern and mentor \$\$

Sorry, I have been running around this morning....

For each month that an LAC would provide supervision, the monthly workload increase is 5% and would average \$221 to \$269 per month.

The interns can be with us up to 9 months.

Hope this helps.

Maggie Anderson
ND Department of Human Services
manderson@nd.gov
701-328-2538

-----Confidentiality Statement-----

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From: Lee, Judy E.
Sent: Thursday, April 16, 2015 10:17 AM
To: Anderson, Maggie D.; Sagness, Pamela T.
Subject: LAC intern and mentor \$\$

We're discussing with AHEC a suggestion that they and the Center for Rural Health support this program. The AHEC and Commerce Dept. folks are at my desk right now, and we're trying to figure out what might work. We'd have to provide money in 1049 for it, and what we need to know is how much compensation a DHS mentor is paid for supervising an LAC intern. Can I find that out ASAP?

Senator Judy Lee
1822 Brentwood Court
West Fargo, ND 58078
home phone: 701-282-6512
e-mail: jlee@nd.gov



Stands for Jobs
NORTH DAKOTA AHEC

Connecting students to careers, professionals to communities, communities to better health

#1

¹⁷
Date: April ~~16~~, 2015

HB 1049 to provide compensation to Licensed Addictive Counselors (LAC) to precept LAC internship students.

North Dakota Area Health Education Center (AHEC)

The ND AHEC currently provides travel, housing, per diem reimbursement for health care professionals participating in a rural clinical rotation. Currently, ND AHEC contracts with individuals and students to assist with expenses for the student.

Licensed Addictive Counselors (LAC)

The LAC Internship program requires a preceptor for the student to complete the internship. In the public sector, DHHS provides the preceptor compensation. In the private sector, there is no program to assist the LAC compensation to preceptor a student, even though the LAC in the private sector is unable to bill patient time for the same hours as the public sector. Because of this, the private sector does not accept interns in the LAC program due to the lack of compensation.

Currently, the public system reimburses 5% (\$221-269/month) for 9 months resulting in \$1989-\$2421/LAC

ND AHEC is positioned to administer this program for the private sector in North Dakota.

Program Details:	Per Year	Per Biennium
Compensation for preceptors per year	25,000	50,000
Increase in additional sites for LAC development		
Increase number of preceptors	25,000	50,000
Travel and expense reimbursement for LAC Interns		
20 Interns @ \$1000 each for 9 months	20,000	40,000
Administration Fee	80,000	160,000
1-FTE for North Dakota management and administration		
Recruitment of students in and out of ND		
Travel to set up private sector sites		
Contract development and management for new sites		
Evaluation of program, including data for recruitment		
Study the effectiveness for the LAC Preceptor program		
Marketing, promotion,		
Indirect cost paid to Mayville State University (ND AHEC fiscal agent)		\$24,000
TOTAL	\$172,000	\$324,000

For more information, contact:

Lynette Dickson, AHEC Program Office Director - lynette.dickson@med.und.edu 701.777.6049

Bill Krivarchka, Eastern AHEC Director - bill@ndahec.org 701.788.4477

Denise Andress, Western AHEC Director - denise@ndahec.org 701.637.0177

#1
4/21/15

PROPOSED AMENDMENTS TO REENGROSSED HOUSE BILL NO. 1049

That the Senate recede from its amendments as printed on pages 1504 and 1505 of the House Journal and pages 1304-1306 of the Senate Journal and that Reengrossed House Bill. No. 1049 be amended as follows:

Page 1, line 3, remove "subsection 2 of section 43-45-01 and subsection 2 of"

Page 1, line 3, replace "45-45-04" with "43-45-04"

Page 1, line 4, replace "the transfer of the authority" with "duties"

Page 1, line 5, remove "to the department of human services; to repeal sections 43-45-02, 43-45-03, and"

Page 1, remove line 6

Page 1, line 7, remove "examiners"

Page 1, line 7, after the first semicolon insert "to provide for a department of commerce and board of addiction counseling examiners study; to provide for reports to the legislative management;"

Page 1, remove lines 10 through 23

Page 2, replace lines 1 through 6 with:

"SECTION 1. AMENDMENT. Section 43-45-04 of the North Dakota Century Code is amended and reenacted as follows:

43-45-04. Board power, duties, and authority.

1. The board shall:

- a. Administer and enforce the provisions of this chapter.
- b. Evaluate the qualifications of applicants for a license to practice addiction counseling and issue licenses under this chapter.
- c. Establish ethical standards of practice for persons holding a license to practice addiction counseling in this state.
- d. Establish continuing education requirements and approve providers of continuing education.

- e. Approve clinical training programs.
- f. Register clinical trainees.
- g. Register interns.
- h. Register clinical supervisors.
- i. Register licensees for private practice.
- j. Approve and administer examinations
- k. Periodically evaluate initial licensure coursework requirements for clinical training requirements to ensure the requirements are up to date and do not serve as an undue barrier to licensure.

2. The board may:

- a. Adopt rules under chapter 38-23 to implement this chapter.
- b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate allegations of practices violating the provisions of this chapter.
- c. Recommend prosecution for violations of this chapter to the appropriate state's attorney.
- d. Recommend that the attorney general bring civil actions to seek injunctive and other relief against violations of this chapter.
- e. Collect fees for examinations, initial licensures, renewal of licenses, late renewals, private practice registrations, renewal of private practice registrations, approval of continuing education providers, and administrative fees. The fees must be established by rules in amounts necessary to compensate the board for administration and enforcement of this chapter.
- f. Employ persons to assist the board in carrying out its duties under this chapter."

Page 2, line 12, replace "an" with "a paid or unpaid"

Page 2, line 19 and 20, replace "five thousand dollars" with "seven thousand five hundred dollars"

Page 2, replace lines 27 and 28 with:

"SECTION 3. DEPARTMENT OF COMMERCE STUDY - LEGISLATIVE MANAGEMENT REPORT. During the 2015-16 interim, the department of commerce shall work with the North Dakota university system to conduct a study on behavioral health internships. The study shall include ways to help host organizations, students, and other stakeholders, work in collaboration with AHEC, and the department of commerce's "operation intern" for participation and behavioral health internships. Before July 1, 2016, the department of commerce shall report its findings and recommendations to the legislative management.

SECTION 4. BOARD OF ADDICTION COUNSELING EXAMINERS - LEGISLATIVE MANAGEMENT REPORT. The board of addiction counseling examiners shall evaluate the initial licensure coursework requirements and clinical training requirements noted in subsection 1 of section 43-45-04. Before July 1, 2016, the board of addiction counseling examiners shall report on the status of the periodic evaluation of those requirements to the legislative management."

Page 2, line 31, replace "\$150,000" with "\$200,000"

Page 3, line 3, replace "3" with "2"

Renumber accordingly

#/

Lee, Judy E.

From: Dickson, Lynette <lynette.dickson@med.und.edu>
Sent: Wednesday, April 22, 2015 12:52 PM
To: Lee, Judy E.
Cc: Wynne, Joshua
Subject: 1049 AHEC language

Importance: High

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Sen. Lee,
Below is suggested language to include in your Bill:

The Center for Rural Health, School of Medicine and Health Sciences at the University of North Dakota, has the infrastructure in place (to include expertise, experience and established relationships) to provide a statewide assessment of viable internship sites for addiction counselors and then implement and provide oversight for such a program, in partnership with academic professionals in addiction counseling, as dedicated funding support might become available in the future.

Lynette Dickson, MS, RD, LRD

Associate Director, Community Outreach and Engagement/Center for Rural Health

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4/22/15

#2

PROPOSED AMENDMENT TO HB 1049

Prepared by Intern

1. Add to provide a statement of legislative intent to the title

2. LEGISLATIVE INTENT- ASSESSMENT OF INTERNSHIPS FOR ADDICTION COUNSELORS. The sixty-fourth legislative assembly recognizes that as dedicated funding becomes available in the future, the Center for Rural Health at the University of North Dakota School of Medicine and Health Sciences has the infrastructure and the expertise, experience and established relationships to provide a statewide assessment of viable internship sites for addiction counselors and to implement and provide oversight for such a program, in partnership with academic professionals in addiction counseling.