

Introduced by

1 A BILL for an Act to amend and reenact sections 23-35.1-01, 23-35.1-02, 23-35.1-03, and
2 23-35.1-04 of the North Dakota Century Code, relating to regional public health network
3 definitions, joint powers agreement review, annual plan, and receipt and use of moneys; and to
4 provide an appropriation.

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

6 **SECTION 1. AMENDMENT.** Section 23-35.1-01 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **23-35.1-01. Definitions.**

9 For purposes of this chapter, unless the context otherwise requires:

- 10 1. The definitions of section 23-35-01 apply; and
- 11 2. "Regional public health network" means a group of public health units that have
12 entered a joint powers agreement ~~or an existing lead multidistrict health unit identified~~
13 ~~in the emergency preparedness and response region which has been reviewed by the~~
14 ~~state health officer and has been verified as meeting the requirements of this chapter~~
15 ~~and chapter 54-40.3 and have been verified by the state health officer as meeting the~~
16 requirements of this chapter.

17 **SECTION 2. AMENDMENT.** Section 23-35.1-02 of the North Dakota Century Code is
18 amended and reenacted as follows:

19 **23-35.1-02. Regional public health network - Joint powers agreement - Review by**
20 **state health officer - Criteria.**

21 Before a group of public health units may be designated as a regional public health network
22 and eligible for state funding, the state health officer shall review the joint powers agreement the
23 districts entered and verify that:

- 1 1. ~~The geographical region covered by the regional public health network corresponds to~~
2 ~~one of the emergency preparedness and response regions established by the state~~
3 ~~department of health.~~ consists of:
- 4 a. At least two public health units serving a minimum population of fifteen thousand;
5 or
6 b. A minimum of three public health units.
- 7 2. The joint powers agreement requires that the participating public health units:
- 8 a. ~~Share various administrative functions and public health services in accordance~~
9 ~~with subsection 3.~~ Assess the health of the population;
- 10 b. Identify workplan activities that meet the needs of the region;
- 11 c. Comply with requirements adopted by the health council adopts by rule; and
- 12 e-d. Meet department maintenance of effort funding requirements, which must be
13 calculated based on each unit's dollar or mill levy public health unit contribution in
14 calendar year 2007.; and
- 15 e. Share core public health activities and measure outcomes in accordance with
16 subsection 3.
- 17 3. The joint powers agreement requires:
- 18 a. ~~A regional public health network to share the following public health services:~~
- 19 (1) ~~Emergency preparedness and response;~~
- 20 (2) ~~Environmental health services; and~~
- 21 (3) ~~A regional public health network health officer, although this paragraph does~~
22 ~~not prohibit a public health unit from appointing a local health~~
23 ~~officer.~~ Evidence that network activities align with prevailing health status
24 and community needs;
- 25 b. ~~A regional public health network to select and share at least three administrative~~
26 ~~functions and at least three public health services, as provided under this~~
27 ~~subdivision:~~
- 28 (1) "Administrative functions" are:
- 29 (a) ~~Financial accounting, billing, and accounts receivable;~~
- 30 (b) ~~Community assessment and planning;~~
- 31 (c) ~~Contract compliance;~~

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- 1 (d) ~~Public health service improvement planning;~~
- 2 (e) ~~Human resource management;~~
- 3 (f) ~~Technology support;~~
- 4 (g) ~~Budgeting;~~
- 5 (h) ~~Workforce development;~~
- 6 (i) ~~Public information;~~
- 7 (j) ~~Grant writing;~~
- 8 (k) ~~Inventory management, including vaccines; and~~
- 9 (l) ~~Any other functions approved by the state health officer.~~
- 10 (2) "Public health services" are:
- 11 (a) ~~School health;~~
- 12 (b) ~~Nutrition;~~
- 13 (c) ~~Family planning;~~
- 14 (d) ~~Injury prevention;~~
- 15 (e) ~~Violence prevention;~~
- 16 (f) ~~Tobacco prevention and cessation;~~
- 17 (g) ~~Oral health;~~
- 18 (h) ~~Cancer prevention;~~
- 19 (i) ~~Maternal and child health;~~
- 20 (j) ~~Asthma;~~
- 21 (k) ~~Diabetes;~~
- 22 (l) ~~Cardiovascular health;~~
- 23 (m) ~~Physical activity;~~
- 24 (n) ~~Immunizations;~~
- 25 (o) ~~Communicable disease programs;~~
- 26 (p) ~~Mental health;~~
- 27 (q) ~~Chronic disease;~~
- 28 (r) ~~Public health visits; and~~
- 29 (s) ~~Any other services approved by the state health officer.~~
- 30 4. The joint powers agreement provides:
- 31 a. Shared or expanded services in the core public health activities of:

- 1 (1) Preventing epidemics and spread of disease;
- 2 (2) Protecting against environmental hazards;
- 3 (3) Preventing injuries;
- 4 (4) Promoting health behaviors;
- 5 (5) Responding to disasters; and
- 6 (6) Assuring the quality and accessibility of health services;
- 7 c. Assurance of network performance measurement to demonstrate capacity,
- 8 process, or health outcomes;
- 9 d. Criteria for the future participation of public health units that were not parties to
- 10 the original joint powers agreement;
- 11 b-e. An application process by which public health units that were not parties to the
- 12 original joint powers agreement may become participating districts; and
- 13 e-f. A process by which public health units that were not parties to the original joint
- 14 powers agreement may appeal a decision to deny an application to participate in
- 15 the agreement to the state health officer.

16 ~~5.4.~~ The joint powers agreement provides for the structure of the governing body of the
17 network.

18 **SECTION 3. AMENDMENT.** Section 23-35.1-03 of the North Dakota Century Code is
19 amended and reenacted as follows:

20 **23-35.1-03. Regional public health network - Annual plan.**

21 A regional public health network shall prepare an annual plan regarding the provision of the
22 ~~required and optional public health services~~ core public health activities and shall submit the
23 plan to the state health officer for approval.

24 **SECTION 4. AMENDMENT.** Section 23-35.1-04 of the North Dakota Century Code is
25 amended and reenacted as follows:

26 **23-35.1-04. Regional public health networks - Receipt and use of moneys.**

27 The board of a regional public health network may receive and expend moneys for the
28 provision of ~~administrative functions, public health services,~~ core public health activities and any
29 other lawful activities.

30 **SECTION 5. APPROPRIATION.** There is appropriated out of any moneys in the general
31 fund in the state treasury, not otherwise appropriated, the sum of \$4,000,000, or so much of the

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- 1 sum as may be necessary, to the state department of health for the purpose of establishing,
- 2 administering, and operating regional public health networks in the state, for the biennium
- 3 beginning July 1, 2013, and ending June 30, 2015.