

April 7, 2015

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"

Re-number accordingly