

**FIRST ENGROSSMENT
with House Amendments
ENGROSSED SENATE BILL NO. 2199**

Introduced by

Senators Dever, Armstrong, Nelson

Representatives Haak, Oversen, Sanford

1 A BILL for an Act to provide an appropriation to the attorney general for a human trafficking
2 victims treatment and support services; to amend and reenact section 54-12-14 of the North
3 Dakota Century Code, relating to the assets forfeiture fund; and to provide for a report to the
4 legislative management.

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

6 **SECTION 1. APPROPRIATION - LEGISLATIVE MANAGEMENT REPORT.** There is
7 appropriated out of any moneys in the general fund in the state treasury, not otherwise
8 appropriated, the sum of \$1,000,000, or so much of the sum as may be necessary, to the
9 attorney general for the purpose of providing grants to organizations involved in prevention and
10 treatment services related to human trafficking victims for the biennium beginning July 1, 2015,
11 and ending June 30, 2017. The attorney general may provide grants for the development and
12 implementation of direct care, emergency or long term crisis services, residential care, training
13 for law enforcement, support of advocacy services, and programs promoting positive outcomes
14 for victims. The attorney general shall report to the legislative management during the 2015-16
15 interim on the status and results of the grant program.

16 **SECTION 2. AMENDMENT.** Section 54-12-14 of the North Dakota Century Code is
17 amended and reenacted as follows:

18 **54-12-14. Assets forfeiture fund - Created - Purpose - Continuing appropriation.**

19 1. The attorney general assets forfeiture fund consists of funds appropriated by the
20 legislative assembly and additional funds obtained from moneys, assets, and
21 proceeds seized and forfeited pursuant to section 19-03.1-36, amounts received
22 through court proceedings as restitution, amounts remaining from the forfeiture of
23 property after the payment of expenses for forfeiture and sale authorized by law, and
24 amounts received from a multijurisdictional drug task force as defined in section

1 54-12-26. The amount of deposits into the fund which do not come from legislative
2 appropriation or from a multijurisdictional drug task force and are not payable to
3 another governmental entity may not exceed two hundred thousand dollars within a
4 biennium and any moneys in excess of that amount must be deposited in the general
5 fund. The funds are appropriated, as a standing and continuing appropriation, to the
6 attorney general for the following purposes:

- 7 1. a. For obtaining evidence for enforcement of any state criminal law or law relating to
8 the control of drug abuse.
- 9 2. b. For repayment of rewards to qualified local programs approved under section
10 12.1-32-02.2, if the information that was reported to the qualified local program
11 substantially contributed to forfeiture of the asset, and for paying, at the discretion
12 of the attorney general, rewards for other information or assistance leading to a
13 forfeiture under section 19-03.1-36.
- 14 3. c. For paying, at the discretion of the attorney general, any expenses necessary to
15 seize, detain, inventory, safeguard, maintain, advertise, or sell property seized,
16 detained, or forfeited pursuant to section 19-03.1-36, or of any other necessary
17 expenses incident to the seizure, detention, or forfeiture of such property.
- 18 4. d. For equipping, for law enforcement functions, forfeited vessels, vehicles, and
19 aircraft retained as provided by law for official use by the state board of pharmacy
20 or a law enforcement agency.
- 21 5. e. For paying, at the discretion of the attorney general, overtime compensation to
22 agents of the bureau of criminal investigation incurred as a result of
23 investigations of violations of any state criminal law or law relating to the control
24 of drug abuse.
- 25 6. f. For paying matching funds required to be paid as a condition for receipt of funds
26 from a federal government program awarding monetary grants or assistance for
27 the investigation, apprehension, or prosecution of persons violating the
28 provisions of chapter 19-03.1.
- 29 2. The attorney general shall, with the concurrence of the director of the office of
30 management and budget, establish the necessary accounting procedures for the use
31 of the fund, and shall personally approve, in writing, all requests from the director of

- 1 the bureau of criminal investigation or the director of the drug enforcement unit for the
2 use of the fund.
- 3 3. Notwithstanding subsection 1, the amount of deposits into the fund related to human
4 trafficking are appropriated, as a standing and continuing appropriation, to the attorney
5 general for awarding grants to organizations providing prevention and treatment
6 services for human trafficking victims.