

Sixty-fourth  
Legislative Assembly  
of North Dakota

## 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 ~~pilot project; and, to amend and reenact section~~  
3 ~~54-12-14 of the North Dakota Century Code, relating to the assets forfeiture fund;~~ to provide for  
4 a report to the legislative management; ~~to provide a continuing appropriation; and to declare an~~  
5 ~~emergency.~~

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

7 **SECTION 1. APPROPRIATION - REPORTS - LEGISLATIVE MANAGEMENT REPORT.**

8 There is appropriated out of any moneys in the general fund in the state treasury, not otherwise  
9 appropriated, the sum of ~~\$1,000,000~~\$500,000, or so much of the sum as may be necessary, to  
10 the attorney general for the purpose of ~~implementing a human trafficking victims treatment and~~  
11 ~~support services pilot project for the biennium beginning July 1, 2015, and ending June 30,~~  
12 ~~2017. As part of the pilot project, the attorney general shall, in consultation with representatives~~  
13 ~~of organizations involved in prevention and treatment services relating to human trafficking,~~  
14 ~~develop a victims treatment and support services model to address the needs of human~~  
15 ~~trafficking victims as defined in section 2 of 2015 Senate Bill No. 2107, including the~~  
16 ~~development and implementation of a statewide protocol for intervention and response methods~~  
17 ~~for professionals, individuals, and state agencies that may encounter human trafficking victims;~~  
18 ~~intervention and prevention methods; emergency or long term crisis centers; residential care;~~  
19 ~~direct care; training for law enforcement, educators, social services providers, foster care~~  
20 ~~providers, health care workers, advocates, court officials, prosecutors, and public defenders;~~  
21 ~~support of advocacy services; and programs promoting positive outcomes for victims~~providing  
22 grants to organizations involved in providing prevention and treatment services related to  
23 human trafficking victims in non-oil-producing counties for the period beginning with the  
24 effective date of this Act and ending June 30, 2017. The attorney general may provide grants for

1 the development and implementation of direct care, emergency or long-term crisis services,  
2 residential care, training for law enforcement, support of advocacy services, and programs  
3 promoting positive outcomes for victims. Any organization that receives a grant under this  
4 section shall report to the attorney general and the appropriations committees of the sixty-fifth  
5 legislative assembly on the use of the funds received and the outcomes of its program. The  
6 attorney general shall report to the legislative management during the 2015-16 interim on the  
7 status and results of the ~~pilot project~~grant program. This appropriation is a one-time funding  
8 item.

9 **SECTION 2. BOARD OF UNIVERSITY AND SCHOOL LANDS - USE OF OIL AND GAS**  
10 **IMPACT GRANTS - REPORTS.** The board of university and school lands funds, from funds  
11 designated in House Bill No. 1176 as approved by the sixty-fourth legislative assembly, for  
12 grants to law enforcement agencies impacted by oil and gas development, shall make available  
13 \$750,000 for grants to organizations involved in providing prevention and treatment services  
14 related to human trafficking victims in hub cities located in oil-producing counties for the period  
15 beginning with the effective date of this Act and ending June 30, 2017. The board of university  
16 and school lands shall award the grants as directed by the attorney general. Any organization  
17 that receives a grant under this section shall report to the attorney general and the  
18 appropriations committees of the sixty-fifth legislative assembly on the use of the funds received  
19 and the outcomes of its program.

20 **SECTION 3. AMENDMENT.** Section 54-12-14 of the North Dakota Century Code is  
21 amended and reenacted as follows:

22 **54-12-14. Assets forfeiture fund - Created - Purpose - Continuing appropriation.**

23 1. The attorney general assets forfeiture fund consists of funds appropriated by the  
24 legislative assembly and additional funds obtained from moneys, assets, and  
25 proceeds seized and forfeited pursuant to section 19-03.1-36, amounts received  
26 through court proceedings as restitution, amounts remaining from the forfeiture of  
27 property after the payment of expenses for forfeiture and sale authorized by law, and  
28 amounts received from a multijurisdictional drug task force as defined in section  
29 54-12-26. The amount of deposits into the fund which do not come from legislative  
30 appropriation or from a multijurisdictional drug task force and are not payable to  
31 another governmental entity may not exceed two hundred thousand dollars within a

1 biennium and any moneys in excess of that amount must be deposited in the general  
2 fund. The funds are appropriated, as a standing and continuing appropriation, to the  
3 attorney general for the following purposes:

4 ~~1.~~ a. For obtaining evidence for enforcement of any state criminal law or law relating to  
5 the control of drug abuse.

6 ~~2.~~ b. For repayment of rewards to qualified local programs approved under section  
7 12.1-32-02.2, if the information that was reported to the qualified local program  
8 substantially contributed to forfeiture of the asset, and for paying, at the discretion  
9 of the attorney general, rewards for other information or assistance leading to a  
10 forfeiture under section 19-03.1-36.

11 ~~3.~~ c. For paying, at the discretion of the attorney general, any expenses necessary to  
12 seize, detain, inventory, safeguard, maintain, advertise, or sell property seized,  
13 detained, or forfeited pursuant to section 19-03.1-36, or of any other necessary  
14 expenses incident to the seizure, detention, or forfeiture of such property.

15 ~~4.~~ d. For equipping, for law enforcement functions, forfeited vessels, vehicles, and  
16 aircraft retained as provided by law for official use by the state board of pharmacy  
17 or a law enforcement agency.

18 ~~5.~~ e. For paying, at the discretion of the attorney general, overtime compensation to  
19 agents of the bureau of criminal investigation incurred as a result of  
20 investigations of violations of any state criminal law or law relating to the control  
21 of drug abuse.

22 ~~6.~~ f. For paying matching funds required to be paid as a condition for receipt of funds  
23 from a federal government program awarding monetary grants or assistance for  
24 the investigation, apprehension, or prosecution of persons violating the  
25 provisions of chapter 19-03.1.

26 2. The attorney general shall, with the concurrence of the director of the office of  
27 management and budget, establish the necessary accounting procedures for the use  
28 of the fund, and shall personally approve, in writing, all requests from the director of  
29 the bureau of criminal investigation or the director of the drug enforcement unit for the  
30 use of the fund.

1        3. Notwithstanding subsection 1, the amount of deposits into the fund related to human  
2        trafficking are appropriated, as a standing and continuing appropriation, to the attorney  
3        general for awarding grants to organizations providing prevention and treatment  
4        services for human trafficking victims.

5        **SECTION 4. EMERGENCY.** This Act is declared to be an emergency measure.