

**Sixty-fifth Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 3, 2017**

HOUSE BILL NO. 1117  
(Human Services Committee)  
(At the request of the Department of Human Services)

AN ACT to amend and reenact sections 14-10-17 and 25-10-01.1, subdivision e of subsection 1 of section 50-06-01.4, and sections 50-06-01.7, 50-06-06.5, and 50-31-07 of the North Dakota Century Code, relating to changes in terminology with respect to substance abuse and behavioral health.

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

**SECTION 1. AMENDMENT.** Section 14-10-17 of the North Dakota Century Code is amended and reenacted as follows:

**14-10-17. Minors - Treatment for sexually transmitted disease - ~~Drug abuse~~ - ~~Alcoholism~~ Substance use disorder.**

Any person of the age of fourteen years or older may contract for and receive examination, care, or treatment for sexually transmitted disease, ~~alcoholism, or drug abuse~~ or substance use disorder without permission, authority, or consent of a parent or guardian.

**SECTION 2. AMENDMENT.** Section 25-10-01.1 of the North Dakota Century Code is amended and reenacted as follows:

**25-10-01.1. Unified mental health delivery system.**

The ~~division of mental health services~~ behavioral health division shall plan, develop, implement, and supervise a unified mental health delivery system. The system must include the mental health services provided by the regional human service centers, the state hospital, and contracted services with providers in accordance with the state mental health plan.

**SECTION 3. AMENDMENT.** Subdivision e of subsection 1 of section 50-06-01.4 of the North Dakota Century Code is amended and reenacted as follows:

- e. Administration of ~~alcohol and drug abuse~~ substance use disorder treatment programs, including establishing quality assurance standards for the licensure of programs, services, and facilities, planning and coordinating a system of prevention, early intervention, and treatment services, providing policy leadership in cooperation with other public and private agencies, and disseminating information to local service providers and the general public.

**SECTION 4. AMENDMENT.** Section 50-06-01.7 of the North Dakota Century Code is amended and reenacted as follows:

**50-06-01.7. ~~Mental~~ Behavioral health division - Administration.**

The department of human services shall administratively restructure the ~~mental~~ behavioral health division to require the division to develop and revise, when necessary, the state mental health plan and provide the ~~mental~~ behavioral health division the authority to implement and supervise a unified mental health delivery system and to assure the mental health services provided by the human service centers, the state hospital, and contracted services are in accordance with the state plan.

**SECTION 5. AMENDMENT.** Section 50-06-06.5 of the North Dakota Century Code is amended and reenacted as follows:

**50-06-06.5. Continuum of services for chronically mentally ill individuals with serious mental illness.**

The department of human services shall develop a plan for an integrated, multidisciplinary continuum of services for ~~chronically mentally ill~~ individuals with serious mental illness. The continuum may consist of an array of services provided by private mental health professionals, private agencies, county social service agencies, human service centers, community-based residential care and treatment facilities, and private and public inpatient psychiatric hospitals. To the extent feasible, access to the continuum must be through human service centers. Within the limits of legislative appropriations, the plan for a continuum may include:

1. Programs, and appropriate related facilities, to provide socialization skills.
2. Programs, and appropriate related facilities, to provide basic living skills.
3. Appropriate residential facilities.
4. Appropriate training, placement, and support to enhance potential for employment.
5. Appropriate delivery and control of necessary medication.
6. Appropriate economic assistance.
7. An inpatient facility with appropriate programs to respond to persons who require hospitalization.

The continuum of care must provide that a person requiring treatment be submitted to the least restrictive available conditions necessary to achieve the purposes of treatment. The department shall ensure appropriate cooperation with county social service agencies and private providers in achieving the continuum of care.

**SECTION 6. AMENDMENT.** Section 50-31-07 of the North Dakota Century Code is amended and reenacted as follows:

**50-31-07. State opioid treatment authority.**

The ~~division of mental health and substance abuse services~~behavioral health division of the department is designated as the state opioid treatment authority.

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Speaker of the House

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President of the Senate

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Chief Clerk of the House

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Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-fifth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1117.

House Vote:    Yeas 82            Nays 11            Absent 1

Senate Vote:    Yeas 45            Nays 0            Absent 2

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Chief Clerk of the House

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 2017.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 2017.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 2017,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State