

**SECOND ENGROSSMENT  
with Conference Committee Amendments  
REENGROSSED HOUSE BILL NO. 1040**

Introduced by

Legislative Management

(Human Services Committee)

1 A BILL for an Act to create and enact a new section to chapter 50-06 of the North Dakota  
2 Century Code, relating to an evidence-based alcohol and drug education program; to amend  
3 and reenact subsection 3 of section 5-01-08 of the North Dakota Century Code, relating to a  
4 penalty for individuals under twenty-one years of age using alcoholic beverages or entering  
5 licensed premises; to provide for a report; and to provide an appropriation to the department of  
6 human services.

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

8 **SECTION 1. AMENDMENT.** Subsection 3 of section 5-01-08 of the North Dakota Century  
9 Code is amended and reenacted as follows:

10 3. A violation of this section is a class B misdemeanor. For a violation of subsection 2,  
11 the court also shall sentence a violator to an evidence-based alcohol and drug  
12 education program operated under rules adopted by the department of human  
13 services under section 2 of this Act.

14 **SECTION 2.** A new section to chapter 50-06 of the North Dakota Century Code is created  
15 and enacted as follows:

16 **Alcohol and drug education program - Rules - Fees.**

17 The department shall adopt rules for an evidence-based alcohol and drug education  
18 program for individuals under the age of twenty-one who violate section 5-01-08. The rules must  
19 allow for the program provider to charge a fee to a participant in the program.

20 **SECTION 3. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES - PILOT**

21 **PROJECT - CHILDREN'S PREVENTION AND EARLY INTERVENTION BEHAVIORAL**

22 **HEALTH SERVICES - REPORT TO LEGISLATIVE MANAGEMENT.** There is appropriated out  
23 of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of  
24 \$150,000, or so much of the sum as may be necessary, to the department of human services

1 for the purpose of establishing a children's prevention and early intervention behavioral health  
2 services pilot project in the school system of the department's choice, including services to  
3 children suffering from the effects of behavioral health issues, for the biennium beginning July 1,  
4 2017, and ending June 30, 2019. Before September 1, 2018, the department of human services  
5 shall report to the legislative management regarding the status of the children's prevention and  
6 early intervention behavioral health services pilot project.

7 **SECTION 4. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES -**

8 **PEER-TO-PEER SUPPORT SERVICES - ALTERNATIVE USE.** There is appropriated out of  
9 any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of  
10 \$100,000, or so much of the sum as may be necessary, to the department of human services  
11 for the purpose of providing funds to one or more organizations to provide peer-to-peer support  
12 services, for the biennium beginning July 1, 2017, and ending June 30, 2019. Funds provided  
13 under this section must be used for providing recovery and peer support services to individuals  
14 with behavioral health needs. If the department of human services has other funds available to  
15 provide for peer-to-peer support services for the biennium beginning July 1, 2017, and ending  
16 June 30, 2019, the department may allocate funds appropriated under this section for providing  
17 children's prevention and early intervention behavioral health services as provided for under  
18 section 3 of this Act.

19 **SECTION 5. APPROPRIATION - DEPARTMENT OF HUMAN SERVICES -**

20 **FAMILY-TO-FAMILY SUPPORT SERVICES.** There is appropriated out of any moneys in the  
21 general fund in the state treasury, not otherwise appropriated, the sum of \$100,000, or so much  
22 of the sum as may be necessary, to the department of human services for the purpose of  
23 providing funds to one or more organizations to provide family-to-family support services, for the  
24 biennium beginning July 1, 2017, and ending June 30, 2019. Funds provided under this section  
25 must be used for providing support services to families with children who have disabilities or  
26 behavioral health needs.