

Fifty-ninth
Legislative Assembly
of North Dakota

REENGROSSED SENATE BILL NO. 2373

Introduced by

Senators Robinson, Brown, Lyson

Representatives DeKrey, Kroeber, Nottestad

1 A BILL for an Act to create and enact a new section to chapter 25-03.1 of the North Dakota
2 Century Code, relating to the commitment of individuals who are chemically dependent on
3 methamphetamine or other controlled substances; and to provide a penalty.

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

5 **SECTION 1.** A new section to chapter 25-03.1 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Commitment of individuals chemically dependent on methamphetamine or other**
8 **controlled substances - Penalty.**

- 9 1. Subject to the commitment procedures provided for in this chapter, upon petition to
10 the court by the individual or any interested party, the court may order an individual
11 who is chemically dependent on methamphetamine or other controlled substances
12 to participate in and complete an appropriate drug treatment program. The court
13 may order any individual who is reasonably able to do so to contribute to the cost
14 of the individual's own placement in a drug treatment program.
- 15 2. Upon the issuance of an order imposing the treatment program as provided in
16 subsection 1, the department of human services shall notify the drug treatment
17 program provider designated to provide the drug treatment program. Within thirty
18 days of receiving that notice, the drug treatment program provider shall prepare a
19 treatment plan and forward it to the court.
- 20 3. If the court determines by clear and convincing evidence that the individual is
21 chemically dependent on methamphetamine or other controlled substances, the
22 court shall commit the individual to a clinically managed residential substance
23 abuse treatment program for treatment and rehabilitation at the state hospital.

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- 1 4. An individual who is subject to an order issued under this section is guilty of a
2 class C felony if the court finds that the individual willfully violated the conditions of
3 the order.