

Sixty-fourth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1049

Introduced by

Legislative Management

(Human Services Committee)

1 A BILL for an Act to create and enact a new section to chapter 43-45 of the North Dakota
 2 Century Code, relating to loans for certain behavioral health professions; to amend and reenact
 3 subsection 2 of section 43-45-01 and subsection 2 of section 45-45-04 of the North Dakota
 4 Century Code, relating to the transfer of the authority of the board of addiction counseling
 5 examiners to the department of human services; to repeal sections 43-45-02, 43-45-03, and
 6 43-45-05 of the North Dakota Century Code, relating to the board of addiction counseling
 7 examiners; to provide an appropriation; to provide a continuing appropriation; and to provide for
 8 a transfer.

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

10 **SECTION 1. AMENDMENT.** Subsection 2 of section 43-45-01 of the North Dakota Century
 11 Code is amended and reenacted as follows:
 12 2. "Board" means the ~~board~~department of ~~addiction counseling examiners~~human
 13 services.
 14 **SECTION 2. AMENDMENT.** Subsection 2 of section 43-45-04 of the North Dakota Century
 15 Code is amended and reenacted as follows:
 16 2. The board may:
 17 a. Adopt rules under chapter 28-32 to implement this chapter.
 18 b. Issue subpoenas, examine witnesses, and administer oaths, and may investigate
 19 allegations of practices violating the provisions of this chapter.
 20 c. Recommend prosecution for violations of this chapter to the appropriate state's
 21 attorney.
 22 d. Recommend that the attorney general bring civil actions to seek injunctive and
 23 other relief against violations of this chapter.

1 e. Collect fees for examinations, initial licensures, renewal of licenses, late
2 renewals, private practice registrations, renewal of private practice registrations,
3 approval of continuing education providers, and administrative fees. The fees
4 must be established by rule in amounts necessary to compensate the board for
5 administration and enforcement of this chapter.

6 ~~f. Employ persons to assist the board in carrying out its duties under this chapter.~~

7 **SECTION 3.** A new section to chapter 43-45 of the North Dakota Century Code is created
8 and enacted as follows:

9 **Addiction counseling internship - Loan program - Revolving fund - Continuing**
10 **appropriation.**

- 11 1. a. The Bank of North Dakota shall develop and implement a program under which
12 loans may be provided to qualified individuals participating in an ~~unpaid~~
13 internship at a licensed substance abuse treatment facility in this state, in order to
14 obtain licensure as an addiction counselor.
- 15 b. The Bank of North Dakota shall determine all terms applicable to the time and
16 manner in which loans made under this section must be repaid, ~~except that:~~
17 ~~(1) The Bank shall waive repayment of all principal and interest for the period of~~
18 ~~time that an individual who received a loan under this section serves as a~~
19 ~~licensed addiction counselor in this state; and~~
- 20 ~~(2) The Bank shall forgive twenty percent of the total amount loaned to an~~
21 ~~individual, together with all accrued interest, for each twelve-month period~~
22 ~~that the individual serves as a licensed addiction counselor in this state.~~
- 23 c. Interest on outstanding loans under this section must accrue at the Bank of North
24 Dakota's current base rate, but may not exceed six percent per annum.
- 25 d. The maximum loan for which an applicant may qualify under this section is
26 twentyfive thousand dollars.
- 27 e. This subsection is applicable only to individuals beginning an ~~unpaid~~ internship
28 after June 30, 2015.
- 29 2. The Bank of North Dakota shall maintain a revolving loan fund for the purpose of
30 making loans under this section. All moneys transferred into the fund, interest upon

1 moneys in the fund, and payments to the fund of principal and interest on loans under
2 this section are appropriated to the Bank on a continuing basis.

3 **SECTION 4. REPEAL.** Sections 43-45-02, 43-45-03, and 43-45-05 of the North Dakota
4 Century Code are repealed.

5 **SECTION 5. APPROPRIATION - TRANSFER - ADDICTION COUNSELOR INTERNSHIP**
6 **LOAN PROGRAM - REVOLVING FUND.** There is appropriated out of any moneys in the
7 ~~general~~student loan trust fund in the state treasury, not otherwise appropriated, the sum of
8 ~~\$800,000~~\$150,000, or so much of the sum as may be necessary, which the director of the office
9 of management and budget shall transfer to the Bank of North Dakota, for purposes of the
10 addiction counselor internship loan program revolving fund, as created by section ~~23~~ of this Act.