

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

24445

2001 SENATE JUDICIARY

SB 2445

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2445

Senate Judiciary Committee

Conference Committee

Hearing Date February 14th, 2001

Tape Number	Side A	Side B	Meter #
1	x		20.6-29.9
Committee Clerk Signature			

Minutes: **Senator Watne** opened the hearing on SB 2445: A BILL FOR AN ACT TO CREATE AND ENACT A NEW SECTION TO CHAPTER 19-03.1 OF THE NORTH DAKOTA CENTURY CODE, RELATING TO A COMPREHENSIVE STATUS AND TRENDS REPORT REGARDING UNLAWFUL CONTROLLED SUBSTANCE USE AND ABUSE TREATMENT AND ENFORCEMENT EFFORTS.

Wayne Stenchjem, Attorney General of ND, testifies in favor of SB 2445. (testimony attached/ amendments)

Senator Nelson, I have a question about the fiscal note. Are they already doing this? Have you discussed with the governor on who should receive this?

Wayne Stenchjem, we wanted a top level group to get this done, so that it would get done. Yes.

Senator Dever, do you have a feel for how big the problem is?

Wayne Stenchjem, yes I do.

Senator Bercler, he said 50% of kids use meth.

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Senate Judiciary Committee

Bill/Resolution Number SB 2445

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Wayne Stenejhem, most meth used in ND, is made within the state itself.

Senator Watne closed the hearing on SB 2445.

**SENATOR LYSON MOTIONED TO ADOPT AMENDMENTS, SECONDED BY
SENATOR NELSON. VOTE INDICATED 6 YEAS, 0 NAYS AND 1 ABSENT AND NOT
VOTING. SENATOR BERCIER MOTIONED TO DO PASS AS AMENDED,
SECONDED BY SENATOR LYSON. VOTE INDICATED 6 YEAS, 0 NAYS AND 1
ABSENT AND NOT VOTING. SENATOR LYSON VOLUNTEERED TO CARRY THE
BILL.**

FISCAL NOTE
 Requested by Legislative Council
 02/09/2001

REVISION

Bill/Resolution No.: SB 2445

Amendment to:

1A. State fiscal effect: *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	1999-2001 Biennium		2001-2003 Biennium		2003-2005 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	\$0	\$0	\$0	\$0	\$0	\$0
Expenditures	\$0	\$0	\$0	\$0	\$0	\$0
Appropriations	\$0	\$0	\$0	\$0	\$0	\$0

1B. County, city, and school district fiscal effect: *Identify the fiscal effect on the appropriate political subdivision.*

1999-2001 Biennium			2001-2003 Biennium			2003-2005 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. Narrative: *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

There is no anticipated fiscal impact to the Department of Human Services, Department of Health and Consolidated Laboratories, the Office of Attorney General or the Department of Corrections and Rehabilitation as a result of this bill.

3. State fiscal effect detail: *For information shown under state fiscal effect in 1A, please:*

A. Revenues: *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

B. Expenditures: *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

C. Appropriations: *Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.*

Name:	Jerald C. Kemmel/Kathy Roll	Agency:	Office of Attorney General
Phone Number:	701-328-5500	Date Prepared:	02/09/2001

FISCAL NOTE
 Requested by Legislative Council
 01/30/2001

Bill/Resolution No.: SB 2445

Amendment to:

1A. State fiscal effect: *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	1999-2001 Biennium		2001-2003 Biennium		2003-2005 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
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Appropriations	\$0	\$0	\$0	\$0	\$0	\$0

1B. County, city, and school district fiscal effect: *Identify the fiscal effect on the appropriate political subdivision.*

1999-2001 Biennium			2001-2003 Biennium			2003-2005 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. Narrative: *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

This bill causes no fiscal impact to our agency.

3. State fiscal effect detail: *For information shown under state fiscal effect in 1A, please:*

A. Revenues: *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

B. Expenditures: *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

C. Appropriations: *Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.*

Name:	Jerald C. Kemmel/Kathy Roll	Agency:	Office of Attorney General
Phone Number:	701-328-5500	Date Prepared:	02/02/2001

PROPOSED AMENDMENTS TO SENATE BILL NO. 2445

Page 1, line 12, replace "a" with "the most"

Page 1, line 13, remove "and trafficking in their age groups"

Page 1, line 14, replace "unlawful" with "gateway and other illicit"

Page 1, line 15, replace "unlawful" with "gateway and other illicit" and replace "at school-related activities" with "on school property"

Page 1, line 16, replace "unlawful" with "gateway and other illicit" and ^{replace} ~~remove~~ "This report must" ~~with~~ ^{it} :

~~Page 1, remove lines 17 and 18~~

~~Page 1, after line 18, insert:~~

2. "The state crime laboratory shall provide a report that includes the type of each controlled substance tested and the number of times tests were run for each controlled substance."

Page 1, line 19, replace "2" with "3"

Page 1, line 20, remove ", sought treatment, or were referred for treatment for"

Page 1, line 21, remove "unlawful drug use" and replace "The availability and adequacy of treatment" with "The report ~~will~~ ^{must} include information about the variety of drugs, legal and illegal, for which people were treated."

Page 1, remove line 22

Page 1, line 23, replace "3" with "4"

Page 2, line 4, after the period insert "The report ~~must~~ ^{also} identify the number of people referred to ^{treatment} and treated as a condition of sentencing, probation, or parole."

Page 2, line 5, replace "4" with "5"

Renumber accordingly

REPORT OF STANDING COMMITTEE

SB 2445: Judiciary Committee (Sen. Traynor, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2445 was placed on the Sixth order on the calendar.

Page 1, line 12, replace "a" with "the most"

Page 1, line 13, remove "and trafficking in their age groups"

Page 1, line 14, replace "unlawful" with "gateway and other illicit"

Page 1, line 15, replace "unlawful" with "gateway and other illicit" and replace "at school-related activities" with "on school property"

Page 1, line 16, replace "unlawful" with "gateway and other illicit" and replace "This report must" with:

"2. The state crime laboratory shall provide a report that includes the type of each controlled substance tested and the number of times tests were run for each controlled substance."

Page 1, remove lines 17 and 18

Page 1, line 19, replace "2" with "3"

Page 1, line 20, remove ", sought treatment, or were referred for treatment for"

Page 1, line 21, remove "unlawful drug use" and replace "The availability and adequacy of treatment" with "The report must include information about the variety of drugs, legal and illegal, for which people were treated."

Page 1, remove line 22

Page 1, line 23, replace "3" with "4"

Page 2, line 4, after the period insert "The report also must identify the number of people referred to treatment and treated as a condition of sentencing, probation, or parole."

Page 2, line 5, replace "4" with "5"

Renumber accordingly

2001 HOUSE JUDICIARY

SB 2445

2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2445

House Judiciary Committee

Conference Committee

Hearing Date 03-05-01

Tape Number	Side A	Side B	Meter #
TAPE 1	X		4380 to 4744
Committee Clerk Signature <i>Joan Diers</i>			

Minutes: Chairman DeKrey opened the hearing on SB 2445. Relating to a comprehensive status and trends report regarding unlawful controlled substance use and abuse treatment and enforcement efforts.

Wayne Stenehjem: Attorney General of North Dakota, (see attached testimony).

Rep Delmore: I would hope that you would encourage the Health Department to use existing instruments that have been created so they we don't re invent the wheel.

Wayne Stenehjem: I think that they are.

Chairman DeKrey: If there no further questions, we hank you for appearing before our committee. Anyone else wishing to testify in support of SB 2445, in opposition or neutral, we will close the hearing on SB 2445.

2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2445b

House Judiciary Committee

Conference Committee

Hearing Date 03-12-01

Tape Number	Side A	Side B	Meter #
TAPE I		X	3322 to 3622
Committee Clerk Signature <i>Joan Diers</i>			

Minutes: Chairman DeKrey called the committee to order on SB 2445.

COMMITTEE ACTION

Chairman DeKrey what are the wishes of the committee. Rep Delmore moved a DO PASS, seconded by Rep Grande.

DISCUSSION

Chairman DeKrey: the clerk will call the roll on a DO PASS motion on SB 2445. The motion passes with 13 YES, 0 NO, 2 ABSENT. Carrier Rep Disrud.

