Sixty-second Legislative Assembly of North Dakota FIRST DRAFT: Prepared by the Legislative Council staff for the Judicial Process Committee September 2010

Introduced by

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- 1 A BILL for an Act to amend and reenact subsection 2 of section 25-03.1-11 of the North Dakota
- 2 Century Code, relating to evaluations in involuntary mental health commitments.

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

- 4 SECTION 1. AMENDMENT. Subsection 2 of section 25-03.1-11 of the North Dakota
- 5 Century Code is amended and reenacted as follows:
- 6 2. For purposes of any examination conducted pursuant to this section:
 - An evaluation of a respondent's physical condition may be made only by a licensed physician or psychiatrist.
- 9 b. An evaluation of a respondent's mental status may be made only by a
 10 psychiatrist or psychologist trained in a clinical program <u>an expert examiner</u>.
- c. An evaluation of whether the respondent is chemically dependent may be
 made only by a licensed physician, licensed addiction counselor, or licensed
 psychologist trained in a clinical program.