

Fifty-fifth  
Legislative Assembly  
of North Dakota

## HOUSE BILL NO. 1465

Introduced by

Representatives S. Kelsh, C. Johnsen, Kerzman, Oban

Senators Mathern, Nalewaja

1 A BILL for an Act relating to a child care services trust fund; and to amend and reenact  
2 subsection 3 of section 23-02.1-29 of the North Dakota Century Code, relating to the certified  
3 birth certificate fee.

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

5 **SECTION 1. AMENDMENT.** Subsection 3 of section 23-02.1-29 of the 1995  
6 Supplement to the North Dakota Century Code is amended and reenacted as follows:

7 3. The state department of health shall charge a fee, in addition to those fees  
8 authorized by subsection 1, in the amount of ~~two~~ four dollars for the issuance of  
9 each certified copy of a birth certificate. This additional fee must be paid to the  
10 state registrar ~~prior to~~ before the issuance of each certified copy of a birth  
11 certificate. The state registrar shall quarterly pay one-half of the additional fees  
12 collected pursuant to under this subsection into the children's trust fund created by  
13 section 50-27-01 and one-half of the additional fees collected under this subsection  
14 into the child care services trust fund created by section 2 of this Act.

15 **SECTION 2. Child care services trust fund.** The child care services trust fund is  
16 created as a special fund in the state treasury. The children and family services division of the  
17 department of human services shall administer the fund. All moneys designated for the fund  
18 from whatever source derived must be deposited with the state treasurer in the child care  
19 services trust fund. The state treasurer shall invest such funds in interest-bearing accounts as  
20 is designated by the children and family division, and the interest earned must be deposited in  
21 the child care services trust fund. The children and family services division shall designate the  
22 administrator of the early childhood services division as executive secretary of the child care  
23 services trust fund.

**SECTION 3. Expenditures from fund - Definition of child care services.**

Expenditures from the child care services trust fund may only be for the purposes of administering and maintaining the fund, ensuring quality child care services, and developing child care resource and referral programs. For purposes of sections 2 through 4 of this Act, the term "child care services" has the same meaning as "early childhood services" as defined in subsection 5 of section 50-11.1-02, and "quality child care services" means those activities that seek to:

1. Address issues concerning the shortage of quality child care services in the state;
2. Improve child care program standards, which may include providing assistance to child care programs for the purpose of achieving accreditation by the national association for the education of young children;
3. Provide public information and education as to the means by which parents may access quality, adequate, and affordable child care services; and
4. Assist child care programs in attaining adequate funding and compensation for staff members.

**SECTION 4. Authority of the children and family services division of the department of human services.** The children and family services division may:

1. Create any advisory committee necessary to assure public involvement in the planning, development, and administration of the child care services trust fund.
2. Hire or arrange for appropriate staff to administer and maintain properly the child care services trust fund.
3. Develop, implement, and periodically review a written plan to be used in administering the funds expended from and retained in the child care services trust fund. The written plan must include the types of activities to be funded, the nature of organizations preferred for funding, the criteria for eligible fund applicants, and the mechanisms for the monitoring and evaluating of funded activities.
4. Award grants from the child care services trust fund.