

April 1, 1999

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2168

Page 1, line 4, replace "adult residential" with "basic"

Page 1, line 8, after the third semicolon insert "to provide an expiration date;"

Page 1, line 16, replace "adult residential" with "basic"

Page 5, remove lines 1 through 21

Page 5, line 22, replace "2" with "1"

Page 5, replace lines 24 through 26 with:

- "2. "Assisted living facility" has the meaning provided in section 50-24.5-01, but if the term is not defined in that section, the term means a facility that:
 - a. Makes response staff available at all times;
 - b. Provides housing and:
 - (1) Congregate meals;
 - (2) Kitchen facilities in each resident's living quarters; or
 - (3) Any combination of congregate meals and kitchen facilities in each resident's living quarters sufficient to assure each resident adequate access to meals;
 - c. Assures provision of:
 - (1) Personal care, therapeutic care, and social and recreational programming;
 - (2) Supervision, safety, and security;
 - (3) Medication services; and
 - (4) Transportation services;
 - d. Fosters dignity, respect, and independence by allowing, to the maximum extent feasible, each resident to determine the resident's service providers, routines of care provision, and service delivery; and
 - e. Services five or more adult residents, unrelated to the proprietor, on a specified premises not licensed under chapter 23-20 or 25-16, which meets the requirements of the national fire protection association 101 Life Safety Code, as applicable.
3. "Basic care facility" has the meaning provided in section 23-09.3-01."

Page 5, line 29, replace "adult residential" with "basic"

Page 6, line 1, replace "an adult residential" with "a basic"

Page 7, line 10, replace "an adult residential" with "a basic"

Page 7, line 13, replace "an adult residential" with "a basic"

Page 7, line 15, replace "adult" with "basic"

Page 7, line 16, remove "residential"

Page 7, line 21, after the period insert "The department's share of the total cost of any conversion is limited to one million dollars or eighty percent of the project cost, whichever is less."

Page 7, line 26, replace "an adult" with "a basic"

Page 7, line 27, remove "residential"

Page 8, line 1, replace "Adult residential" with "Basic"

Page 8, line 13, replace "an adult residential" with "a basic"

Page 8, line 16, replace "an adult residential" with "a basic"

Page 9, line 11, replace "an adult residential" with "a basic"

Page 9, line 23, replace "\$20,543,942" with "\$12,409,448" and replace "\$6,058,739" with "\$3,618,391"

Page 9, line 25, after "Act" insert "and including \$226,238 for department administrative costs for the biennium beginning July 1, 1999, and ending June 30, 2001" and replace "\$20,543,942" with "\$12,409,448"

Page 10, line 2, replace "\$14,785,540" with "\$8,715,279, including an estimated \$190,460 of fund interest earnings"

Page 10, line 4, after the period insert "Of the first \$8,524,820 deposited in the health care trust fund, \$4,262,410 must be allocated by the department of human services for loans and grants pursuant to section 3 of this Act and \$4,262,410 must be available for funding the service payments to the elderly and disabled program to be appropriated in Senate Bill No. 2012. If additional amounts in excess of \$8,715,279 become available during the biennium based on the calculation of section 2 of this Act, the department of human services may increase the amount paid and the funds are hereby appropriated, subject to emergency commission and budget section approval."

Page 10, line 9, after the period insert "The continuation of these positions, if required, must be requested of the fifty-seventh legislative assembly."

Page 10, after line 12, insert:

"SECTION 9. EXPIRATION DATE. This Act is effective through June 30, 2001, and after that date is ineffective."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 325 - DEPARTMENT OF HUMAN SERVICES

HOUSE - This amendment changes Section 3 to reflect changes to Senate Bill No. 2036, amends Section 4 to reflect a revised total of \$12,409,448, of which \$3,618,391 is from the general fund, related to the government nursing facility funding pool in Section 2, amends Section 5 to reflect total trust fund deposits of \$8,524,820, of which \$4,262,410 will be appropriated in Senate Bill No. 2012 for the SPED program and \$4,262,410 for the trust fund loans and grants with an additional \$190,460 of trust fund earnings for loans and grants, limits Department of Human Services share of a project to \$1 million or 80 percent of project costs, whichever is less, and provides an expiration date.