

Fifty-sixth  
Legislative Assembly  
of North Dakota

**SENATE BILL NO. 2113**

Introduced by

Human Services Committee

(At the request of the Department of Human Services)

1 A BILL for an Act to amend and reenact section 50-06.2-03 of the North Dakota Century Code,  
2 relating to the powers and duties of the department of human services for comprehensive  
3 human services programs.

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

5 **SECTION 1. AMENDMENT.** Section 50-06.2-03 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **50-06.2-03. Powers and duties of the state agency.**

8 1. The state agency has the following powers or duties under this chapter:

9 ~~4-~~ a. To act as the official agency of the state in the administration of the human  
10 services programs for individuals and families in conformity with state and  
11 federal requirements;

12 ~~2-~~ b. To prepare, at least biennially, a comprehensive human services plan which  
13 must:

14 ~~a-~~ (1) Include human services determined essential in effectuating the  
15 purposes of this chapter; and

16 ~~b-~~ (2) Detail the human services identified by the state agency for provision by  
17 human service centers and the services which the county agencies  
18 have agreed to make available in approved county plans as a condition  
19 for the receipt of any funds allocated or distributed by the state agency;

20 ~~3-~~ c. To make available, through county agencies or human service centers, any or  
21 all of the services set out in the comprehensive human services plan on  
22 behalf of those individuals and families determined to be eligible for those  
23 services under criteria established by the state agency;

4.
  - d. To supervise and direct the comprehensive human services administered by county agencies and human service centers through standard-setting, technical assistance, approval of county and regional plans, preparation of the comprehensive human services plan, evaluation of comprehensive human service programs, and distribution of public money for services;
5.
  - e. Within the limits of legislative appropriations and at rates determined payable by the state agency, to pay qualified service providers, which meet standards for services and operations, for the provision of the following services as defined in the comprehensive human service plan which are provided to persons who, on the basis of functional assessments, income, and resources, are determined eligible for the services in accordance with rules adopted by the state agency:
    - a. (1) Homemaker services;
    - b. (2) Chore services;
    - c. (3) Respite care;
    - d. (4) Home health aide services;
    - e. (5) Case management;
    - f. (6) Family home care;
    - g. (7) Personal attendant care;
    - h. (8) Adult family foster care; and
    - i. (9) Such other services as the state agency determines to be essential and appropriate to sustain individuals in their homes and in their communities and to delay or prevent institutional care; and
6.
  - f. To take actions, give directions, and adopt rules as necessary to carry out the provisions of this chapter.
2. For purposes of this ~~chapter~~ section, resources do not include the person's primary home and the first ~~fifty~~ twenty-five thousand dollars in assets.