

Fifty-ninth  
Legislative Assembly  
of North Dakota

## ENGROSSED SENATE BILL NO. 2139

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 50-30-02 of the North Dakota Century Code,  
2 relating to the North Dakota health care trust fund; and to repeal section 50-24.4-30 of the  
3 North Dakota Century Code, relating to the government nursing facility funding pool.

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

5 **SECTION 1. AMENDMENT.** Section 50-30-02 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **50-30-02. North Dakota health care trust fund created - Uses - Continuing**  
8 **appropriation.**

9 1. There is created in the state treasury a special fund known as the North Dakota  
10 health care trust fund. The fund consists of revenue received from government  
11 nursing facilities for remittance to the fund under former section 50-24.4-30. The  
12 department shall administer the fund ~~and shall adopt procedures for participation~~  
13 ~~by government nursing facilities.~~ The state investment board shall invest moneys  
14 in the fund in accordance with chapter 21-10, and the income earned must be  
15 deposited in the North Dakota health care trust fund. All moneys deposited in the  
16 North Dakota health care trust fund are available to the department for:

- 17 ~~4-~~ a. Transfer to the long-term care facility loan fund, as authorized by legislative  
18 appropriation, for making loans pursuant to the requirements of this chapter.  
19 ~~2-~~ b. Payment, as authorized by legislative appropriation, of costs of other  
20 programs authorized by the legislative assembly.  
21 ~~3-~~ c. Repayment of federal funds, which are appropriated and may be spent if the  
22 United States department of health and human services determines that  
23 funds were inappropriately claimed under former section 50-24.4-30.

1           2.   The department shall continue to access the intergovernmental transfer program if  
2                   permitted by the federal government and if use of the program is found to be  
3                   beneficial.

4           **SECTION 2. REPEAL.** Section 50-24.4-30 of the North Dakota Century Code is  
5 repealed.