

Fifty-ninth
Legislative Assembly
of North Dakota

SENATE BILL NO. 2159

Introduced by

Senator J. Lee

Representative Price

1 A BILL for an Act to create and enact a new section to chapter 50-24.1 and a new section to
2 chapter 50-29 of the North Dakota Century Code, relating to interim final rules for medical
3 assistance for needy persons and the children's health insurance program; and to declare an
4 emergency.

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

6 **SECTION 1.** A new section to chapter 50-24.1 of the North Dakota Century Code is
7 created and enacted as follows:

8 **Authority to adopt interim final rules.** The department of human services may adopt
9 interim final rules without a finding that emergency rulemaking is necessary and without the
10 approval of the governor to implement any changes necessary to simplify and align eligibility of
11 medical assistance and the children's health insurance program described in chapter 50-29 as
12 much as possible and to allow for an efficient transition of cases into the electronic system used
13 for these programs. Any interim final rules so adopted may take effect on a date no earlier than
14 the date of filing with the legislative council of the notice of proposed adoption of a rule.

15 **SECTION 2.** A new section to chapter 50-29 of the North Dakota Century Code is
16 created and enacted as follows:

17 **Authority to adopt interim final rules.** The department may adopt interim final rules
18 without a finding that emergency rulemaking is necessary and without the approval of the
19 governor to implement any changes necessary to simplify and align eligibility of medical
20 assistance described in chapter 50-24.1 and the children's health insurance program as much
21 as possible and to allow for an efficient transition of cases into the electronic system used for
22 these programs. Any interim final rules so adopted may take effect on a date no earlier than
23 the date of filing with the legislative council of the notice of proposed adoption of a rule.

24 **SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.