

Fifty-ninth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1148

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 50-24.1-18.1 of the North Dakota Century
2 Code, relating to personal care services for eligible medical assistance recipients who are
3 residing in their own homes; to provide an effective date; and to declare an emergency.

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

5 **SECTION 1. AMENDMENT.** Section 50-24.1-18.1 of the North Dakota Century Code
6 is amended and reenacted as follows:

7 **50-24.1-18.1. ~~(Effective through June 30, 2005)~~ Personal care services - Residing**
8 **at home.** Subject to the requirements under title 42, Code of Federal Regulations, part 440,
9 section 167, the department of human services shall provide personal care services for eligible
10 medical assistance recipients who are residing in their own homes. The department shall seek
11 a waiver of federal law to permit the personal care services authorized under this section to be
12 provided by nonlicensed personal care service providers if requested by the recipient and
13 authorized by the department.

14 **SECTION 2. EFFECTIVE DATE.** This Act becomes effective on July 1, 2005.

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