

Sixty-second
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1085

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 50-11.1-07.8 of the North Dakota Century Code,
2 relating to suspension of license, self-declaration, or registration document involving a child
3 abuse and neglect investigation.

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

5 **SECTION 1. AMENDMENT.** Section 50-11.1-07.8 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **50-11.1-07.8. Suspension of license, self-declaration, or registration document -**
8 **Notification to parent.**

- 9 1. The department may suspend a license, self-declaration, or registration document
10 ~~during an investigation of~~upon a report of child abuse or neglect at the premises of the
11 licensed program, holder of the self-declaration, or registration, or ~~of~~involving a staff
12 member if continued operation would jeopardize the health and safety of the children
13 present.
- 14 2. The department may suspend a license, self-declaration, or registration document if
15 an operator, holder of a self-declaration, registrant, or household member of an
16 individual providing early childhood services within the individual's home has been
17 charged with an offense that has a direct bearing on the individual's ability to serve the
18 public as a licensee, a holder of a self-declaration, or a registrant, or if a minor child in
19 the household is brought before the juvenile court because of a deprivation, unruly, or
20 delinquent incident involving an offense that has a direct bearing on the individual's
21 ability to serve the public as a licensee, a holder of a self-declaration, or a registrant.
- 22 3. Notwithstanding sections 50-11.1-07 and 50-25.1-11, the department shall notify the
23 parent of any child receiving early childhood services when that program's license,
24 self-declaration, or registration document is suspended.

- 1 ~~3.4.~~ Upon the conclusion and disposition of the investigation of the program, the
2 department shall notify the parent of each child receiving early childhood services of
3 the disposition.
- 4 5. Notwithstanding any provision to the contrary, a suspension under this section may
5 preclude an individual's ability to operate pending an appeal.