

Sixty-second
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2079

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 50-11-01.4 of the North Dakota Century Code,
2 relating to a person's ability to provide adult foster care after a license is denied or revoked; to
3 provide for a legislative management study; and to declare an emergency.

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

5 **SECTION 1. AMENDMENT.** Section 50-11-01.4 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **50-11-01.4. Foster care for adults - License required.**

8 A person may not furnish foster care for adults for more than one adult, or for more than two
9 adults who are related to each other, without first procuring a license to do so from the
10 department. A person may not furnish foster care for an adult if the person ~~previously~~ has had a
11 license denied or revoked unless the department subsequently issues a license to that person.

12 **SECTION 2. LEGISLATIVE MANAGEMENT STUDY - EXPLOITATION OF ELDERLY.**

13 During the 2011-12 interim, the legislative management shall consider studying the exploitation
14 of the state's elderly and the state's vulnerable adult population. The study must include a
15 review of the vulnerable adult protection system, the use of sections 12.1-31-07, 12.1-31-07.1,
16 and 12.1-31-07.2, and any barriers to the use of those sections. The study also must include a
17 review of state and county services available to detect and respond to elderly abuse. The study
18 also must include a statewide review of the role public administrators and guardians have in
19 providing services to the elderly and to vulnerable adults. The legislative management shall
20 report its findings, together with any legislation required to implement the recommendations, to
21 the sixty-third legislative assembly.

22 **SECTION 3. EMERGENCY.** Section 1 of this Act is declared to be an emergency measure.