

**Sixty-ninth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 7, 2025**

HOUSE BILL NO. 1619
(Representatives O'Brien, Mitskog, Nelson, Stemen)
(Senators Dever, Klein)

AN ACT to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to a long-term care facility infrastructure loan program; to amend and reenact subsection 3 of section 6-09-47 of the North Dakota Century Code, relating to the medical facility infrastructure loan fund; and to provide an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 6-09 of the North Dakota Century Code is created and enacted as follows:

Long-term care facility infrastructure loan program.

1. The Bank of North Dakota shall administer a loan program to provide loans to nursing and basic care facilities for renovation projects or the construction of new facilities. A construction project may include a land purchase and the purchase, lease, erection, or improvement of any structure or facility to the extent the governing body of the nursing or basic care facility has the authority to authorize such activity.
2. The governing body of a nursing or basic care facility may submit an application to the Bank for a loan. The application must:
 - a. Detail the proposed construction project;
 - b. Demonstrate the need and long-term viability of the project; and
 - c. Include financial information the Bank determines appropriate to verify eligibility.
3. A loan approved under this section:
 - a. May not exceed fifty percent of project costs;
 - b. May not exceed ten million dollars for a project;
 - c. Must have an interest rate that does not exceed two percent; and
 - d. Must have a repayment schedule of no longer than twenty years.
4. A recipient of a loan under this section shall complete the financed construction project within twenty-four months of the approval of the loan. Failure to comply with this subsection may result in forfeiture of the entire loan received under this section.
5. The Bank shall deposit in the strategic investment and improvements fund all principal and interest paid on the loans made from the fund. The Bank may deduct from interest payments a service fee for costs of administering the loan program, not to exceed one-half of one percent of the outstanding balance of the loans.

SECTION 2. AMENDMENT. Subsection 3 of section 6-09-47 of the North Dakota Century Code is amended and reenacted as follows:

3. A loan provided under this section:

- a. May not exceed the lesser of fifteen million dollars or seventy-five percent of the actual cost of the project;
- b. Must have an interest rate equal to ~~one~~two percent; and
- c. Must provide a repayment schedule of no longer than twenty-five years.

SECTION 3. APPROPRIATION - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - LONG-TERM CARE FACILITY INFRASTRUCTURE LOAN PROGRAM. There is appropriated out of any moneys in the strategic investment and improvements fund, not otherwise appropriated, the sum of \$15,000,000, or so much of the sum as may be necessary, to the Bank of North Dakota for the purpose of providing loans under the long-term care facility infrastructure loan program pursuant to section 1 of this Act, for the biennium beginning July 1, 2025, and ending June 30, 2027.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-ninth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1619.

House Vote: Yeas 79 Nays 11 Absent 4

Senate Vote: Yeas 46 Nays 0 Absent 1

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2025.

Approved at _____ M. on _____, 2025.

Governor

Filed in this office this _____ day of _____, 2025,

at _____ o'clock _____ M.

Secretary of State