

Sixty-ninth  
Legislative Assembly  
of North Dakota

**FIRST ENGROSSMENT  
with Conference Committee Amendments  
ENGROSSED SENATE BILL NO. 2399**

Introduced by

Senators Lee, Larson, Roers

Representatives Mitskog, M. Ruby

(Approved by the Delayed Bills Committee)

1 A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota  
2 Century Code, relating to medical assistance reimbursement of psychiatric residential treatment  
3 facilities; to provide for a legislative management report; and to provide an appropriation.

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

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

7 **Reimbursement of psychiatric residential treatment facilities.**

8 The department shall amend the rules for medical assistance reimbursement of psychiatric  
9 residential treatment facilities for direct care costs, including the applicable costs related to  
10 clinical supervisors, medical directors, engagement of families in care, therapeutic leave days,  
11 and an administrative costs cap. Reimbursements for therapeutic leave days may not exceed  
12 five hundred dollars per day. The department shall implement utilization controls, including  
13 service authorization for therapeutic leave days.

14 **SECTION 2. DEPARTMENT OF HEALTH AND HUMAN SERVICES - MEDICAL**  
15 **ASSISTANCE REIMBURSEMENT - LEGISLATIVE MANAGEMENT REPORT.** The department  
16 shall submit a report to the legislative management by October 1, 2026, regarding changes to  
17 medical assistance reimbursement of psychiatric residential treatment facilities for direct care  
18 costs, including the applicable costs related to clinical supervisions, medical directors,  
19 engagement of families in care, therapeutic leave days, and an administrative cost cap and  
20 progress towards value-based care.

21 **SECTION 3. APPROPRIATION - DEPARTMENT OF HEALTH AND HUMAN**  
22 **SERVICES-PSYCHIATRIC RESIDENTIAL FACILITIES.** There is appropriated out of any

1 moneys in the general fund in the state treasury, not otherwise appropriated, the sum of  
2 \$647,149, or so much of the sum as may be necessary, and from other funds derived from  
3 federal and special funds, the sum of \$660,025, or so much of the sum as may be necessary, to  
4 the department of health and human services for the purpose of psychiatric residential  
5 treatment facility reimbursement, for the biennium beginning July 1, 2025, and ending June 30,  
6 2027.