

Fifty-fifth Legislative Assembly, State of North Dakota, begun in the Capitol in the City of Bismarck, on Monday, the sixth day of January, one thousand nine hundred and ninety-seven

HOUSE BILL NO. 1036
(Legislative Council)
(Budget Committee on Government Services)
(Representatives Martin, Kerzman)

AN ACT to amend and reenact section 50-06-06.13 of the North Dakota Century Code, relating to an out-of-home treatment program for children with serious emotional disorders.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 50-06-06.13 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

50-06-06.13. Treatment services for ~~severely emotionally disturbed child~~ children with serious emotional disorders. The department ~~may~~ shall establish ~~in all human service regions~~ a program ~~in up to three human service regions~~ to provide out-of-home treatment services for a ~~severely emotionally disturbed~~ medicaid-eligible child with a serious emotional disorder. ~~Before~~ If a child ~~may~~ is placed in an out-of-home treatment program established under this section, the juvenile court must make a judicial determination ~~that~~ as to whether the placement is in the best interests of the child. The department may not require a parent or legal guardian to transfer legal custody of the child in order to have the child placed in an out-of-home treatment program when the sole reason for the placement is the need to obtain services for the child's emotional or behavioral problems.

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 Fifty-fifth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1036.

House Vote: Yeas 92 Nays 0 Absent 5

Senate Vote: Yeas 47 Nays 0 Absent 2

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 1997.

Approved at _____ M. on _____, 1997.

Governor

Filed in this office this _____ day of _____, 1997,

at _____ o'clock _____ M.

Secretary of State