

Fifty-seventh
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2307

Introduced by

Senators Grindberg, Fischer, Robinson

Representatives S. Kelsh, Koppang, Kroeber

1 A BILL for an Act to provide for a developmental disability services provider reimbursement
2 pilot program in the southeast human service center region; and to provide an expiration date.

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

4 **SECTION 1. DEVELOPMENTAL DISABILITY SERVICES PROVIDER**

5 **REIMBURSEMENT PILOT PROGRAM.** The department of human services shall establish a
6 pilot program in the southeast human service region which provides for the reimbursement of
7 providers of services to individuals with developmental disabilities. The department may not
8 require any provider in the region to participate in the program. Any rules that have been
9 adopted by the department before January 1, 2001, regarding reimbursement of providers of
10 services to individuals with developmental disabilities are not applicable to any provider that
11 opts to participate in the pilot program. The pilot program must include the following:

- 12 1. Providers must be paid on a per day or half-day rate per individual. Four or more
13 hours constitutes a day and fewer than four hours constitutes a half-day. A per
14 hour unit may not be used for reimbursement. The rate must be based on the cost
15 for the provider to provide the service.
- 16 2. Reimbursement must be based on the capped "base" or "target" number system.
17 The per day rate per person must be determined by dividing the "base" or "target"
18 number by the number of units. Units must be determined by multiplying the
19 number of consumers times the number of days of service.
 - 20 a. Day services units must be calculated as follows: the product of two hundred
21 thirty multiplied times the number of consumers.
 - 22 b. Residential services units must be calculated as follows: the product of three
23 hundred sixty-five times twenty-four minus the product of two hundred thirty
24 times eight.

1 3. All contracts and negotiations must be between the regional human service center
2 and the provider.

3 4. In lieu of audits, a participating provider must provide the regional human service
4 center with a copy of the provider's annual financial report and census data.

5 If the secretary of the United States department of health and human services determines that
6 funds otherwise available for the program in this state must be reduced or eliminated if the
7 department of human services administers the program in accordance with any provision of this
8 Act, the department of human services shall administer the program in a manner that avoids
9 the reduction or loss.

10 **SECTION 2. EXPIRATION DATE.** This Act is effective through June 30, 2005, and
11 after that date is ineffective.