

HOUSE BILL NO. 1416

Introduced by

Representatives Kreidt, Klemin, Kretschmar

Senator Fischer

1 A BILL for an Act to amend and reenact section 14-09-10 of the North Dakota Century Code,
2 relating to family members' reciprocal duties of support.

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

4 **SECTION 1. AMENDMENT.** Section 14-09-10 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **14-09-10. Reciprocal duty of support - Support of poor.**

- 7 1. It is the duty of the father, the mother, and every child of any ~~person~~ individual who
8 is unable to support oneself, to maintain that ~~person~~ individual to the extent of the
9 ability of each. This liability may be enforced by any person furnishing necessaries
10 to the ~~person~~ individual who is unable to provide self-support. The promise of an
11 adult child to pay for necessaries furnished to the child's parent is binding.
- 12 2. If the individual who is unable to provide self-support is a resident of a basic care
13 or nursing facility and has been determined ineligible for medicaid benefits
14 because of a disqualifying transfer of property to the resident's child, the basic care
15 or nursing facility may discharge the resident to the care of that child unless the
16 child assumes responsibility for the resident's basic care or nursing facility care up
17 to the established market value of the property transferred to that child.