

**HOUSE BILL NO. 1425**

Introduced by

Representatives Bellew, Damschen, Kreidt, Porter, Weisz, Wieland

1 A BILL for an Act to amend and reenact sections 11-23-01, 50-06-20, and 50-09-27 of the North  
2 Dakota Century Code, relating to programs funded at state expense; to repeal section  
3 50-09-21.1 of the North Dakota Century Code, relating to foster care and subsidized adoption  
4 costs; and to provide an expiration date.

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

6 **SECTION 1. AMENDMENT.** Section 11-23-01 of the North Dakota Century Code is  
7 amended and reenacted as follows:

8 **11-23-01. Officers required to furnish commissioners with departmental budget.**

- 9 1. Every officer in charge of any institution, office, or undertaking supported wholly or  
10 in part by the county shall file with the board of county commissioners a  
11 departmental budget that is prescribed by the state auditor. The departmental  
12 budget must include an itemized statement of the estimated amount of money that  
13 will be required for the maintenance, operation, or improvement of the institution,  
14 office, or undertaking for the ensuing year. The board of county commissioners  
15 may require additional information to clarify the departmental budget.
- 16 2. The departmental budget submitted by the county social service board in 2009  
17 must identify the reduction in county funding derived from transferring foster care  
18 and subsidized adoption costs pursuant to provisions of this Act from the county  
19 social service board to the department of human services beginning August 1,  
20 2009. The amount reported must equal the full amount budgeted for these costs in  
21 the budget submitted by the county social service board and approved by the  
22 board of county commissioners in 2008. The budget must include a  
23 recommendation of how that reduction in county funding responsibility will be  
24 passed on to the property taxpayers of the county. Each county social service

1           board shall report the county funding reduction and recommendation required by  
2           this subsection to the department of human services by December 31, 2009.

3           **SECTION 2. AMENDMENT.** Section 50-06-20 of the North Dakota Century Code is  
4 amended and reenacted as follows:

5           **50-06-20. Programs funded at state expense - Interpretation.**

- 6           1. The state shall bear the cost, in excess of the amount provided by the federal  
7 government, of:
- 8           a. Except as provided in section 50-24.1-14, services provided under chapter  
9           50-24.1;
  - 10           b. Benefits provided under subsection 19 of section 50-06-05.1;
  - 11           c. Supplements provided under chapter 50-24.5 as basic care services;
  - 12           d. ~~Services provided under chapter 50-09 as child care assistance;~~
  - 13           e. ~~Services provided under chapter 50-09 as employment and training programs~~  
14           Those services, programs, and costs listed in section 50-09-27;
  - 15           f. e. Welfare fraud detection programs;
  - 16           g. f. Temporary assistance for needy families; and
  - 17           h. g. Special projects approved by the department and agreed to by any affected  
18 county social service board.
- 19           2. This section does not grant any recipient of services, benefits, or supplements  
20 identified in subsection 1, any service, benefit, or supplement that a recipient could  
21 not claim in the absence of this section.

22           **SECTION 3. AMENDMENT.** Section 50-09-27 of the North Dakota Century Code is  
23 amended and reenacted as follows:

24           **50-09-27. Programs funded at state expense - Interpretation.**

- 25           1. The state shall bear the cost, in excess of the amount provided by the federal  
26 government, of:
- 27           a. Services provided under ~~section 50-06-06.8~~ and this chapter as child care  
28 assistance;
  - 29           b. Services provided under this chapter as employment and training programs;  
30           and

- 1                   c.   Temporary assistance for needy families benefits provided under this chapter;  
2                             and  
3                   d.   Foster care and subsidized adoption costs under this chapter.  
4                   2.   This section does not grant any recipient of services, benefits, or supplements  
5                             identified in subsection 1, any service, benefit, or supplement that a recipient could  
6                             not claim in the absence of this section.

7                   **SECTION 4. REPEAL.** Section 50-09-21.1 of the North Dakota Century Code is  
8 repealed.

9                   **SECTION 5. EXPIRATION DATE.** Section 1 of this Act is effective through  
10 December 31, 2009, and after that date is ineffective.