

**SENATE BILL NO. 2133**

Introduced by

Government and Veterans Affairs Committee

(At the request of the Veterans' Home)

1 A BILL for an Act to create and enact a new section to chapter 37-15 of the North Dakota  
2 Century Code, relating to telephone services at the veterans' home; and to amend and reenact  
3 sections 37-15-10 and 37-15-14.1 of the North Dakota Century Code, relating to admission to  
4 and fees paid by residents of the veterans' home.

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

6 **SECTION 1.** A new section to chapter 37-15 of the North Dakota Century Code is  
7 created and enacted as follows:

8 **Telephone services.** Notwithstanding any other provision of law, the veterans' home  
9 may purchase or arrange for independent third-party telephone services.

10 **SECTION 2. AMENDMENT.** Section 37-15-10 of the North Dakota Century Code is  
11 amended and reenacted as follows:

12 **37-15-10. Admittance to veterans' home - Requirements governing.**

13 1. An applicant may not be admitted to the veterans' home unless the applicant is a  
14 bona fide resident of this state preceding the applicant's application for admission.

15 The residency requirement may be waived if the applicant served in a North  
16 Dakota regiment or was accredited to this state.

17 2. The spouse or surviving spouse of those mentioned in subsection 1 of section  
18 37-15-02 may be admitted upon the same footing as the veteran.

19 3. An individual may not be admitted to the home until that individual has made formal  
20 application and furnished ~~such~~ the proof as may be that is required by the  
21 ~~administrative committee on veterans' affairs~~ home and the application has been  
22 approved by the board of admissions of the ~~institution that the committee has~~  
23 ~~designated~~ home.

1           4.    When a member of the home who is not eligible for veterans' administration  
2                    hospitalization and care becomes unable from any cause to care for oneself under  
3                    rules adopted by the ~~administrative committee on veterans' affairs~~ veterans' home  
4                    governing board for the admission and care of members in the home, the member  
5                    becomes a charge of the county of residence at the time of admission. An  
6                    individual may not gain or lose legal residence by reason of residence in or being a  
7                    member of the veterans' home.

8           **SECTION 3. AMENDMENT.** Section 37-15-14.1 of the North Dakota Century Code is  
9 amended and reenacted as follows:

10           **37-15-14.1. ~~Membership contribution Fees~~ for residents of veterans' home -**  
11 **Special fund.**

- 12           1.    The ~~administrative committee on veterans' affairs~~ veterans' home governing board  
13                    may establish a ~~membership contribution fees~~ fees to be paid by members of the  
14                    veterans' home. The fee fees must be based on the adjusted income of each  
15                    member, but may not exceed forty-nine percent of the average daily per member  
16                    cost. The ~~membership contribution fees~~ fees must be set under a formula determined  
17                    by the ~~administrative committee~~ veterans' home governing board and designed to  
18                    assure dignity and equity in the charge. The ~~administrative committee~~ veterans'  
19                    home governing board may reconsider its action establishing a ~~membership~~  
20                    ~~contribution fees~~, amend or rescind the ~~contribution charge fees~~, or reinstate a  
21                    ~~contribution charge fees~~ previously rescinded. The administrator of the veterans'  
22                    home shall collect monthly any ~~membership contribution fees~~ levied.
- 23           2.    As used in subsection 1, "adjusted income" means all moneys received from any  
24                    source, including social security benefits, less amounts received or expended as  
25                    follows:
- 26                    a.    ~~Moneys earned during authorized leaves or furloughs from the veterans'~~  
27                            ~~home.~~
- 28                    b-   Moneys expended by the member for hospitalization due to illness or injury.
- 29                    e.   b. Moneys expended by the member for other medical care or treatment, or for  
30                            required medicines.

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- 1           e. c. Such other receipts or expenditures as the ~~administrative committee~~ veterans'  
2                     home governing board may permit to be deducted in individual cases.
- 3           3. All moneys received as a result of charging the ~~membership contribution fees~~  
4                     authorized by subsection 1 must be deposited in the veterans' home operating  
5                     fund.