

Introduced by

Human Services Committee

(At the request of the Department of Human Services)

1 A BILL for an Act to amend and reenact section 50-06.3-07 of the North Dakota Century Code,  
2 relating to claims against the estates of recipients or patients receiving benefits or services from  
3 the department of human services.

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

5 **SECTION 1. AMENDMENT.** Section 50-06.3-07 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **50-06.3-07. Claims against the estate of recipients or patients.**

8 Claims for fees and expenses charged by the state under this chapter may be filed by the  
9 department against the estate of a person liable for the fees and expenses at any time prior to  
10 the final distribution of the estate with the same priority as ~~claims of general~~ other preferred  
11 creditors which are filed against the estates of decedents. Any claim denied or rejected by a  
12 personal representative must clearly state, in a written notice to the department, the reason for  
13 denial or rejection. Every personal representative, upon the granting of letters of administration  
14 or testamentary, shall, at the time that publication of notice to creditors is made, forward to the  
15 department a copy of the petition or application commencing probate, heirship proceedings, or  
16 joint tenancy tax clearance proceedings in the respective district court, together with a list of the  
17 names of the legatees, devisees, surviving joint tenants, and heirs at law of the estate. If no  
18 notice is required by the proceedings, the personal representative shall forward to the  
19 department a copy of the petition or application commencing the proceedings, together with a  
20 list of the names of the legatees, devisees, surviving joint tenants, and heirs at law of the estate.  
21 Unless a properly filed claim of the department is paid in full, the personal representative shall  
22 provide to the department a statement of assets and disbursements.