

**2023 HOUSE HUMAN SERVICES**

**HB 1048**

# 2023 HOUSE STANDING COMMITTEE MINUTES

## Human Services Committee Pioneer Room, State Capitol

HB 1048  
1/11/2023

Relating to administration of programs for individuals with developmental disabilities by the department of health and human services.
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Chairman Weisz called the meeting to order at 9:00 AM

Chairman Robin Weisz, Vice Chairman Matthew Ruby, Reps. Karen A. Anderson, Mike Beltz, Clayton Fegley, Kathy Frelich, Dawson Holle, Dwight Kiefert, Carrie McLeod, Todd Porter, Brandon Prichard, Karen M. Rohr, Jayme Davis, and Gretchen Dobervich. All present.

### Discussion Topics:

- Fiscal note
- Guardianship
- Establishment funding

Tina Bay, Director of the Development Disabilities Section with the Department of Health and Human Services, introduced HB 1048 with supportive testimony (#12749).

9:05 AM Chairman Weisz closed the hearing on HB 1048.

Tina Bay, answered questions from the committee relating to HB 1048.

Representative Anderson moved a do pass on HB 1048.

Seconded by Representative Holle.

### Roll Call Vote:

Representatives	Vote
Representative Robin Weisz	Y
Representative Matthew Ruby	Y
Representative Karen A. Anderson	Y
Representative Mike Beltz	Y
Representative Jayme Davis	Y
Representative Gretchen Dobervich	Y
Representative Clayton Fegley	Y
Representative Kathy Frelich	Y
Representative Dawson Holle	Y
Representative Dwight Kiefert	Y
Representative Carrie McLeod	Y
Representative Todd Porter	Y
Representative Brandon Prichard	Y

Representative Karen M. Rohr	Y
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Motion carries 14-0-0.

Bill carried by Representative Anderson.

Chairman Weisz adjourned the meeting at 9:14 AM

*Phillip Jacobs, Committee Clerk By: Leah Kuball*

**REPORT OF STANDING COMMITTEE**

**HB 1048: Human Services Committee (Rep. Weisz, Chairman)** recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1048 was placed on the Eleventh order on the calendar.

**2023 SENATE HUMAN SERVICES**

**HB 1048**

# 2023 SENATE STANDING COMMITTEE MINUTES

**Human Services Committee**  
Fort Lincoln Room, State Capitol

HB 1048  
2/20/2023

Regarding to administration of programs for individuals with developmental disabilities by the department of health and human services.

11:20 AM **Madam Chair Lee** called the hearing to order. Senators Lee, Cleary, Clemens, K. Roers, Weston, Hogan are present.

### Discussion Topics:

- Guardianship
- Create fund for guardianship
- Family guardianship

11:21 AM **Tina Bay, Director of the Development Disabilities Section, North Dakota Department of Health and Human Services**, introduced HB 1047 testimony in favor #21098

11:25 AM **Madam Chair Lee** closed the hearing.

11:25 AM **Madam Chair Lee** reconvened the hearing.

11:27 AM **Madam Chair Lee** closed the hearing.

**Senator Hogan** moves **DO PASS**.

**Senator Weston** seconded.

Roll call vote.

Senators	Vote
Senator Judy Lee	Y
Senator Sean Cleary	Y
Senator David A. Clemens	Y
Senator Kathy Hogan	Y
Senator Kristin Roers	Y
Senator Kent Weston	Y

Motion passed 6-0-0.

**Senator Clemens** will carry HB 1048.

11:29 AM **Madam Chair Lee** adjourned the hearing.

*Patricia Lahr, Committee Clerk*

**REPORT OF STANDING COMMITTEE**

**HB 1048: Human Services Committee (Sen. Lee, Chairman)** recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1048 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.

**TESTIMONY**

**HB 1048**



**Testimony**  
**House Bill No. 1048**  
**House Human Services Committee**  
**Representative Weisz, Chairman**  
**January 11, 2023**

Chairman Weisz, and members of the House Human Services Committee, I am Tina Bay, Director of the Developmental Disabilities Section with the Department of Health and Human Services (Department). I appear before you in support of House Bill No. 1048, which was introduced at the request of the Department.

Currently, if an individual who is eligible for Developmental Disability Program Management has a need for a guardian, they are responsible for the costs associated with the establishment of guardianship. In situations where they do not have someone available to serve as their guardian, corporate guardianship may be established through our contracted entity. This proposed bill change, along with the funding request in the Executive Budget Recommendation for the Department's appropriation bill, will create a fund that will assist proposed guardians with the guardianship establishment expense. This will give individuals a viable alternative to corporate guardianship.

**Section 1.** The proposed change in Section 1 of this Bill is to amend subdivision b of subsection 1 of section 50-06-01.4 of the North Dakota Century Code regarding the administration of programs for individuals with disabilities. Page 1, lines 21 and 22 adds the establishment funding for family members and enhances clarity of statutory authority for the corporate guardianship program.

This concludes my testimony. I would be happy to try to answer any questions the committee may have. Thank you.

**Testimony  
House Bill No. 1048  
Senate Human Services Committee  
Senator Lee, Chairman  
February 20, 2023**

Chairman Lee, and members of the Senate Human Services Committee, I am Tina Bay, Director of the Developmental Disabilities Section with the Department of Health and Human Services (Department). I appear before you in support of House Bill No. 1048, which was introduced at the request of the Department.

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