

AUG 15 2013

Legal Advisory Unit



(701) 328-2311
Fax (701) 328-2173
Toll Free (800) 472-2622
ND Relay TTY (800) 366-6888

Jack Dalrymple, Governor
Maggie D. Anderson, Interim Executive Director

August 15, 2013

Mr. John Walstad, Code Revisor
North Dakota Legislative Council
State Capitol
Bismarck, ND 58505

RE: Proposed Amendments to N.D. Admin. Code Chapter 75-02-06
Ratesetting for Nursing Home Care

Dear Mr. Walstad:

Enclosed for filing in the office of the Legislative Council is the Notice of Intent to Amend Administrative Rules concerning the above proposed rules as required by N.D.C.C. section 28-32-10. Also enclosed is a copy of the proposed rules.

We have requested publication of an abbreviated newspaper publication notice once in each official county newspaper which will notify the public that an oral hearing on these rules will be held on September 18, 2013, beginning at 10:30 a.m. and continuing until 12:00 p.m. or until no further testimony is offered, whichever occurs first.

If you have any questions or concerns, please contact me at 328-2311. Thank you.

Sincerely,

A handwritten signature in blue ink that reads "Julie Leer".

Julie Leer
Legal Advisory Unit

JL/rs

Cc: LeeAnn Thiel, Medical Services

Enclosures



Jack Dalrymple, Governor
Maggie D. Anderson, Interim Executive Director

August 15, 2013

RE: Proposed Amendments to N.D. Admin. Code Chapter 75-02-06
Ratesetting for Nursing Home Care

TO WHOM IT MAY CONCERN:

The Department of Human Services is proposing amendments to N.D. Admin. Code chapter 75-02-06, Ratesetting for Nursing Home Care. The department has adopted procedures to assure public input into the formulation of the rules prior to adoption.

In conformity with those procedures, we are providing you with a copy of the proposed rules and are requesting that you provide any written data, views, or arguments no later than 5:00 p.m. on September 30, 2013.

The department has scheduled an oral hearing for September 18, 2013. Further information concerning the public hearing is included in the attached notice of proposed rulemaking and public hearing.

Your participation is welcomed, as are your suggestions. Please send all written data, views, or arguments to: Rules Administrator, Department of Human Services, State Capitol - Judicial Wing, 600 E. Boulevard Ave., Bismarck, ND 58505-0250.

Sincerely,

A handwritten signature in black ink that reads "Maggie D. Anderson". The signature is fluid and cursive, with the first name "Maggie" being the most prominent.

Maggie D. Anderson,
Executive Director

MDA/rs

Attachments

Cc: John Walstad, Legislative Council
LeeAnn Thiel, Medical Services

Jack Dalrymple, Governor
Maggie D. Anderson, Interim Executive Director

NOTICE OF INTENT TO AMEND
ADMINISTRATIVE RULES RELATING TO
N.D.A.C. CHAPTER 75-02-06
RATESETTING FOR NURSING HOME CARE

TAKE NOTICE that the North Dakota Department of Human Services will hold a public hearing to address proposed amendments to N.D. Admin. Code chapter 75-02-06 at 10:30 a.m. on Wednesday, September 18, 2013, in Bismarck, N.D. in Room 212, located on the second floor of the Judicial Wing of the State Capitol.

The proposed amendments to N.D. Admin. Code chapter 75-02-06, Ratesetting for Nursing Home Care, are to provide needed updates to outdated language and to update rates.

The proposed changes are as follows:

Section 75-02-06-01 is amended to address outdated language.

Subsection 7 of section 75-02-06-03 is amended to update dates and rates.

Section 75-02-06-12.1 is amended to identify supplemental payments not offset to costs and alcohol and tobacco products as nonallowable costs.

Section 75-02-06-16 is amended to update dates and rates and to reflect changes to the means of providing notice.

Section 75-02-06-17 is amended to reflect MDS requirements and to make corrections to existing language.

The proposed amendments are anticipated to have an impact on the regulated community in excess of \$50,000. No taking of real property is involved in this rulemaking action.

Copies of the proposed rules are available for review at county social services offices and at human service centers. Copies of the proposed rules and the regulatory analysis relating to these rules may be requested by telephoning (701) 328-2311. Written or oral data, views, or arguments may be entered at the hearing or sent to: Rules Administrator, North Dakota Department of Human Services, State Capitol - Judicial Wing, 600 E. Boulevard Ave., Dept. 325, Bismarck, ND 58505-0250. Written data, views, or arguments on the proposed rules must be received no later than 5:00 p.m. on Monday, September 30, 2013.

ATTENTION PERSONS WITH DISABILITIES: If you plan to attend the hearing and will need special facilities or assistance relating to a disability, please contact the Department of Human Services at the above telephone number or address at least two weeks prior to the hearing.

Dated this 15th day of August, 2013.