



Jack Dalrymple, Governor
Carol K. Olson, Executive Director

NOTICE OF INTENT TO AMEND
ADMINISTRATIVE RULES RELATING TO
N.D.A.C. SECTION 75-02-07.1-14
RATESETTING FOR BASIC 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 section 75-02-07.1-14 at 2:30 p.m. on Thursday, August 4, 2011, in Bismarck, N.D. in the AV Room – Room 212, located on the second floor of the Judicial Wing of the State Capitol.

The proposed amendments to N.D. Admin. Code section 75-02-07.1-14, Ratesetting for Basic Care, are necessary to avoid a delay in implementing HB 1423 which was passed by the 2011 Legislative Assembly.

The proposed changes are as follows:

Section 75-02-07.1-14 is amended to allow a basic care facility that is combined with a hospital to use the management compensation allocation method set out in N.D.A.C. chapter 75-02-06. This would allow a basic care facility that is combined with a hospital to use the same allocation method as a nursing facility that is combined with a hospital or basic care facility.

The proposed amendments are not 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, August 15, 2011.

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 28th day of June, 2011.



Legal Advisory Unit

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**FINDING AND STATEMENT OF REASON
NORTH DAKOTA DEPARTMENT OF HUMAN SERVICES
REGARDING PROPOSED AMENDMENTS TO
NORTH DAKOTA ADMINISTRATIVE CODE SECTION 75-02-07.1-14
RATESETTING FOR BASIC CARE**

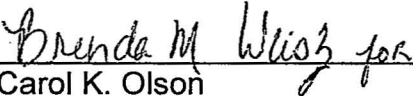
FINDING

I hereby find that emergency rulemaking to amend N.D. Admin. Code section 75-02-07.1-14, ratesetting for basic care, is authorized under 2011 House Bill No. 1423.

STATEMENT OF REASON

Emergency rulemaking is authorized under 2011 House Bill No. 1423.

Dated this 15th day of June, 2011.



Carol K. Olson
Executive Director