

HOUSE BILL NO. 1228

Introduced by

Representatives Maragos, Keiser

Senators Espegard, Seymour

1 A BILL for an Act to amend and reenact sections 25-03.2-03.1 and 50-11-02.3 of the North
2 Dakota Century Code, relating to continuing a moratorium on the expansion of residential
3 treatment center for children and residential child care facility or group home bed capacity; to
4 provide an expiration date; and to declare an emergency.

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

6 **SECTION 1. AMENDMENT.** Section 25-03.2-03.1 of the North Dakota Century Code
7 is amended and reenacted as follows:

8 **25-03.2-03.1. (Effective through June 30, ~~2003~~ 2005) Moratorium on expansion of**
9 **residential treatment center for children bed capacity.** Notwithstanding sections 25-03.2-03
10 and 25-03.2-08, unless a needs assessment conducted by the department indicates a need for
11 the licensing of additional bed capacity, the department may not issue a license under this
12 chapter for any additional bed capacity for a residential treatment center for children above the
13 state's gross number of beds licensed as of June 30, 1999.

14 **SECTION 2. AMENDMENT.** Section 50-11-02.3 of the North Dakota Century Code is
15 amended and reenacted as follows:

16 **50-11-02.3. (Effective through June 30, ~~2003~~ 2005) Moratorium on expansion of**
17 **residential child care facility or group home bed capacity.** Notwithstanding sections
18 50-11-02 and 50-11-09, unless a needs assessment conducted by the department indicates a
19 need for the licensing of additional bed capacity, the department may not issue a license under
20 this chapter for any additional bed capacity for a residential child care facility or a group home
21 above the state's gross number of beds licensed as of June 30, 1999.

22 **SECTION 3. EXPIRATION DATE.** This Act is effective through June 30, 2005, and
23 after that date is ineffective.

24 **SECTION 4. EMERGENCY.** This Act is declared to be an emergency measure.