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Operator's Signature

Halista Rickford

Date

10/2/03

2003 HOUSE HUMAN SERVICES

HB 1084

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10/2/03
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1084
House Human Services Committee

☐ Conference Committee

Hearing Date January 14, 2003

Tape Number	Side A	Side B	Meter #
1	x		15.8 - 26.5
2	x		11.4 - 19.4
Committee Clerk Signature <i>Sharon Pennington</i>			

Jean Doll, Adm. of the Foster Care Program, Children & Family Services, Dept. of Human Services appeared in support with written testimony and suggests a house keeping amendment.

Discussion: Definition of "omitting material information" and what would fall into omitted material.

Krista Andrews, Attorney for Human Services appeared to answer further legal questions, such as the difference between the two words, "withhold or omitted", why one word instead of the other. Krista suggested using "intentionally withheld" instead of omitted.

Further discussion if any rules of the dept. are enforceable after they've gone through the Administrative Rules Process.

Krista Andrews replied "Yes certainly, we would wait until they were actually approved by the Administrative Rules Committee before we would be applying them.

It was also suggested to take out the word omitted on lines 10 and 12.

Yolanda Rickford
Operator's Signature

10/2/03
Date

Page 2

House Human Services Committee

Bill/Resolution Number HB 1084

Hearing Date January 14, 2003

Received a proposed amendment from the Dept. of Human Services for lines 9 and 13.

Discussion with taking out omitted and putting in intentionally withheld on lines 10 and 12 and taking out 'no longer' and put in 'do not' on line 9 and remove the word applicant on line 13.

Rep. Devlin made a motion for the above amendments, second by Rep. Porter. Discussion.

13-0-0, oral vote.

Rep. Weisz motion for a DO PASS as Amended, second by Rep. Potter, 13 - 0 - 0, Rep. Kreidt will carry the bill.

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10/2/03
Date

Prepared by the North Dakota
Department of Human Services
01/14/03

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1084

Page 1, line 9, after "license" insert "do not or"

Page 1, line 13, after "operator," remove "applicant."

Renumber accordingly

Page No. 1

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10/2/03
Date

Date: 1-14-03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1084

House HUMAN SERVICES Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken DP as amended

Motion Made By Rep. Weisz Seconded By Rep. Potter

Representatives	Yes	No	Representatives	Yes	No
Rep. Clara Sue Price - Chair	✓		Rep. Sally Sandvig	✓	
Rep. Bill Devlin, Vice-Chair	✓		Rep. Bill Amerman	✓	
Rep. Robin Weisz	✓		Rep. Carol Niemeier	✓	
Rep. Vonnie Pietsch	✓		Rep. Louise Potter	✓	
Rep. Gerald Uglem	✓				
Rep. Chet Pollert	✓				
Rep. Todd Porter	✓				
Rep. Gary Kreidt	✓				
Rep. Alon Wieland	✓				

Total (Yes) 13 No 0

Absent 0

Floor Assignment Rep. Kreidt

If the vote is on an amendment, briefly indicate intent:

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Operator's Signature

10/2/03
Date

REPORT OF STANDING COMMITTEE (410)
January 15, 2003 2:26 p.m.

Module No: HR-07-0620
Carrier: Kreidt
Insert LC: 38213.0101 Title: .0200

REPORT OF STANDING COMMITTEE

HB 1084: Human Services Committee (Rep. Price, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1084 was placed on the Sixth order on the calendar.

Page 1, line 9, overstrike "no longer" and insert immediately thereafter "do not"

Page 1, line 10, replace the first underscored comma with "or", remove "or omitted", and after "information" insert "or the applicant intentionally withheld material information"

Page 1, line 12, replace "omitted" with "intentionally withheld"

Page 1, line 13, remove "applicant."

Renumber accordingly

2003 SENATE HUMAN SERVICES

HB 1084

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10/2/03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1084

Senate Human Services Committee

☐ Conference Committee

Hearing Date March 4, 2003

Tape Number	Side A	Side B	Meter #
1		X	1127 - 1490
Committee Clerk Signature <i>Donna Kramer, Clerk</i>			

Minutes:

SENATOR BROWN, Vice Chairman, opened the public hearing on HB 1084 relating to the denial or revocation of a foster care license.

JEAN DOLL, Administrator of the Foster Care Program, Children & Family Services of the Department of Human Services, introduced the bill. Recommending the change. Committee questions regarding foster care and parental rights not being terminated and response by Ms. Doll. (Written testimony) (Meter # 1172 - 1278)

No further testimony.

SENATOR LEE closed the public hearing at this time. (Meter # 1411)

SENATOR LEE asked for committee's decision at this time.

SENATOR FAIRFIELD moved a DO PASS motion.

SENATOR POLOVITZ seconded the motion.

Roll was read. 5 yeas 0 nays and 1 absent.

Page 2

Senate Human Services Committee

Bill/Resolution Number HB 1084

Hearing Date March 4, 2003

SENATOR POLOVITZ to be the carrier. (Meter # 1490)

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Yolanda Rickford
Operator's Signature

10/2/03
Date

Date: 03-04-03
Roll Call Vote #: 1

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1084

Senate Human Services Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

Action Taken Do Pass

Motion Made By Sen. Fairfield Seconded By Sen. Polovitz

Senators	Yes	No	Senators	Yes	No
Senator Judy Lee - Chairman	✓				
Senator Richard Brown - V. Chair.	✓				
Senator Robert S. Erbele					
Senator Tom Fischer	✓				
Senator April Fairfield	✓				
Senator Michael Polovitz	✓				

Total (Yes) 5 No 0

Absent 1

Floor Assignment Sen. Polovitz

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
March 4, 2003 1:58 p.m.

Module No: SR-38-3864
Carrier: Polovitz
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1084, as engrossed: Human Services Committee (Sen. J. Lee, Chairman)
recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING).
Engrossed HB 1084 was placed on the Fourteenth order on the calendar.

(2) DESK, (3) COMM

Page No. 1

SR-38-3864

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10/2/03
Date

2003 TESTIMONY

HB 1084

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Valista Rickford

Date

10/2/03

House Human Services Committee

Testimony on House Bill 1084

January 14, 2003

Chairman Price and members of the House Human Services Committee; my name is Jean Doll, Administrator of the Foster Care Program, Children & Family Services, Department of Human Services. House Bill 1084 was introduced at the request of the Department.

N.D.C.C. 50-11 relates to licensing of foster homes for children and adults. 50-11-07 now deals with license revocation, and is silent on license denial. Unfortunately, we do encounter situations where an application for a family foster home license includes false, misleading or incomplete information. In those instances, license denial is appropriate if we are to adequately protect vulnerable children and adults in care.

While we have accomplished denials by relying on other sections of 50-11, we recommend this housekeeping change to 50-11-07 to clearly state the basis for foster home license denial.

I will respond to questions you may have. Thank you.

Senate Human Services Committee

Testimony on House Bill 1084

March 4, 2003

Chairman Lee and members of the Senate Human Services Committee; my name is Jean Doll, Administrator of the Foster Care Program, Children & Family Services, Department of Human Services. House Bill 1084 was introduced at the request of the Department.

N.D.C.C. 50-11 relates to licensing of foster homes for children and adults. 50-11-07 now deals with license revocation, and is silent on license denial. Unfortunately, we do encounter situations where an application for a family foster home license includes false, misleading or incomplete information. In those instances, license denial is appropriate if we are to adequately protect vulnerable children and adults in care.

While we have accomplished denials by relying on other sections of 50-11, we recommend this housekeeping change to 50-11-07 to clearly state the basis for foster home license denial.

I will respond to questions you may have. Thank you.