

HOUSE BILL NO. 1263

Introduced by

Representatives Kreidt, Metcalf, Pietsch, Weisz

Senator J. Lee

- 1 A BILL for an Act to create and enact a new section to chapter 50-32 of the North Dakota
2 Century Code, relating to duties of assisted living facilities.

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

4 **SECTION 1.** A new section to chapter 50-32 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Assisted living facilities - Duties - Educational requirements.**

- 7 1. Each assisted living facility must have clear, concise, and understandable tenancy
8 criteria that is fully disclosed to all tenants, in writing, before the tenancy agreement
9 is signed. Before a facility unit is rented, the facility or landlord shall evaluate the
10 tenant's ability to meet the facility's tenancy criteria.
- 11 2. Each assisted living facility shall require the administrator of the facility to complete
12 twelve hours of continuing education per year. The assisted living facility shall
13 require all direct care staff to receive annual education or training in the areas of:
- 14 a. Resident rights;
15 b. Fire and accident prevention and training;
16 c. Mental and physical health needs of tenants;
17 d. Behavior problems and prevention; and
18 e. Control of infection, including universal precautions.
- 19 3. Each assisted living facility shall maintain a record for each tenant. The tenant
20 record must include:
- 21 a. An initial evaluation to meet tenancy criteria;
22 b. The tenancy agreement signed by the tenant or the tenant's legal
23 representative;

- 1 c. If applicable, a medication administration record that documents medication
- 2 administration consistent with applicable state laws, rules, and practices; and
- 3 d. An itemized list of services provided for the tenant.
- 4 4. Before hiring, the assisted living facility shall conduct a reference and previous
- 5 employment check and a check of applicable registries of each applicant being
- 6 considered for employment at the facility.
- 7 5. At least once every twenty-four months, each assisted living facility shall conduct a
- 8 consumer satisfaction survey. The assisted living facility shall provide each tenant
- 9 with a copy of the results of the survey.