

Introduced by

Representatives Wieland, Kerzman, Pollert

Senators Fischer, Flakoll, Robinson

1 A BILL for an Act to provide for a study by the department of human services of rates for private
2 licensed developmental disability providers; and to provide an appropriation.

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

4 **SECTION 1. STUDY - RATE STRUCTURE OF DEVELOPMENTAL DISABILITY**

5 **PROVIDERS.** During the 2009-10 interim, the department of human services shall contract
6 with a qualified independent contractor to study the methodology and calculations for the rate
7 setting structure used by the department to reimburse private, licensed developmental disability
8 providers servicing ICF/MR medically fragile and behaviorally challenged individuals who meet
9 the definitions established by the Oregon scoring criteria used by the department to assess
10 levels of medical and behavioral severity in children and other recognized scoring criteria used
11 to score adult severity. The study must address reimbursement adequacy and equitability and
12 fairness of reimbursement rates among such providers, the level of medical and supportive
13 services required by providers to adequately serve individuals in those categories, the varying
14 levels of medical and behavioral complexity of individuals requiring services by the providers,
15 and any other analytical comparisons bearing upon issues of reimbursement adequacy,
16 fairness, and equitability to such providers. In obtaining data and arriving at outcomes and
17 recommendations, the study must include consultations with those providers furnishing services
18 to such individuals. Before July 1, 2010, the department shall report the outcomes and
19 recommendations of this study to the legislative council.

20 **SECTION 2. APPROPRIATION.** There is appropriated out of any moneys in the
21 general fund in the state treasury, not otherwise appropriated, the sum of \$100,000, or so much
22 of the sum as may be necessary, to the department of human services for the purpose of
23 conducting the study required in section 1 of this Act, for the biennium beginning July 1, 2009,
24 and ending June 30, 2011.