

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1556

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

21 **SECTION 2. APPROPRIATION.** There is appropriated out of any moneys in the
22 general fund in the state treasury, not otherwise appropriated, the sum of \$100,000, or so much
23 of the sum as may be necessary, and from special funds derived from federal funds, the sum of
24 \$100,000, or so much of the sum as may be necessary, to the department of human services

- 1 for the purpose of conducting the study required in section 1 of this Act, for the biennium
- 2 beginning July 1, 2009, and ending June 30, 2011.