

Sixty-second
Legislative Assembly
of North Dakota

REENGROSSED HOUSE BILL NO. 1199

Introduced by

Representatives Keiser, Glassheim

Senators Wardner, O'Connell

1 A BILL ~~for an Act to provide for a study of guardianship services for vulnerable adults in the~~
2 ~~state.~~ for an Act to amend and reenact section 50-06-24 of the North Dakota Century Code,
3 relating to guardianship services; and to provide an appropriation.

4 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

5 ~~**SECTION 1. GUARDIANSHIP SERVICES STUDY.** During the 2011-12 interim, the~~
6 ~~legislative management shall contract with a consultant to study guardianship services for~~
7 ~~vulnerable adults in the state. The study must include an analysis of the need for guardianship~~
8 ~~services in the state; the establishment of guardianships; petitioning costs and other costs~~
9 ~~associated with providing guardianship services; the entities responsible for guardianship costs;~~
10 ~~and the interaction between the courts, counties, state agencies, and guardianship~~
11 ~~organizations regarding guardianship services. The consultant shall provide periodic reports to~~
12 ~~the legislative management. The consultant shall present the final report and recommendations~~
13 ~~regarding the study to the legislative management before June 1, 2012. The legislative~~
14 ~~management shall report the findings and recommendations, together with any legislation~~
15 ~~required to implement the recommendations, to the sixty-third legislative assembly.~~

16 **SECTION 1. AMENDMENT.** Section 50-06-24 of the North Dakota Century Code is
17 amended and reenacted as follows:

18 **50-06-24. Guardianship services.**

19 The department of human services may create and coordinate a unified system for the
20 provision of guardianship services to vulnerable adults who are ineligible for developmental
21 disabilities case management services. The system ~~must~~ may include a base unit funding level
22 at the same level as developmental disability corporate guardianship rates, provider standards,
23 staff competency requirements, and guidelines and training for guardians. The department

1 shall~~may~~ adopt rules for guardianship services to vulnerable adults which are consistent with
2 chapters 30.1-26, 30.1-28, and 30.1-29.

3 **SECTION 2. APPROPRIATION.** There is appropriated out of any moneys in the general
4 fund in the state treasury, not otherwise appropriated, the sum of \$64,000, or so much of the
5 sum as may be necessary, to the department of human services for the purpose of funding
6 guardianship program enhancements, for the biennium beginning July 1, 2011, and ending
7 June 30, 2013.