

HOUSE BILL NO. 1324

Introduced by

Representatives Kreidt, Bellew, Heller, Rohr, Schmidt

Senator Dever

1 A BILL for an Act to amend and reenact subsection 2 of section 23-16-01.1 of the North Dakota
2 Century Code, relating to the transfer of long-term care bed capacity; and to declare an
3 emergency.

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

5 **SECTION 1. AMENDMENT.** Subsection 2 of section 23-16-01.1 of the North Dakota
6 Century Code is amended and reenacted as follows:

7 2. Transfer of licensed nursing facility bed capacity from a nursing facility to another
8 entity is permitted. The nursing facility may transfer the bed capacity either as nursing
9 facility bed capacity or basic care bed capacity. Transferred bed capacity must
10 become licensed by an entity ~~as the type of bed capacity originally transferred~~ within
11 forty-eight months of transfer. Bed capacity transferred as basic care bed capacity
12 may not be reverted to nursing facility bed capacity at any time. A receiving entity may
13 transfer the received bed capacity to another entity within the forty-eight-month period
14 originally established at the time the nursing facility first transferred the licensed
15 nursing facility bed capacity. The subsequent receiving entity must license the
16 received bed capacity within the forty-eight-month period originally established at the
17 time of the first transfer.

18 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.