

Sixty-fourth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1210

Introduced by

Representatives Klemin, D. Anderson, Damschen

Senator J. Lee

1 A BILL for an Act to create and enact subsection 4 of section 27-20-13 and subdivision g of
2 subsection 1 of section 27-20-30 of the North Dakota Century Code, relating to time for
3 beneficial transition of a child to or from temporary legal custody; ~~and to amend and reenact~~
4 ~~subdivision d of subsection 1 of section 27-20-30 of the North Dakota Century Code, relating to~~
5 ~~the option of court-ordered rehabilitative programming for the parents, guardian, or other~~
6 ~~custodian of a deprived child.~~

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

8 **SECTION 1.** Subsection 4 to section 27-20-13 of the North Dakota Century Code is created
9 and enacted as follows:

10 4. ~~Unless a child is in immediate danger~~ Without a compelling reason to the contrary, a
11 court order transferring a child into custody shall provide a reasonable period of time
12 to facilitate a beneficial transition for the child and other parties involved.

13 ~~SECTION 2. AMENDMENT. Subdivision d of subsection 1 of section 27-20-30 of the North~~
14 ~~Dakota Century Code is amended and reenacted as follows:~~

15 ~~d. Require the parents, guardian, or other custodian to participate in~~
16 ~~treatmentrehabilitative programming and to release related assessments and~~
17 ~~progress reports to the entity that has been granted legal custody as identified in~~
18 ~~this section. Failure to provide corresponding assessments and reports or failure~~
19 ~~to regularly visit the child without good cause constitutes a lack of compliance.~~

20 **SECTION 2.** Subdivision g of subsection 1 of section 27-20-30 of the North Dakota Century
21 Code is created and enacted as follows:

22 g. Without a compelling reason to the contrary, a court order that transfers the child
23 from the current protective placement to a parent or other biological family

- 1 | shall~~must~~ provide a reasonable period of time to facilitate a beneficial transition
- 2 | for the child and other parties involved.