

Introduced by

1 A BILL for an Act to create and enact two new sections to chapter 50-06.2 and a new section to  
2 chapter 50-24.7 of the North Dakota Century Code, relating to a pilot program for independent  
3 home and community-based services case managers; and to provide an expiration date.

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

5 **SECTION 1.** A new section to chapter 50-06.2 of the North Dakota Century Code is created  
6 and enacted as follows:

7 **Service payments for elderly and disabled - Independent home and**  
8 **community-based services care manager - Pilot program.**

9 The department shall establish a pilot program for the provision of independent case  
10 management services under the service payments for elderly and disabled program. An  
11 independent home and community-based services case manager:

- 12 1. Must be a social worker licensed under section 43-41-04 who:
- 13 a. Meets the requirements of section 43-41-05 for the private practice of social work  
14 or works for an agency other than a county social service agency; and
- 15 b. Is enrolled as a qualified service provider to provide case management services  
16 under rules adopted by the state agency.
- 17 2. May:
- 18 a. Determine eligibility for benefits under this chapter and periodically redetermine  
19 eligibility of individuals receiving benefits pursuant to this chapter under the  
20 direction and supervision of the state agency;
- 21 b. Provide case management services to recipients; and
- 22 c. Conduct initial and subsequent period functional assessments of applicants and  
23 recipients.

1       **SECTION 2.** A new section to chapter 50-06.2 of the North Dakota Century Code is created  
2 and enacted as follows:

3       **Medical assistance home and community-based services - Independent home and**  
4 **community-based services care manager - Pilot program.**

5       The department shall establish a pilot program for the provision of independent case  
6 management services under the medical assistance home and community-based services  
7 program. An independent home and community-based services case manager:

- 8       1. Must be a social worker licensed under section 43-41-04 who:
- 9           a. Meets the requirements of section 43-41-05 for the private practice of social work  
10 or works for an agency other than a county social service agency; and
- 11           b. Is enrolled as a qualified service provider to provide case management services  
12 under rules adopted by the state agency.
- 13       2. May:
- 14           a. Determine eligibility for benefits under this chapter and periodically redetermine  
15 eligibility of individuals receiving benefits pursuant to this chapter under the  
16 direction and supervision of the state agency;
- 17           b. Provide case management services to recipients; and
- 18           c. Conduct initial and subsequent period functional assessments of applicants and  
19 recipients.

20       **SECTION 3.** A new section to chapter 50-24.7 of the North Dakota Century Code is created  
21 and enacted as follows:

22       **Expanded service payments for elderly and disabled - Independent home and**  
23 **community-based services care manager - Pilot program.**

24       The department shall establish a pilot program for the provision of independent case  
25 management services under the expanded service payments for elderly and disabled program.  
26 An independent home and community-based services case manager:

- 27       1. Must be a social worker licensed under section 43-41-04 who:
- 28           a. Meets the requirements of section 43-41-05 for the private practice of social work  
29 or works for an agency other than a county social service agency; and
- 30           b. Is enrolled as a qualified service provider to provide case management services  
31 under rules adopted by the state agency.

- 1        2. May:
- 2            a. Determine eligibility for benefits under this chapter and periodically redetermine
- 3                    eligibility of individuals receiving benefits pursuant to this chapter under the
- 4                    direction and supervision of the state agency;
- 5            b. Provide case management services to recipients; and
- 6            c. Conduct initial and subsequent period functional assessments of applicants and
- 7                    recipients.

8        **SECTION 4. EXPIRATION DATE.** This Act is effective through June 30, 2021, and after that  
9        date is ineffective.