

Introduced by

Human Services Committee

(At the request of the Department of Human Services)

1 A BILL for an Act to create and enact a new section to chapter 50-10.1 of the North Dakota Century
2 Code, relating to providing transfer and discharge notices; and to amend and reenact
3 subsection 7 of section 50-10.1-03 and section 50-10.1-06 of the North Dakota Century Code,
4 relating to duties of state long-term care ombudsman and establishment of reporting system.

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

6 **SECTION 1. AMENDMENT.** Subsection 7 of section 50-10.1-03 of the North Dakota
7 Century Code is amended and reenacted as follows:

8 7. Carry out any activities consistent with the requirements of this chapter, including the
9 delegation to ~~regional~~local or volunteer ~~community~~ long-term care ombudsmen of any
10 duties imposed by this chapter, which the executive director of the department deems
11 appropriate.

12 **SECTION 2. AMENDMENT.** Section 50-10.1-06 of the North Dakota Century Code is
13 amended and reenacted as follows:

14 **50-10.1-06. Establishment of reporting system ~~–Recognition of reports by~~**
15 **~~ombudsmen.~~**

16 The department shall establish a statewide uniform reporting system to collect and analyze
17 information on complaints and conditions in long-term care facilities for the purpose of
18 identifying and resolving significant problems. The department shall submit this information to
19 the appropriate state agency which is responsible for the licensing or certification of the
20 long-term care facility involved and to the appropriate federal agency. Each state agency
21 responsible for licensing or certification of long-term care facilities shall ~~coordinate its activities~~
22 ~~with the statewide uniform reporting system~~assist in the collection of this information by
23 submitting to the department in a timely manner all complaints and information it receives on
24 conditions that adversely affect the health, safety, welfare, or personal or civil rights of residents;

1 provided, that the information is not privileged under the law. The ombudsman program may
2 recognize investigative reports conducted by an appropriate agency or organization.

3 **SECTION 3.** A new section to chapter 50-10.1 of the North Dakota Century Code is created
4 and enacted as follows:

5 **Notices sent to the state long-term care ombudsman.**

6 Each long-term care facility shall provide a copy of each transfer and discharge notice to
7 the state long-term care ombudsman on the day the notice is sent to the resident in accordance
8 with chapter 50-10.2.