

February 5, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO

SENATE BILL NO. 2191

Introduced by

Senators Lee, Dever, Hogan

Representatives Stemen, Wagner

1 A BILL ~~for an Act to amend and reenact section 12-44.1-24 of the North Dakota Century Code,~~
2 ~~relating to correctional facility standards and the duties of the department of corrections and~~
3 ~~rehabilitation.~~ for an Act to provide for a legislative management study relating to health care
4 services in local correctional facilities.

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

6 ~~— **SECTION 1. AMENDMENT.** Section 12-44.1-24 of the North Dakota Century Code is-~~
7 ~~amended and reenacted as follows:~~

8 ~~— **12-44.1-24. Correctional facility standards – Inspections.**~~

9 ~~— The department of corrections and rehabilitation shall:~~

10 ~~— 1. Prescribe rules establishing minimum standards for the construction, operation, and~~
11 ~~maintenance of public or private correctional facilities.~~

12 ~~— 2. Prescribe rules for the care and treatment of inmates.~~

13 ~~— 3. Provide instruction to public and private correctional facilities on the correct~~
14 ~~assessment and billing of medical care costs for medical care and treatment provided~~
15 ~~to inmates.~~

16 ~~— 4. Cause rules and regulations to be made available to inmates or be posted in at least~~
17 ~~one conspicuous place in each correctional facility.~~

18 ~~— 4.5. Appoint a correctional facility inspector qualified by special experience, education,~~
19 ~~or training to inspect each correctional facility at least once each year to determine if~~
20 ~~the rules and regulations have been complied with. Inspection must include health and~~

~~safety, fire and life safety, security, rehabilitation programs, recreation, treatment of
persons confined, and personnel training.~~

**SECTION 1. LEGISLATIVE MANAGEMENT STUDY - HEALTH CARE SERVICES IN
LOCAL CORRECTIONAL FACILITIES.**

1. During the 2025-26 interim, the legislative management shall consider studying health care services in local correctional facilities. The study must include:
 - a. A review of current state and federal requirements of local correctional facilities regarding health care services;
 - b. A review of health care services funding patterns for local correctional facilities;
 - c. A consideration of the challenges of local health care facilities and providers in serving incarcerated individuals in local correctional facilities;
 - d. An analysis of models of best practices for health care services for incarcerated individuals in local correctional facilities; and
 - e. A consideration of methods to expand local, state, and federal funding for health care services in local correctional facilities.
2. The legislative management shall report its findings and recommendations together with any legislation required to implement the recommendations, to the seventieth legislative assembly.