

1 ~~4. Unless otherwise provided by rule, the department shall allow an applicant, provider,~~  
2 ~~staff member, and emergency designee twelve months to comply with the annual~~  
3 ~~training and certification requirements.~~

4 ~~**SECTION 12. AMENDMENT.** Section 50-33-08 of the North Dakota Century Code is~~  
5 ~~amended and reenacted as follows:~~

6 ~~**50-33-08. Limitations on in-home child care benefits.**~~

7 ~~No benefits~~A benefit under this chapter may not be provided to an in-home provider or for a  
8 child receiving in-home child care unless:

9 ~~1. A a health professional provides written documentation demonstrating to the~~  
10 ~~department's satisfaction that the child's health condition or disability would be at risk if~~  
11 ~~taken to an~~make it not feasible for the child to receive services outside provider; or

12 ~~2. A developmental disabilities case manager or a special education case manager~~  
13 ~~provides written documentation demonstrating to the department's satisfaction that the~~  
14 ~~child's disability is such that taking the child to an outside provider creates an undue~~  
15 ~~hardship~~the child's home due to the unique medical or behavioral health needs of the  
16 child.

17 ~~**SECTION 13. REPEAL.** Sections 50-11.1-02.3 and 50-11.1-02.4 of the North Dakota~~  
18 ~~Century Code are repealed.~~

19 ~~**SECTION 14. EFFECTIVE DATE.** This Act becomes effective on April 1, 2026.~~

20 **SECTION 1. LEGISLATIVE MANAGEMENT STUDY - EARLY CHILDHOOD SERVICES**  
21 **ADVISORY COMMITTEE**

- 22 1. During the 2025-26 interim, the legislative management shall establish and provide  
23 staffing and administrative services to an early childhood services advisory committee  
24 to study the laws, administrative rules, and policies relating to early childhood services  
25 and child care.
- 26 2. The study must:
- 27 a. Evaluate the current early childhood services framework, identifying strengths,  
28 challenges, and opportunities, including opportunities to streamline the  
29 administrative process, to enhance clarity for providers, and to provide services  
30 for more children.



- 1           b. Consider licensing requirements, the federal and state assistance programs  
2           available, education requirements for program operators, training and certification  
3           requirements for staff members, the number of children in an early childhood  
4           program, child to provider ratios, and square footage requirements.
- 5           c. Include input from an advisory committee.
- 6       3. The advisory committee shall consist of:
  - 7           a. Three representatives of the department of health and human services;
  - 8           b. Two child care center representatives appointed by the legislative management;
  - 9           c. Two group child care representatives appointed by the legislative management;
  - 10          d. Two preschool program representatives appointed by the legislative  
11          management;
  - 12          e. A member of the house of representatives selected by the majority leader of the  
13          house of representatives; and
  - 14          f. A member of the senate selected by the majority leader of the senate.
- 15       4. The legislative management shall report its findings and recommendations, together  
16       with any legislation necessary to implement the recommendations, to the seventieth  
17       legislative assembly.