Sixty-sixth Legislative Assembly of North Dakota FIRST DRAFT: Prepared by the Legislative Council staff for the Health Services Committee July 2018

Introduced by

- 1 A BILL for an Act to amend and reenact section 50-06.4-01 of the North Dakota Century Code,
- 2 relating to the definition of brain injury.

3 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

- 4 SECTION 1. AMENDMENT. Section 50-06.4-01 of the North Dakota Century Code is
- 5 amended and reenacted as follows:

6 **50-06.4-01. Definitions.**

- 7 As used in this chapter:
- 8 1. "Brain injury" means any injury to the brain which occurs after birth and which is-
- 9 acquired through traumatic or nontraumatic insults. The term does not include
- 10 hereditary, congenital, nontraumatic encephalopathy, nontraumatic aneurysm, stroke,
- 11 or degenerative brain disorders or injuries induced by birth traumaan insult from
- 12 physical force or internal damage to the brain or the coverings of the brain which
- 13 produces an altered mental state and results in a decrease in cognitive, behavioral,
- 14 emotional, or physical functioning. The term does not include an insult of a
- 15 <u>degenerative or congenital nature</u>.
- 16 2. "Department" means the department of human services.