Sixty-fifth Legislative Assembly of North Dakota In Regular Session Commencing Tuesday, January 3, 2017

HOUSE BILL NO. 1215 (Representatives Weisz, Devlin, Kreidt) (Senator J. Lee)

AN ACT to amend and reenact subsection 1 of section 23-09.3-01 of the North Dakota Century Code, relating to the definition of basic care facility.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 1 of section 23-09.3-01 of the North Dakota Century Code is amended and reenacted as follows:

- 1. "Basic care facility" means a residence, not licensed under chapter 23-16 by the department, that provides room and board to five or more individuals who are not related by blood or marriage to the owner or manager of the residence and who, because of impaired capacity for independent living, require health, social, or personal care services, but do not require regular twenty-four-hour medical or nursing services and:
 - a. Makes response staff available at all times to meet the twenty-four-hour per day scheduled and unscheduled needs of the individual; or
 - b. Is kept, used, maintained, advertised, or held out to the public as an Alzheimer's, dementia, or special memory care facility; or
 - c. <u>Is attached to a nursing home or assisted living facility and its staff are available to meet</u> the needs of all residents and comply with state and federal regulations.

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| | Speaker of the House | | | President of the Senate | |
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| | Chief C | Clerk of the House | | Secretary of the Senate | |
| This certifies the Assembly of No | nat the within bi orth Dakota and | ll originated in the l is known on the r | House of Repre ecords of that bo | esentatives of the Sixty ody as House Bill No. 1 | /-fifth Legislative 215. |
| House Vote: | Yeas 87 | Nays 0 | Absent 7 | | |
| Senate Vote: | Yeas 47 | Nays 0 | Absent 0 | | |
| | | | | Chief Clerk of the Ho | ouse |
| Received by the Governor atM. on | | | | | , 2017. |
| Approved atM. on | | | | | , 2017. |
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| | | | | Governor | |
| Filed in this office thisday of | | | | | , 2017, |
| at o' | clock | _M. | | | |
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| | | | | Secretary of State | |