

Sixty-third  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1041

Introduced by

Legislative Management

(Human Services Committee)

1 A BILL for an Act to provide appropriations to the office of management and budget and the  
2 supreme court for guardianship and public administrator services.

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

4 **SECTION 1. APPROPRIATION - GUARDIANSHIPS.** There is appropriated out of any  
5 moneys in the general fund in the state treasury, not otherwise appropriated, the sum of  
6 ~~\$361,200~~\$828,600, or so much of the sum as may be necessary, to the office of management  
7 and budget for the purpose of providing grants to counties for public or private guardianship  
8 services ~~for new wards~~, for the biennium beginning July 1, 2013, and ending June 30, 2015.  
9 ~~The department of human services shall establish eligibility criteria for the services, including~~  
10 ~~setting income criteria at one hundred percent of the federal poverty level.~~To be eligible for  
11 funding under this section, a ward must be found to be an incapacitated adult as defined by  
12 section 30.1-26-01 and have income at or below one hundred percent of the federal poverty  
13 level or be medicaid-eligible. A ward with developmental disabilities who is receiving case  
14 management services through the department of human services is not eligible for funding  
15 under this section. A grant to a county for a ward under a guardianship before July 1, 2013,  
16 must be based on fifty percent of the established monthly rate for that guardianship. The county  
17 receiving a grant for a ward under a guardianship before July 1, 2013, shall pay fifty percent of  
18 the monthly rate for the guardianship out of grant funds, but also shall pay the other fifty percent  
19 of the monthly rate for the guardianship, limited to a maximum of one-tenth of one mill of that  
20 county's property tax, through June 30, 2015.

21 **SECTION 2. APPROPRIATION - SUPREME COURT - GUARDIANSHIP TRAINING.** There  
22 is appropriated out of any moneys in the general fund in the state treasury, not otherwise  
23 appropriated, the sum of \$70,000, or so much of the sum as may be necessary, to the supreme

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- 1 court for the purpose of developing and delivering guardianship training for guardians and
- 2 public administrators, for the biennium beginning July 1, 2013, and ending June 30, 2015.