

Introduced by

1 A BILL for an Act to amend and reenact section 50-24.4-13 of the North Dakota Century Code,  
2 relating to exceptions to case mix nursing home rates.

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

4 **SECTION 1. AMENDMENT.** Section 50-24.4-13 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **50-24.4-13. Exclusion.** Until procedures for determining operating cost payment rates  
7 according to mix of resident needs are established for nursing homes or units within nursing  
8 homes that exclusively provide residential services for ~~the~~ nongeriatric ~~physically handicapped~~  
9 individuals with physical disabilities or geropsychiatric services, such nursing homes or units  
10 within nursing homes may not be included in the calculation of the percentiles of any group.  
11 Each of these nursing homes or units within nursing homes shall receive ~~their~~ its actual allowed  
12 historical operating cost per diem adjusted by a percentage amount equal to the increase, if  
13 any, in the national or state economic change index, made available under section 50-24.4-10,  
14 and which the department determines to be relevant to residential services for ~~the~~ nongeriatric  
15 ~~physically handicapped~~ individuals with physical disabilities or geropsychiatric services.