Sixty-third
Legislative Assembly
of North Dakota

FIRST DRAFT:
Prepared by the Legislative Council staff for the
Human Services Committee
October 2012

Introduced by

A BILL for an Act to provide for centralized guardianship services; to amend and reenact section 11-21-08 of the North Dakota Century Code, relating to compensation of public administrators; to repeal section 50-06-24 of the North Dakota Century Code, relating to a unified system for guardianship services; and to provide an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1.

Centralized guardianship services.

The department of human services shall provide for centralized guardianship services for vulnerable adults who are ineligible for developmental disabilities case management services, including supervision of guardians, training and assistance, financial assistance to reduce the cost of guardianship services for individuals determined to lack adequate resources, and payment to public administrators. The department may establish an advisory board to assist with the development of guardianship standards and reporting requirements. The department may not compensate members of the advisory board for serving on the board.

SECTION 2. AMENDMENT. Section 11-21-08 of the North Dakota Century Code is amended and reenacted as follows:

11-21-08. Compensation of public administrator.

The public administrator shall receive ~~the same~~ compensation for services ~~as is allowed by law to executors, administrators, guardians, and conservators unless the court, for special reasons, allows a higher compensation~~from the department of human services' centralized guardianship services program.

SECTION 3. REPEAL. Section 50-06-24 of the North Dakota Century Code is repealed.

SECTION 4. APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of $1,200,000, or so much of the

1 sum as may be necessary, to the department of human services for the purpose of providing
2 centralized guardianship services, for the biennium beginning July 1, 2013, and ending June 30,
3 2015. The department of human services may use up to ten percent of the funding for
4 administrative expenses.