

**Sixty-third Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 8, 2013**

HOUSE BILL NO. 1209
(Representatives Kreidt, Heller, Rohr, Schmidt, Wieland)
(Senators J. Lee, Unruh)

AN ACT to amend and reenact section 50-24.5-10 of the North Dakota Century Code, relating to compensation for top management personnel of basic care facilities.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 50-24.5-10 of the North Dakota Century Code is amended and reenacted as follows:

50-24.5-10. Compensation for top management personnel - Department to adopt emergency rules.

1. Notwithstanding the requirements of subsection 2 of section 28-32-03, the department of human services has the authority to ~~create~~adopt emergency rules related to the compensation for top management personnel of a basic care facility combined with a hospital.
2. Except for a person with at least five percent ownership, a person on the governing board, or any person related within the third degree of kinship to top management personnel, the department of human services may not limit compensation for top management personnel of a basic care facility.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-third Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1209.

House Vote: Yeas 53 Nays 38 Absent 3

Senate Vote: Yeas 46 Nays 0 Absent 1

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2013.

Approved at _____ M. on _____, 2013.

Governor

Filed in this office this _____ day of _____, 2013,

at _____ o'clock _____ M.

Secretary of State

Date of Action: April 19, 2013

Honorable FILED Alvin A. Jaeger
Secretary of State
Bismarck, North Dakota

I certify this Act, House Bill No. 1209, together with the objections of Governor Jack Dalrymple, was returned to the House, being the body in which it originated, on April 11, 2013, at 4:43 p.m.; that the objections of the Governor were read at length on April 12, 2013, and entered upon the Journal; that the Bill was taken up for reconsideration; that the motion for reconsideration prevailed on April 19, 2013; and the roll was called and the Bill failed to pass, with less than two-thirds of the members-elect voting in the affirmative.

Vote:	Yeas	61
	Nays	31
	Absent and not voting	2

Speaker of the House

Chief Clerk of the House