

February 15, 2023

PROPOSED AMENDMENTS TO SENATE BILL NO. 2335

Page 1, line 1, after "enact" insert "a new section to chapter 1-03,"

Page 1, line 1, after "50-06" insert a comma

Page 1, line 3, replace the first "and" with a comma

Page 1, line 3, replace "fetal alcohol spectrum disorder council" with "cross-disability advisory council, and establishing an annual day of awareness for fetal alcohol spectrum disorder"

Page 1, line 4, remove "section 15.1-32-01,"

Page 1, line 4, remove ", and section 27-20.3-04"

Page 1, line 5, remove "; and to provide a report"

Page 1, remove lines 7 through 24

Page 2, replace lines 1 through 18 with:

"SECTION 1. A new section to chapter 1-03 of the North Dakota Century Code is created and enacted as follows:

Fetal alcohol spectrum disorder awareness day.

To celebrate the life of all affected by fetal alcohol spectrum disorder, reaffirm the dignity and value of every human being, and to create awareness of the number of people affected by the disorder, the ninth day of September of each year is designated and established as fetal alcohol spectrum disorder awareness day for the state of North Dakota.

Page 3, remove lines 9 through 30

Page 4, remove lines 1 through 29

Page 5, remove lines 1 through 31

Page 6, replace lines 1 through 3 with:

"SECTION 3. A new section to chapter 50-06 of the North Dakota Century Code is created and enacted as follows:

Cross-disability advisory council - Appointment - Duties.

1. The cross-disability advisory council shall participate with and provide feedback to the department regarding the implementation, planning, and design of the cross-disability children's waiver and level of care reform for the comprehensive developmental disabilities Medicaid home and community-based waiver.
2. The department shall contract with a qualified, independent third party to facilitate and provide support services to the council. The contracted

facilitator shall appoint the cross-disability advisory council members in accordance with subsection 3 and establish the length of members terms and the structure of the cross-disability advisory council. A representative from the contracted facilitator shall serve as the presiding officer of the advisory council.

3. The cross-disability advisory council consists of up to fifteen voting members. A majority of the members of the council must be family members of individuals with a disability, or must be individuals with a disability, who receive Medicaid home and community-based services. The remaining members of the council must be appointed based on their professional subject matter expertise in or knowledge of the needs and interests of individuals with disabilities. The council's membership must represent different regions of the state and a broad range of disabilities that pertain to the Medicaid home and community-based services. Upon request of the department, state agency representatives shall participate with the cross-disability advisory council in a nonvoting role.
4. The cross-disability advisory council shall meet at least quarterly and may appoint subcommittees to address specific topics or disabilities, which may include autism, traumatic brain injury, and fetal alcohol spectrum disorder. A majority of the voting members of the council constitutes a quorum.
5. The cross-disability advisory council shall:
 - a. Discuss strategies to address gaps or needs regarding individuals with disabilities and Medicaid home and community-based services;
 - b. Provide for the active participation of stakeholders, including consumers and providers; and
 - c. Receive information from the department and its consultants.
6. The cross-disability advisory council members, excluding the contracted facilitator, are entitled to reimbursement from the department for travel and lodging at the same rate as provided for state officers and employees."

Page 6, remove line 7

Page 6, line 8, remove "complete a course of instruction related to fetal alcohol spectrum disorder."

Page 6, line 9, replace "create the training or provide the training through a third-party vendor" with "integrate fetal alcohol spectrum disorder instruction into the training programs for public and private child welfare providers and foster parents, and further shall integrate a formal fetal alcohol spectrum disorder screening into the early and periodic screening diagnostic and treatment services"

Re-number accordingly