

**BEFORE THE
ADMINISTRATIVE RULES COMMITTEE
OF THE
NORTH DAKOTA LEGISLATIVE COUNCIL**

**Request for an Extension to Create)
Administrative Rules regarding)
Autism Spectrum Disorder Waiver)
and Autism Spectrum Disorder)
Voucher Program)**

**DEPARTMENT OF
HUMAN SERVICES**

December 12, 2013

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Chairman Devlin and members of the committee, my name is Julie Leer and I am an attorney with the Department of Human Services' Legal Advisory Unit. I am here today to request an extension to amend N.D.A.C. article 75-03 and chapter 75-04-06, to effect changes required by 2013 House Bill No. 1038.

The anticipated changes include two new chapters to article 75-03 dealing with the autism spectrum disorder voucher program and with autism services under the proposed Medicaid waiver. Additionally, the Department anticipates removing autism services provisions from chapter 75-04-06 and including them in one of the new chapters in article 75-03.

There is expected to be no impact created by this extension. The Department expects to present these rules at the Administrative Rules Committee meeting scheduled for June so they may take effect on July 1, 2013. The voucher pilot program created by 2013 House Bill No. 1038 also takes effect on July 1, 2013. The Department is in the process of gathering public input and providing required notices prior to submitting its application for the waiver. The changes that we

are able to effect in the meantime are those that are set forth in 2013 House Bill No. 1038. The Department was concerned that adopting the rules for these programs before the provisions of the waiver are finalized would require us to prepare additional amendments to these rules in 2014. To preclude the need to do that, the Department is requesting this extension.

I would be happy to try and answer any questions that you may have. Thank you.

Prepared by:

Julie Leer
December 12, 2013