

Introduced by

Representatives Bosch, J. Nelson

Senators Davison, Lee

1 A BILL for an Act to amend and reenact subsection 11 of section 50-11.1-02 and section
2 50-11.1-06 of the North Dakota Century Code, relating to registration of in-home providers of
3 early childhood services; and to provide for application.

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

5 **SECTION 1. AMENDMENT.** Subsection 11 of section 50-11.1-02 of the North Dakota
6 Century Code is amended and reenacted as follows:

7 11. "In-home provider" means ~~any~~that person ~~who~~that provides early childhood services to
8 children, including in the provider's home or the children's home, for at least two hours
9 a day for three or more days a week.

10 **SECTION 2. AMENDMENT.** Section 50-11.1-06 of the North Dakota Century Code is
11 amended and reenacted as follows:

12 **50-11.1-06. In-home provider - Registration ~~voluntary~~required - Prerequisites for**
13 **~~approval~~ - ~~Issuance of registration document~~Fees - Term.**

14 1. An in-home provider shall hold a registration document, self-declaration, or license
15 issued by the department under this chapter. An in-home provider ~~may~~who does not
16 hold a self-declaration or license shall apply for a registration document from the
17 department. ~~The~~An applicant shall apply for a registration document at least sixty days
18 and no more than ninety days before the expiration date of the applicant's current
19 registration document, self-declaration, or license.

20 2. Within thirty days of timely receipt of a completed application and all support
21 documents, the department or the department's authorized agent shall determine
22 whether the applicant meets the standards and shall issue or deny a registration
23 document based upon that determination. A registration document for an in-home
24 provider may not be effective for longer than ~~one year~~two years. The application and

1 supporting documents may not include any fraudulent or untrue representations. The
2 department may consider the early childhood services history of the applicant in
3 determining issuance of a registration document. The department may investigate an
4 applicant according to rules adopted by the department to determine whether the
5 applicant has a criminal record or has been the subject of a finding of services
6 required for child abuse and neglect. The department may issue a provisional in-home
7 provider registration document in accordance with the rules of the department.

8 3. An applicant for a registration document shall pay the department a nonrefundable fee
9 of fifteen dollars at the time the application is filed. If the nonrefundable fee and
10 application are submitted less than sixty days before the expiration of the applicant's
11 current registration document, license, or self-declaration, the applicant shall submit
12 with the application two times the regular nonrefundable fee. All fees collected under
13 this section must be paid to the department or the department's authorized agent and
14 the department shall use the fees collected to defray the cost of investigating,
15 inspecting, and evaluating applications for registration documents.

16 **SECTION 3. APPLICATION.** Within one year of the effective date of this Act, the
17 department of human services shall implement section 2 of this Act statewide.