

**Sixty-seventh Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 5, 2021**

HOUSE BILL NO. 1029
(Legislative Management)
(Employee Benefits Programs Committee)

AN ACT to amend and reenact section 54-52.1-04.2 of the North Dakota Century Code, relating to public employee uniform group insurance for health benefits; to provide for application; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 54-52.1-04.2 of the North Dakota Century Code is amended and reenacted as follows:

54-52.1-04.2. Self-insurance health plan.

1. This section applies to a self-insurance health plan for:
 - a. Health insurance and prescription drug benefits coverage;
 - b. Health insurance benefits coverage, excluding all or part of prescription drug benefits coverage; or
 - c. All or part of prescription drug benefits coverage.
2. Except for prescription drug coverage under subdivision c of subsection 1, a self-insurance health plan established by the board under this section must be provided under an administrative services only (ASO) contract or a third-party administrator (TPA) contract under the uniform group insurance program. The board may not establish a self-insurance health plan unless the board determines the self-insurance health plan best serves the interests of the state and the state's eligible employees. ~~Except for prescription drug coverage under subdivision c of subsection 1, if~~ the board determines it is in the best interest of the plan, individual stop-loss coverage insured by a carrier authorized to do business in this state may be made part of a self-insurance health plan.

SECTION 2. APPLICATION. This Act applies to self-insurance health plans effective on or after the effective date of this Act.

SECTION 3. EMERGENCY. This Act is declared to be an emergency measure.

Kim Hoegh
Speaker of the House

R. Burchard
President of the Senate

Bruce J. Reed
Chief Clerk of the House

Chanda Meyer
Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-seventh Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1029 and that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote: Yeas 90 Nays 0 Absent 4

Kim Hoegh
Speaker of the House

Bruce J. Reed
Chief Clerk of the House

This certifies that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote: Yeas 46 Nays 0 Absent 1

R. Burchard
President of the Senate

Chanda Meyer
Secretary of the Senate

Received by the Governor at 9:38 AM. on March 8, 2021.

Approved at 3:39 PM. on March 8, 2021.

Doug Burgum
Governor

Filed in this office this 9th day of March, 2021,
at 8:24 o'clock A. M.

Chanda Meyer
Secretary of State