

**Sixty-ninth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 7, 2025**

SENATE BILL NO. 2377
(Senators Boschee, Bekkedahl, Dwyer)
(Representatives Dockter, Koppelman, Louser)

AN ACT to amend and reenact section 26.1-47-02.1 of the North Dakota Century Code, relating to preferred provider arrangements and restrictions on dental care services.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 26.1-47-02.1 of the North Dakota Century Code is amended and reenacted as follows:

26.1-47-02.1. Fees for dental services - Prohibition.

1. As used in this section, "covered services" means dental care services for which a reimbursement is available under an enrollee's plan or for which a reimbursement would be available but for the application of a deductible, copayment, coinsurance, waiting period, annual or lifetime maximum, or frequency limitation.
2. Except for fees for covered services, a preferred provider arrangement for a dental plan may not directly or indirectly set or otherwise regulate the fees charged by the preferred provider for dental care services.
3. A preferred provider arrangement may not restrict a covered person from receiving or paying for additional dental care services that were denied by the covered person's dental plan.
4. Unless disclosed to the covered person before receiving dental care, a covered person receiving or paying for additional dental care services described in subsection 3 may not be charged a rate in excess of the preferred provider arrangement's contracted rate for covered services.

Michelle L. Stripling
President of the Senate

Robi Weis
Speaker of the House

Chandra Morgan
Secretary of the Senate

Buell J. Reich
Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-ninth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2377.

Senate Vote: Yeas 43 Nays 1 Absent 3

House Vote: Yeas 92 Nays 0 Absent 2

Chandra Morgan
Secretary of the Senate

Received by the Governor at 3:07 P.M. on March 27, 2025.

Approved at 1:45 P.M. on March 28, 2025.

[Signature]
Governor

Filed in this office this 3/5th day of March, 2025,

at 9:54 o'clock A M.

Michael Howe
Secretary of State