

**SENATE BILL NO. 2169**

Introduced by

Senators J. Lee, Flakoll, Nelson

Representatives Ekstrom, Kreidt

1 A BILL for an Act to create and enact a new section to chapter 54-52.1 of the North Dakota  
2 Century Code, relating to public employees retirement system health insurance coverage of  
3 colorectal cancer screening; and to provide an expiration date.

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

5 **SECTION 1.** A new section to chapter 54-52.1 of the North Dakota Century Code is  
6 created and enacted as follows:

7 **Insurance to cover colorectal cancer screening.** For all contracts or plans for health  
8 insurance which become effective after June 30, 2005, and which do not extend past June 30,  
9 2007, the board shall provide medical benefits coverage under a contract for insurance  
10 pursuant to section 54-52.1-04 or under a self-insurance plan pursuant to section 54-52.1-04.2  
11 of the same type offered under the policy or contract for illnesses for colorectal cancer  
12 screening examinations and laboratory tests of asymptomatic individuals in accordance with  
13 generally accepted standards of medical practice for colorectal cancer screening, such as the  
14 guidelines established by the American cancer society or the American college of  
15 gastroenterology. For purposes of this section, the determination of an individual's screening  
16 risk factors upon which the individual's screening strategy is based must be made by the  
17 individual's physician.

18 **SECTION 2. PUBLIC EMPLOYEES RETIREMENT SYSTEM - COLORECTAL**  
19 **CANCER SCREENING HEALTH MANDATE DIRECTIVE.** Pursuant to section 54-03-28, the  
20 public employees retirement system shall prepare and request introduction of a bill to the  
21 sixtieth legislative assembly to repeal the expiration date of section 1 of this Act and to extend  
22 the colorectal cancer screening coverage to apply to all group and individual accident and  
23 health insurance policies. The public employees retirement system shall append to the bill a  
24 report regarding the effect of the colorectal cancer screening coverage requirement on the

1 system's health insurance programs; information on the utilization and costs relating to the  
2 coverage; and a recommendation on whether the coverage should continue.

3 **SECTION 3. EXPIRATION DATE.** Section 1 of this Act is effective through July 31,  
4 2007, and after that date is ineffective.