

Sixty-first
Legislative Assembly
of North Dakota

HOUSE BILL NO.

Introduced by

Representative Potter

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; to provide an appropriation; 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, 2009, and which do not extend past June 30,
9 2011, 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 sixty-second legislative assembly to repeal the expiration date of section 1 of this Act and to
22 extend the colorectal cancer screening coverage to apply to all group and individual accident
23 and health insurance policies. The public employees retirement system shall append to the bill
24 a report regarding the effect of the colorectal cancer screening coverage requirement on the

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

SECTION 3. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from other funds derived from federal funds and other income, to the following agencies for the purpose of defraying the cost of additional health insurance premiums necessary to provide the coverage under section 1 of this Act, for the biennium beginning July 1, 2009, and ending June 30, 2011, as follows:

<u>Agency</u>	<u>General Fund</u>	<u>Special Funds</u>	<u>Total</u>
Governor	\$1,745		\$1,745
Secretary of state	2,510	\$108	2,618
Office of management and budget	10,339	2,508	12,847
Information technology department	1,901	28,370	30,271
State auditor	3,688	1,626	5,314
State treasurer	582		582
Attorney general	14,609	2,970	17,579
Tax commissioner	12,896		12,896
Office of administrative hearings		776	776
Legislative assembly	12,120		12,120
Legislative council	3,200		3,200
Judicial branch	32,400	858	33,258
Commission on legal counsel	2,812		2,812
for indigents			
Retirement and investment office		1,648	1,648
Public employees retirement system		3,200	3,200
Department of public instruction	2,854	6,673	9,527
Land department		1,818	1,818
State library	2,491	394	2,885
School for the deaf	4,468	229	4,697
North Dakota vision services -	2,013	605	2,618

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1	School for the blind			
2	Department of career and	2,472	195	2,667
3	technical education			
4	State department of health	9,889	22,253	32,142
5	Veterans' home	2,635	6,186	8,821
6	Indian affairs commission	388		388
7	Department of veterans' affairs	582		582
8	Department of human services	127,626	74,601	202,227
9	Protection and advocacy project	524	2,143	2,667
10	Job service North Dakota	133	29,730	29,863
11	Insurance commissioner		4,509	4,509
12	Industrial commission	4,811	558	5,369
13	Labor commissioner	762	304	1,066
14	Public service commission	2,678	1,394	4,072
15	Aeronautics commission		582	582
16	Department of financial		2,618	2,618
17	institutions			
18	Securities department	873		873
19	Bank of North Dakota		17,113	17,113
20	Housing finance agency		4,169	4,169
21	Mill and elevator association		12,702	12,702
22	Workforce safety and insurance		21,636	21,636
23	Highway patrol	12,607	6,494	19,101
24	Department of corrections and	64,743	3,788	68,531
25	rehabilitation			
26	Adjutant general	7,873	14,622	22,495
27	Department of commerce	5,180	1,898	7,078
28	Agriculture commissioner	3,450	3,046	6,496
29	State seed department		2,909	2,909
30	Upper great plains	452	3,756	4,208

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1	transportation institute			
2	Branch research centers	6,806	2,431	9,237
3	NDSU extension service	14,245	10,757	25,002
4	Northern crops institute	609	476	1,085
5	Main research center	23,058	10,692	33,750
6	Agronomy seed farm		291	291
7	Racing commission	34	160	194
8	State historical society	5,172	646	5,818
9	Council on the arts	485		485
10	Game and fish department		15,029	15,029
11	Parks and recreation	4,650	247	4,897
12	department			
13	State water commission	7,399	745	8,144
14	Department of transportation	<u> </u>	<u>102,050</u>	<u>102,050</u>
15	Total	\$420,764	\$432,513	\$853,277

16 **SECTION 4. EXPIRATION DATE.** Section 1 of this Act is effective through July 31,
17 2011, and after that date is ineffective.