

**HOUSE BILL NO. 1196**

Introduced by

Representatives Berg, Clark, Vigesaa

Senators Behm, Klein, Wanzek

1 A BILL for an Act to amend and reenact section 26.1-36.4-06 of the North Dakota Century  
2 Code, relating to elimination of the reporting requirement of modified community rating of  
3 insurance policies.

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

5 **SECTION 1. AMENDMENT.** Section 26.1-36.4-06 of the North Dakota Century Code  
6 is amended and reenacted as follows:

7 **26.1-36.4-06. Modified community rating.** Premium rates for individual policies are  
8 subject to the following:

- 9 1. For any class of individuals, the premium rates charged during a rating period to  
10 the individuals in that class for the same or similar coverage may not vary by a  
11 ratio of more than six to one after August 1, 1995, and by a ratio of more than five  
12 to one after August 1, 1996, when age, industry, gender, and duration of coverage  
13 of the individuals are considered. Gender and duration of coverage may not be  
14 used as a rating factor for policies issued after January 1, 1997.
- 15 2. An insurer, in addition to the factors set forth in subsection 1, may use geography,  
16 family composition, healthy lifestyles, and benefit variations to determine premium  
17 rates.
- 18 3. The commissioner shall design and adopt reporting forms to be used by an insurer  
19 to report information as to insurer's experience as to insurance provided under this  
20 chapter on a periodic basis to determine the impact of the reforms and  
21 implementation of modified community rating contained in this chapter ~~and the~~  
22 ~~commissioner shall report to the legislative assembly or a committee designated by~~  
23 ~~the legislative council the findings of the commissioner.~~