

Introduced by

1 A BILL for an Act to create and enact a new chapter to title 23 of the North Dakota Century  
2 Code, relating to state financial assistance for emergency medical services; to amend and  
3 reenact section 18-04-04.1 and subsection 1 of section 26.1-03-17 of the North Dakota Century  
4 Code, relating to the insurance tax distribution fund; to repeal chapter 23-40 of the North  
5 Dakota Century Code, relating to emergency medical services allocations; and to provide an  
6 appropriation.

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

8 **SECTION 1. AMENDMENT.** Section 18-04-04.1 of the North Dakota Century Code is  
9 amended and reenacted as follows:

10 **18-04-04.1. Insurance tax distribution fund.** The insurance tax distribution fund is a  
11 special fund in the state treasury. The portion of revenue provided in section 26.1-03-17 must  
12 be deposited in the fund for disbursement as provided in this chapter and ~~chapter 23-40~~  
13 section 2 of this Act, subject to legislative appropriation.

14 **SECTION 2.** A new chapter to title 23 of the North Dakota Century Code is created and  
15 enacted as follows:

16 **Emergency medical services - Strategic plan - State financial assistance.** The  
17 state department of health shall establish and update biennially a strategic plan for integrated  
18 emergency medical services in this state. The state health officer shall provide state financial  
19 assistance for licensed emergency medical services operations in accordance with the  
20 department's strategic plan for providing emergency medical services in this state.

21 **SECTION 3. AMENDMENT.** Subsection 1 of section 26.1-03-17 of the North Dakota  
22 Century Code is amended and reenacted as follows:

23 1. Before issuing the annual certificate required by law, the commissioner shall collect  
24 from every stock and mutual insurance company, nonprofit health service

1 corporation, health maintenance organization, and prepaid legal service  
2 organization, except fraternal benefit and benevolent societies, doing business in  
3 this state, a tax on the gross amount of premiums, assessments, membership fees,  
4 subscriber fees, policy fees, service fees collected by any third-party administrator  
5 providing administrative services to a group that is self-insured for health care  
6 benefits, and finance and service charges received in this state during the  
7 preceding calendar year, at the rate of two percent with respect to life insurance,  
8 one and three-fourths percent with respect to accident and health insurance, and  
9 one and three-fourths percent with respect to all other lines of insurance. This tax  
10 does not apply to considerations for annuities. The total tax is payable on or  
11 before March first following the year for which the tax is assessable. Collections  
12 from this tax, except for collections deposited in the firefighters death benefit fund,  
13 must be deposited in the insurance tax distribution fund under section 18-04-04.1  
14 but not in an amount exceeding one-half of the biennial amount appropriated for  
15 distribution under ~~sections~~ section 18-04-05 and ~~23-40-05~~ section 2 of this Act in  
16 any fiscal year. Collections from this tax in an amount of up to fifty thousand  
17 dollars per biennium, as may be necessary, are appropriated on a continuing basis  
18 for deposit in the firefighters death benefit fund for distribution under chapter  
19 18-05.1. Collections from this tax exceeding the sum of the amount deposited in  
20 the insurance tax distribution fund and the amount deposited in the firefighters  
21 death benefit fund each fiscal year must be deposited in the general fund in the  
22 state treasury. If the due date falls on a Saturday or legal holiday, the tax is  
23 payable on the next succeeding business day.

24 **SECTION 4. REPEAL.** Chapter 23-40 of the North Dakota Century Code is repealed.

25 **SECTION 5. APPROPRIATION.** There is appropriated out of any moneys in the  
26 insurance tax distribution fund in the state treasury, not otherwise appropriated, the sum of  
27 \$12,000,000, or so much of the sum as may be necessary, to the state department of health for  
28 the purpose of providing state financial assistance for licensed emergency medical services  
29 operations in accordance with section 2 of this Act, for the biennium beginning July 1, 2011,  
30 and ending June 30, 2013.