

Introduced by

(At the request of the Supreme Court)

1 A BILL for an Act to amend and reenact section 54-52.1-03.4 of the North Dakota Century
2 Code, relating to participation in the public employees uniform group insurance program.

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

4 **SECTION 1. AMENDMENT.** Section 54-52.1-03.4 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **54-52.1-03.4. Temporary employees and, employees on unpaid leave of absence, and**
7 **disabled judges.**

- 8 1. A temporary employee employed before August 1, 2007, may elect to participate in the
9 uniform group insurance program by completing the necessary enrollment forms and
10 qualifying under the medical underwriting requirements of the program if such election
11 is made before January 1, 2015, and if the temporary employee is participating in the
12 uniform group insurance program on January 1, 2015.
- 13 2. In order for a temporary employee employed after July 31, 2007, to qualify to
14 participate in the uniform group insurance program, the employee must be employed
15 at least twenty hours per week; must be employed at least twenty weeks each year of
16 employment; must make the election to participate before January 1, 2015; and must
17 be participating in the uniform group insurance program as of January 1, 2015.
- 18 3. To be eligible to participate in the uniform group insurance program, a temporary
19 employee first employed after December 31, 2014, or any temporary employee not
20 participating in the uniform group insurance program as of January 1, 2015, must meet
21 the definition of a full-time employee under section 4980H(c)(4) of the Internal
22 Revenue Code [26 U.S.C. 4980H(c)(4)].
- 23 4. Monthly, the temporary employee or the temporary employee's employer shall pay to
24 the board the premiums in effect for the coverage being provided. In the case of a

1 temporary employee who is an applicable taxpayer as defined in section 36B(c)(1)(A)
2 of the Internal Revenue Code [26 U.S.C. 36B(c)(1)(A)], the temporary employee's
3 required contribution for medical and hospital benefits self-only coverage may not
4 exceed the maximum employee required contribution specified under section 36B(c)
5 (2)(C) of the Internal Revenue Code [26 U.S.C. 36B(c)(2)(C)], and the employer shall
6 pay any difference between the maximum employee required contribution for medical
7 and hospital benefits self-only coverage and the cost of the premiums in effect for this
8 coverage.

9 5. An active judge of the supreme or district court who receives disability retirement
10 benefits under section 54-52-17 may elect to continue participating in the uniform
11 group insurance program for hospital and medical benefits coverage on the same
12 basis the judge participated before becoming disabled. A judge who makes this
13 election may continue participating in this uniform group insurance program for the
14 remainder of the judge's term of office or until the judge turns sixty-five years of age,
15 whichever occurs first.

16 6. An employer may pay health or life insurance premiums for a permanent employee on
17 an unpaid leave of absence.

18 7. A political subdivision, department, board, or agency may make a contribution for
19 coverage under this section.